

ORDINANCE NO. _____

BILL NO. 130 (2025)

A BILL FOR AN ORDINANCE AMENDING CHAPTER 6.04, MAUI COUNTY
CODE, TO RENAME THE ANIMAL CONTROL BOARD TO
THE DANGEROUS DOG ADJUDICATION AND APPEALS BOARD

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Under Section 6.04.095, Maui County Code, the Animal Control Board consists of five members appointed by the Mayor with the Council's approval. The Board's jurisdiction concerns dangerous dogs. But the Board's name has caused confusion because the Board lacks jurisdiction over other animals. The Council finds that changing the Board's name to the Dangerous Dog Adjudication and Appeals Board will minimize confusion by making the Board's name consistent with its jurisdictional mandates.

SECTION 2. Section 6.04.010, Maui County Code, is amended by amending the definition of "Board" to read as follows:

““Board” means the [animal control] dangerous dog adjudication and appeals board [created pursuant to section 6.04.095].”

SECTION 3. Section 6.04.095, Maui County Code, is amended to read as follows:

“6.04.095 [Animal control] Dangerous dog adjudication and appeals board. A. Establishment. There [shall be and] is [created] established [an animal control] a dangerous dog adjudication and appeals board consisting of five members who

[shall be] are appointed by the mayor with the council's approval [of the County council.] by resolution.

B. Terms and operations. The members of the board [shall] serve for staggered terms of three years beginning on April 1 and ending on March 31 [three years thereafter]. The board [shall] must select a chairperson and vice chairperson annually.

Any vacancy occurring due to the expiration of a member's term [shall] must be filled in accordance with section 13-2.17 of the Maui County Charter.

C. Powers, duties, and responsibilities.

1. The jurisdiction of the board [shall] will be:

a. To hear and determine appeals from decisions concerning the designation of dangerous dogs and their impoundment [as set forth in] under sections 6.04.046 and 6.04.050[,] and from any related order issued by an enforcement or animal control officer [relating thereto].

b. To conduct hearings on notices issued [pursuant to] under subsections [6.04.046.B] 6.04.046(B) and [6.04.050.B.3.] 6.04.050(B)(3), and [thereafter] determine the status and disposition of the dog.

c. After hearing the appeal, the board [shall] must notify the owner in writing of its decision.

2. The board may reconsider, reverse, affirm, or modify, wholly or partly, any decision appealed from. Exceptions or modification from the strict application of the provisions of sections 6.04.046 and 6.04.050 may be granted only if the board finds:

a. That the strict application, operation, or enforcement of the provision being appealed from would result in practical difficulty or unnecessary hardship to the appellant; and

b. That an exception, reversal, or modification will not jeopardize life, limb, or property.

3. A decision of the board that a dog is not a dangerous dog [shall] does not preclude a subsequent designation of the dog as a dangerous dog for other cause.

D. Compensation. Members of the board [shall] will not be compensated, but the members [shall] may be reimbursed for expenses incurred in accordance with established County procedures.

E. Procedure. [The proceedings] Proceedings before the board [shall be] are subject to [the provisions of] chapter 91, Hawaii Revised Statutes[, as amended]. The board [shall] will adopt rules for conducting its meetings, hearings, and investigations [in

conformity therewith] and impose reasonable fees to cover the costs of its proceedings.

F. Fee. Any appeal to the board [shall] will be accompanied by a fee as set forth in the annual budget[.] ordinance."

SECTION 4. Material to be repealed is bracketed. New material is underscored. In printing this bill, the County Clerk need not include the brackets, the bracketed material, or the underscoring.

SECTION 5. This Ordinance takes effect on July 1, 2026.

APPROVED AS TO FORM AND LEGALITY:



THOMAS KOLBE
Department of the Corporation Counsel

County of Maui

pa:pah:25-146c

LF2025-1415

PAF 25-146 2025-08-18 Ord Amd Ch 6 04

INTRODUCED BY:

Tamara A. M. Paltin

TAMARA PALTIN

DIGEST

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This bill proposes to amend Chapter 6.04, Maui County Code, to rename the Animal Control Board to the Dangerous Dog Adjudication and Appeals Board.

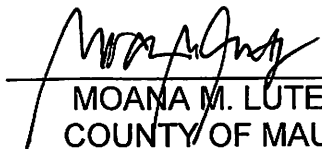
I, MOANA M. LUTEY, County Clerk of the County of Maui, State of Hawaii, DO
HEREBY CERTIFY that the foregoing BILL NO. 130 (2025) was passed on First Reading
by the Council of the County of Maui, State of Hawaii, on the 26th day of September,
2025, by the following vote:

AYES: Councilmembers Natalie A. Kama, Tamara A.M. Paltin, Keani N. W.
'AE Rawlins-Fernandez, Shane M. Sinenci, Nohelani U'u-Hodgins,
Vice-Chair Yuki Lei K. Sugimura, and Chair Alice L. Lee.

NOES: None.
'A'OLE

EXCUSED: Councilmembers Tom Cook and Gabriel Johnson.
UA HO'OKU'U 'IA

DATED at Wailuku, Maui, Hawaii, this 29th of September, 2025.



MOANA M. LUTEY, COUNTY CLERK
COUNTY OF MAUI, STATE OF HAWAII

Copies of the foregoing Bill, in full, are on file in the Office of the County Clerk,
County of Maui, for use and examination by the public.