

STAND. COM. REP. NO.

3534

Honolulu, Hawaii

APR 06 2018

RE: H.B. No. 2072  
H.D. 2  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Ninth State Legislature  
Regular Session of 2018  
State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred H.B. No. 2072, H.D. 2, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO SECTION 711-1109, HAWAII REVISED STATUTES, "

begs leave to report as follows:

The purpose and intent of this measure is to amend the offense of cruelty to animals in the second degree.

Specifically, this measure:

- (1) Prohibits certain restraints and tethers that endanger a dog; and
- (2) Authorizes the court to assess fines or order community service, mental health counseling, or animal abuse prevention classes in addition to or in lieu of the penalties for the offense.

Your Committee received written comments in support of this measure from The Humane Society of the United States, Hawaii Association of Animal Welfare Agencies, Hawaiian Humane Society, Keiko Conservation, TKO Rubbish & Recycling Equipment, and seventeen individuals.

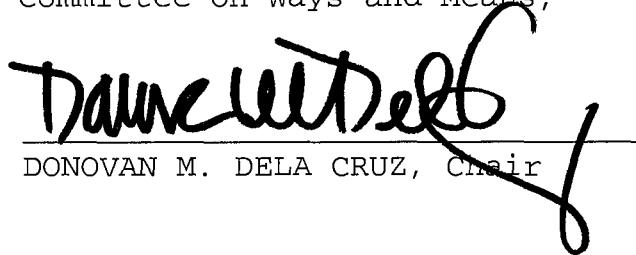


Your Committee finds that the prohibitions and penalties established by this measure will help to promote more humane treatment of dogs and other animals.

Your Committee notes the request of The Humane Society of the United States in its written comments in support of this measure with respect to deletion of the words "or in lieu of" from the following amendment to section 711-1109(4), Hawaii Revised Statutes, in section 1 of the measure: "In addition to or in lieu of any penalty authorized for a person convicted of an offense under this section, the court may assess fines, order performance of community service, require mental health counseling, or order attendance at educational classes concerning animal abuse prevention." Your Committee respectfully requests that this amendment be considered as the measure moves forward in the legislative process.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2072, H.D. 2, S.D. 1, and recommends that it pass Third Reading.

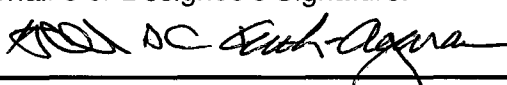
Respectfully submitted on  
behalf of the members of the  
Committee on Ways and Means,

  
DONOVAN M. DELA CRUZ, Chair



The Senate  
 Twenty-Ninth Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Ways and Means**  
**WAM**

Bill / Resolution No.:* <b>HB2072 HD2 SD1</b>	Committee Referral: <b>JDC, WAM</b>	Date: <b>4/3/18</b>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
DELA CRUZ, Donovan M. (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)	X			
ENGLISH, J. Kalani	X			
GALUTERIA, Brickwood	X			
HARIMOTO, Breene				X
INOUYE, Lorraine R.	X			
KAHELE, Kaiali'i	X			
KIDANI, Michelle N.				X
RIVIERE, Gil	X			
SHIMABUKURO, Maile S.L.	X			
WAKAI, Glenn	X			
<b>TOTAL</b>	<b>9</b>			<b>2</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Only one measure per Record of Votes