

ACT 23

S.B. NO. 3423

A Bill for an Act Relating to Fences.

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

SECTION 1. The legislature finds that the current minimum height for fences enclosing animals (four and a half feet) is unnecessary. Standard hog wire with a standard height of four feet will stop most animals. Present law requires additional expenses for labor and material to string another wire above the hog wire but which the livestock industry considers unnecessary. The purpose of this Act is to require fences to be only four feet high.

SECTION 2. Section 142-61, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

“(a) Every fence made of stone, posts and rails, posts and boards, posts and wire, or other suitable materials shall be a lawful fence, provided that it is not less than four [and a half] feet in height, substantially built, strong and close, existing in good state of repair, and capable of turning either all stock or all stock excepting swine, attempting to pass through the fence.”

SECTION 3. Statutory material to be repealed is bracketed.

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

(Approved April 17, 1990.)