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## A BILL FOR AN ACT

RELATING TO THE SALE OF ANIMALS.

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

1           SECTION 1. Chapter 142, Hawaii Revised Statutes, is  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:

4           "§142-       Sale of dogs, cats, and rabbits; prohibited.

5           (a) No pet dealer or retail pet store in the State shall sell,  
6 offer to sell, lease, offer to lease, barter, auction, or  
7 otherwise transfer ownership of any dog, cat, or rabbit.

8           (b) This section shall not be construed to prohibit a pet  
9 dealer or retail pet store from collaborating with the following  
10 entities to provide space to showcase dogs, cats, or rabbits  
11 owned by these entities for the purpose of adoption:

12           (1) Any duly incorporated society for the prevention of  
13 cruelty to animals;

14           (2) Any duly incorporated humane society;

15           (3) Any duly incorporated animal protective association;

16           or



1       (4) Any other duly incorporated animal adoption or animal  
2           rescue organization,  
3 that is exempt from taxation under section 501(c)(3) of the  
4 Internal Revenue Code; provided that the entities identified in  
5 paragraphs (1) to (4) are not affiliated with or located on the  
6 premises of a breeder or pet dealer; do not obtain dogs, cats,  
7 or rabbits from a breeder or pet dealer in exchange for payment  
8 or any form of compensation; and do not resell dogs, cats, or  
9 rabbits obtained from a breeder or pet dealer or provide payment  
10 or compensation to such breeder or pet dealer.

11       (c) As used in this section:

12       "Animal" includes a dog, cat, or rabbit.

13       "Breeder" means any person who breeds and sells or offers  
14 for sale twenty-five or more animals per year for profit.

15       "Pet dealer" means any person who, in the ordinary course  
16 of business, sells or offers for sale more than nine animals per  
17 year for profit to the public. "Pet dealer" includes a breeder  
18 but does not include a retail pet store.

19       "Retail pet store" means any for-profit place of business  
20 that sells or offers for sale animals to be kept as household  
21 pets, pet food, or pet supplies. "Retail pet store" does not



1 include breeders who sell or offer to sell directly to the  
2 public animals that are born and raised on the breeder's  
3 residential premises.

4 "Residential premises" includes a person's entire  
5 residential property, including a dwelling, garage, yard,  
6 garden, and kennel."

7 SECTION 2. New statutory material is underscored.

8 SECTION 3. This Act shall take effect on January 1, 2024.

9

INTRODUCED BY: SG  
JAN 23 2023



H.B. NO. 821

**Report Title:**

Sale of Dogs, Cats, and Rabbits; Prohibited; Pet Dealers; Retail  
Pet Stores

**Description:**

Prohibits pet dealers and retail pet stores in the State from  
selling, offering to sell, leasing, offering to lease,  
bartering, auctioning, or otherwise transferring ownership of  
any dog, cat, or rabbit. Effective 1/1/2024.

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not legislation or evidence of legislative intent.*

