

ACT 163

H.B. NO. 1855-86

A Bill for an Act Relating to Branding.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 146-21, Hawaii Revised Statutes, is amended to read as follows:

“§146-21 Retention of the hide of butchered calf, heifer, cow, steer, and bull; subject to public inspection. Every person slaughtering a calf, heifer, cow, steer, and bull butchered for purposes of human consumption shall, for a period of two weeks after the killing of a calf, heifer, cow, steer, and bull, retain the hide of the same and allow any interested person, in the usual business hours during that period, to inspect the same; provided, that disposition may be made of a hide within the period aforesaid upon receipt from the officer in charge of recording brands of written permission so to do[.]; provided further that the retention of hides shall not be required if the purpose of the slaughter is for personal consumption. For the purpose of this section, “personal consumption” means for one’s own use or for use by one’s family.”

SECTION 2. Section 146-22, Hawaii Revised Statutes, is amended to read as follows:

“§146-22 Reports. Every person who slaughters a calf, heifer, cow, steer, or bull, whether wild or domesticated, at any place other than a duly licensed slaughterhouse shall comply with [the provisions of] section 146-21 and, in addition thereto, shall forthwith report such slaughtering to the officer in charge of recording brands. Such report shall include a description of the animal slaughtered, including its sex and [brand,] a full description of each and every brand on the animal, the date and place of slaughter, and the name of the person from whom, and date when, [such] the animal was acquired [by him]. If any of the described brands on the animal appear to be obliterated, as described in section 142-47, or to be felonious, as described in section 142-48, the person shall make a report of the obliterated or felonious brand to the appropriate law enforcement agency pursuant to rules adopted by the department of agriculture.”

SECTION 3. Section 146-24, Hawaii Revised Statutes, is amended to read as follows:

“**§146-24 Violations; penalty.** A violation of [either of sections] section 146-21, 146-22, or 146-23 shall be punishable by a fine of not more than \$500 or imprisonment of not more than one year, or both.”

SECTION 4. Section 159-15, Hawaii Revised Statutes, is amended to read as follows:

“~~[]~~**§159-15** **Bonding.** Upon a person being granted a license to slaughter animals for the purpose of using the meat or meat products thereof in intrastate commerce, the board shall exact from the licensee a bond in the penal sum of \$5,000, the bond to be obtained from a surety company authorized to do business in the State and to be so conditioned that the licensee shall be required to keep a full and accurate record concerning every animal which he may purchase, kill, or sell; and that [he] the licensee will at all times during regular business hours keep the record open for the inspection by representatives of the board who may desire to examine the same. The record shall contain:

- (1) The sex of the animal.
- (2) [The] A full description of each and every brand on the animal, stating the position of each brand on the animal [of the brand]. If any of the described brands on the animal appear to be obliterated, as described in section 142-47, or to be felonious, as described in section 142-48, the person shall make a report of the obliterated or felonious brand to the appropriate law enforcement agency pursuant to rules adopted by the department of agriculture.
- (3) Ear tag number or other mark of identification.
- (4) The principal color of the animal.
- (5) The name of the person who sold the animal to him.
- (6) The date when the animal was sold to him.
- (7) The date when the animal was delivered to him.
- (8) The date when the animal was killed.”

SECTION 5. Statutory material to be repealed is bracketed. New statutory material is underscored.

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

(Approved May 14, 1986.)