

JAN 25 2012

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# A BILL FOR AN ACT

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RELATING TO DOGS.

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

SECTION 1. Chapter 321, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

**"§321- Dogs allowed in restaurants.** (a) At the discretion of the owner or manager of a restaurant, a restaurant patron may bring a dog into the restaurant under the following conditions:

(1) The dog must be under the control of the patron at all times and on a leash that is tied or fastened to keep the dog within two feet of the patron;

(2) The dog must remain within the patron's seating area and on the floor;

(3) The dog must not interfere with the activities of the restaurant's employees, must not obstruct pathways, and must not enter the food preparation area;

(4) The dog must not relieve itself within the restaurant, bark, or otherwise disturb other patrons; and



1        (5) Any other conditions that the owner or manager of the  
2                restaurant imposes.

3        (b) A restaurant that permits dogs in the restaurant shall  
4 post prominently at each entrance a sign stating "Dogs are  
5 allowed in this restaurant." The restaurant shall post adjacent  
6 to that sign the list of conditions in subsection (a), including  
7 a clear description of the additional conditions imposed by the  
8 owner or manager of the restaurant.

9        (c) If any of the conditions in subsection (a) are not  
10 met, the owner or manager of the restaurant may require the  
11 patron to remove the dog from the restaurant.

12        (d) The restaurant patron who brings the dog into the  
13 restaurant and the dog's owner, if the owner is not the patron,  
14 shall be liable for all property damage and personal injury that  
15 the dog causes while in the restaurant.

16        (e) For purposes of this section, the term "restaurant"  
17 means any place where food is served or provided to the public  
18 at a charge, including outdoor seating areas, regardless of  
19 whether the food is consumed on or off the premises.

20        (f) If any provision of this section conflicts with  
21 federal law governing service animals, federal law shall  
22 prevail."



# S.B. NO. 3032

1 SECTION 2. New statutory material is underscored.

2 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY: \_\_\_\_\_

*S.S. Thi*

**By Request**



# S.B. NO. 3032

**Report Title:**

Dogs; Restaurants

**Description:**

Allows dogs in restaurants at the restaurant owner's or restaurant manager's discretion provided that certain conditions are met.

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

