A BILL FOR AN ACT

RELATING TO THE SALE OF DOGS AND CATS.

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

1 SECTION 1. The Hawaii Revised Statutes is amended by 2 adding a new chapter to be appropriately designated and to read 3 as follows: 4 "CHAPTER SALE OF DOGS AND CATS 5 -1 Definitions. As used in this chapter unless the 6 7 context otherwise requires: "Public place" means a place to which the public or a 8 9 substantial group of persons has access and includes public roads, parking lots, sidewalks, highways, transportation 10 11 facilities, schools, places of amusement or business, parks, playgrounds, prisons, and hallways, lobbies, and other portions 12 13 of apartment houses and hotels not constituting rooms or apartments designed for actual residence as well as property 14 15 adjacent to these locations. Sale of dogs and cats prohibited in any public 16 place. Notwithstanding any ordinance, law, or rule to the 17 18 contrary, it shall be unlawful for any person to sell, exchange, 2013-0530 HB SMA-1.doc

- 1 give away, display for commercial purposes, or trade for
- 2 monetary or other compensation any live dog or cat in any public
- 3 place, regardless of whether access is authorized; provided that
- 4 this section shall not apply to humane societies, or animal
- 5 control, rescue, or care organizations exempt under title 26
- 6 United States Code section 501(c)(3) facilitating the adoption
- 7 of animals.
- 8 S -3 Penalties. Any person who knowingly,
- 9 intentionally, or recklessly violates section -2 shall be
- 10 subject to a fine of \$500 per offense. Each violation shall
- 11 constitute a separate offense."
- 12 SECTION 2. This Act does not affect rights and duties that
- 13 matured, penalties that were incurred, and proceedings that were
- 14 begun before its effective date.
- 15 SECTION 3. If any provision of this Act, or the
- 16 application thereof to any person or circumstance, is held
- 17 invalid, the invalidity does not affect other provisions or
- 18 applications of the Act that can be given effect without the
- 19 invalid provision or application, and to this end the provisions
- 20 of this Act are severable.

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SECTION 4. This Act shall take effect on January 1, 2014.

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INTRODUCED BY:

Della a Beleti Justica Woolly

JAN 23 2013

H.B. NO. 1121

Report Title:

Sale of Dogs and Cats; Public Place

Description:

Prohibits the sale of dogs and cats in any public place, except for humane groups facilitating adoptions. Establishes penalties. Effective 01/01/2014.

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