



A BILL FOR AN ORDINANCE

RELATING TO ANIMAL CONTROL LAWS.

BE IT ORDAINED by the People of the City and County of Honolulu:

SECTION 1. Purpose. The purpose of this ordinance is to amend portions of the animal control law.

SECTION 2. Chapter 3, Article 5, Revised Ordinances of Honolulu 1990, is amended by adding a new section to be appropriately designated by the revisor of ordinances and to read as follows:

"Sec. 3-5. Humane destruction of animals—Public notification requirements.

(a) Unless an animal is not available for adoption pursuant to subsection (b), the animal control contractor shall provide the following information to non-profit animal sheltering agencies and rescue groups, upon their request, at least 24 hours before any animal within the animal control contractor's custody is scheduled to be humanely destroyed, to enable non-profit animal sheltering agencies and rescue groups to notify the public at large via an internet website of animals that are scheduled to be humanely destroyed:

- (1) The date and time the animal is to be humanly destroyed;
- (2) The type, breed (if known), name (if any), weight, sex and medical status of the animal;
- (3) A photograph of the animal; and
- (4) Any other information required by the City by contract.

Once a request for this information is made by a non-profit animal sheltering agency or rescue group, the animal control contractor shall continue to provide the information for the remainder of the calendar year. Requests may be renewed on an annual basis.

(b) The following animals shall not be available for adoption, and shall not be subject to subsection (a):



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- (1) Irremediably suffering animals;
- (2) Diseased animals that pose a menace to public health or the health of other animals;
- (3) Unweaned animals without their mother, if supplemental feeding of the unweaned animals cannot be arranged;
- (4) Dangerous dogs that have been ordered to be humanely destroyed pursuant to Chapter 7, Article 7; and
- (5) Any animal subject to section 143-13, Hawaii Revised Statutes."

SECTION 3. Section 3-5.1, Revised Ordinances of Honolulu 1990, is amended by adding new definitions of "animal" and "non-profit sheltering agencies and rescue groups" to be inserted by the revisor of ordinances in their proper alphabetical order, and to read as follows:

"Animal" means those types or species of animals that are customary and usual pets such as dogs, cats, rabbits and domestic birds and other beasts, and which are customarily kept solely for personal enjoyment and companionship; excluding aviary game birds and fish as defined in the Hawaii Revised Statutes."

"Non-profit animal sheltering agencies and rescue groups" means all public or private animal sheltering agencies and rescue groups designated as non-profits by Section 501(c)(3) of the Internal Revenue Code, or incorporated as a non-profit corporation under Section 414D of the Hawaii Revised Statutes."

SECTION 4. New ordinance material is underscored. When revising, compiling or printing this ordinance for inclusion in the Revised Ordinances of Honolulu, the revisor of ordinances need not include the underscoring.



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SECTION 5. This ordinance shall take effect upon approval but shall only apply to any animal control contractor whose contract is executed after that effective date. This ordinance shall not apply to any animal control contract which was executed prior to or on that effective date.

INTRODUCED BY:

Tom Berg

DATE OF INTRODUCTION:

August 15, 2012
Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel

APPROVED this _____ day of _____, 20____.

,Mayor
City and County of Honolulu