



GOV. MSG. NO. 1310

EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

July 6, 2021

The Honorable Ronald D. Kouchi,
President
and Members of the Senate
Thirty First State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,
Speaker and Members of the
House of Representatives
Thirty First State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on July 6, 2021, the following bill was signed into law:

HB0416 HD2 SD2

RELATING TO SECTION 711-1109, HAWAII
REVISED STATUTES.
ACT 182 (21)

Sincerely,

DAVID Y. IGE
Governor, State of Hawai'i

A BILL FOR AN ACT

RELATING TO SECTION 711-1109, HAWAII REVISED STATUTES.

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

1 SECTION 1. Section 711-1109, Hawaii Revised Statutes, is
2 amended as follows:

3 1. By amending subsection (1) to read:

4 "(1) A person commits the offense of cruelty to animals in
5 the second degree if the person intentionally, knowingly, or
6 recklessly:

7 (a) Overdrives, overloads, tortures, torments, beats,
8 causes substantial bodily injury to, or starves any
9 animal, or causes the overdriving, overloading,
10 torture, torment, beating, or starving of any animal;

11 (b) Deprives a pet animal of necessary sustenance or
12 causes [such] that deprivation;

13 (c) Mutilates, poisons, or kills without need any animal
14 other than insects, vermin, or other pests; provided
15 that the handling or extermination of any insect,
16 vermin, or other pest is conducted in accordance with



1 standard and acceptable pest control practices and all
2 applicable laws and regulations;

3 (d) Keeps, uses, or in any way is connected with or
4 interested in the management of, or receives money for
5 the admission of any person to, any place kept or used
6 for the purpose of fighting or baiting any bull, bear,
7 cock, or other animal, and includes every person who
8 encourages, aids, or assists therein, or who permits
9 or suffers any place to be so kept or used;

10 (e) Carries or causes to be carried, in or upon any
11 vehicle or other conveyance, any animal in a cruel or
12 inhumane manner;

13 (f) Confines or causes to be confined, in a kennel or
14 cage, any pet animal in a cruel or inhumane manner;

15 (g) Tethers, fastens, ties, or restrains a dog to a
16 doghouse, tree, fence, or any other stationary object
17 [by], or uses a trolley, trolley with swivels, pulley,
18 cable, running line, or trolley lacking swivels at
19 each end that is designed to attach a dog to two
20 stationary objects in a configuration that endangers



- 1 the dog, including preventing the dog from obtaining
 2 necessary sustenance;
- 3 (h) Tethers or restrains a dog under the age of six months
 4 unless the dog is engaged in an activity supervised by
 5 its owner or an agent of its owner;
- 6 (i) Tethers or restrains a dog by a tow or log chain;
- 7 (j) Tethers or restrains by means of choke collar, pinch
 8 collar, or prong collar[~~provided that a person is~~
 9 ~~not prohibited from using such restraints when walking~~
 10 ~~a dog with a hand held leash or while a]~~ unless the
 11 dog is engaged in [~~a supervised~~] an activity[~~]~~
 12 supervised by its owner or an agent of its owner; or
- 13 [~~(h)~~] (k) Assists another in the commission of any act
 14 specified in [~~subsections (1)(a)~~] paragraphs (a)
 15 through [~~(1)(g)~~] (j)."

16 2. By amending subsection (4) to read:

17 "(4) Cruelty to animals in the second degree is a
 18 misdemeanor, except [~~where~~] that if the offense involves ten or
 19 more pet animals in any one instance [~~which~~], then cruelty to
 20 animals in the second degree is a class C felony."



1 SECTION 2. This Act does not affect rights and duties that
2 matured, penalties that were incurred, and proceedings that were
3 begun before its effective date.

4 SECTION 3. Statutory material to be repealed is bracketed
5 and stricken. New statutory material is underscored.

6 SECTION 4. This Act shall take effect upon its approval.

APPROVED this 06 day of JUL , 2021



GOVERNOR OF THE STATE OF HAWAII



HB No. 416, HD 2, SD 2

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 22, 2021
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-First Legislature of the State of Hawaii, Regular Session of 2021.



Scott K. Saiki
Speaker
House of Representatives

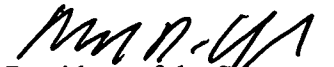


Brian L. Takeshita
Chief Clerk
House of Representatives

THE SENATE OF THE STATE OF HAWAI'I

Date: April 5, 2021
Honolulu, Hawai'i 96813

We hereby certify that the foregoing Bill this day passed Third Reading in the Senate of the Thirty-First Legislature of the State of Hawai'i, Regular Session of 2021.


President of the Senate


Clerk of the Senate