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# A BILL FOR AN ACT

RELATING TO DOGS.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Section 142-74, Hawaii Revised Statutes, is  
2 amended to read as follows:  
3           "**§142-74 Liability of dog owner; penalty.** (a) If any  
4 dog, while on private property without the consent of the owner  
5 of that property, injures or destroys any sheep, cattle, goat,  
6 hog, fowl, or other property belonging to any person other than  
7 the owner of the dog, the owner of the dog shall be liable in  
8 damages to the person injured for the value of the property so  
9 injured or destroyed. The owner of the dog shall confine or  
10 destroy the dog, and if the owner of the dog neglects or refuses  
11 to do so, the owner of the dog, in the event of any further  
12 damage being done to the person or property of any person by the  
13 dog, in addition to paying the person injured for the damage,  
14 shall pay the costs of the trial together with the penalty  
15 imposed under section 142-12, and it shall be lawful for any  
16 other person to destroy the dog.



1        (b) If a violation of subsection (a) occurs while a dog is  
2 on property zoned for agricultural use, the person violating  
3 subsection (a) shall be fined no less than \$1,000 in addition to  
4 the penalties imposed under subsection (a).

5        [~~b~~] (c) Each county may enact and enforce ordinances  
6 regulating persons who own, harbor, or keep any dog that has  
7 injured, maimed, or destroyed an animal belonging to another  
8 person. No ordinance enacted under this subsection shall be  
9 held invalid on the ground that it covers any subject or matter  
10 embraced within any statute or rule of the State; provided that  
11 the ordinance shall not affect the civil liability of a person  
12 owning, harboring, or keeping the dog. Upon enactment of an  
13 ordinance, whether enacted on, before, or after June 30, 2001,  
14 the ordinance shall have full force and effect; provided that  
15 the ordinance is consistent with this section."

16        SECTION 2. Statutory material to be repealed is bracketed  
17 and stricken. New statutory material is underscored.

18        SECTION 3. This Act shall take effect on June 30, 3000.



**Report Title:**

Dogs; Agricultural Land; Liability; Penalty

**Description:**

Establishes additional penalties for dog owners whose dog injures or destroys property of another while on private property zoned for agricultural use without consent of the owner of the property. Effective 6/30/3000. (HD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

