

**ANIMAL CONTROL BOARD
COUNTY OF MAUI**

Cameron Center
Room 1
95 Mahalani Street
Wailuku, Maui, Hawaii

March 3, 2016
9:00 a.m.

MINUTES

I. CALL TO ORDER

The meeting was called to order at 9:10 a.m. by Chair Vargas

II. ATTENDANCE/QUORUM

A. ATTENDANCE

Members Present:	Anthony Vargas, Jr. Doreen Forsberg Larry Shapiro
Excused:	Rabbi Larry Winer
Staff Present:	Kimberly Ferguson, DHHC Jerrie Sheppard, Deputy Corporation Counsel
Maui Humane Society	Denise Riggs, Humane Enforcement Officer (HEO)
Others Present:	David Sanchez Elizabeth Rivera Elmo Freeman

III. PUBLIC TESTIMONY

A. There was no public testimony. Motion to close public testimony entertained by Chair Vargas, moved by member Forsberg, seconded by Member Shapiro. All in favor, motion carried.

IV. APPROVAL OF MINUTES

A. Chair Vargas entertained a motion to approve the minutes. Motion moved by Vice Chair Forsberg, seconded by Member Shapiro. All members present were in favor of approving minutes. Motion carried.

V. OLD BUSINESS

A. Approval of Finding of Facts/Conclusions of Law for the Judith Yamanoue Appeal

Member Shapiro referred to a phrase on page 3, item C which stated that the incident occurred on the petitioner's property. His concern was that the evidence in the minutes and from testimony wasn't exactly clear that the incident occurred on the petitioner's property. As such, he felt that the board should not make a finding stating that as it could have implications later. Member Shapiro suggested that the verbiage either be removed or revised to read on or near petitioner's property.

Deputy Corporation Counsel Sheppard explained that the original charge was amended to read "on or off the appellant's property" and that the appellant plead to the amended charge. Therefore saying while "on or off" is appropriate in the Findings of Facts and Conclusions of Law. Member Shapiro explained that the Findings did not include the amendment. Deputy Corporation Counsel Sheppard agreed that it was a critical finding to support the charge and recommended amending item C to read "and was on or off petitioner's property" which would comply with the Code and the amended charge.

Chair Vargas entertained a motion to accept and approve the amended the Findings of Facts and Conclusions of Law for the Judith Yamanoue appeal. Motion moved by Member Forsberg, seconded by Member Shapiro. All in favor, motion carried. Document was amended and signed by members present.

VI. NEW BUSINESS

A. DAVID SANCHEZ requesting an appeal of the Dangerous Dog Designation placed on his dog "CRUZER"

Chair Vargas asked for each person present to introduce themselves. David Sanchez was present along with Elizabeth Rivera, Elmo Freeman and HEO Denise Riggs of MHS.

Chair Vargas read the complaint against David Sanchez and his dog Cruzel:

Count 1: On or about December 9, 2015, in the County of Maui, State of Hawaii, "CRUZER", a male grey Pitbull-Weimaraner mix, License Number 17-5639, owned by DAVID SANCHEZ, of 1389 Kahoma Street, Lahaina, Hawaii, attacked a pet animal, to wit: a male Chihuahua named "PAELE" while off the owner's property, causing serious injury to the animal, thus being designated as a "dangerous dog" as defined under Maui County Code 6.04.046A.1.b.

Appellant David Sanchez appeared before the board and stated that he understood the charge. Mr. Sanchez was asked by Chair Vargas if he had legal counsel and if he was aware of his right to legal counsel. Mr. Sanchez acknowledged his right to counsel and elected to appear without Counsel.

Mr. Sanchez was then asked if he understood the violations MHS alleges against him as read in Count 1. Mr. Sanchez acknowledged that he understood the

allegations and also understood he had the right to enter a denial plea. Mr. Sanchez admitted to the charge.

Chair Vargas asked Mr. Sanchez if his admission was voluntary and not the result of force, threats or promises or due to any other agreements, to which Mr. Sanchez initially responded yes - after clarification was provided, Mr. Sanchez corrected his original response to "No."

Mr. Sanchez was then asked if he understood that if the board accepts his admission he would be found responsible for his dog's conduct and he must comply with Section 6.04.046 of the Maui County Code and may face penalty under 6.04.110 of the Maui County Code; Mr. Sanchez acknowledged that he did understand.

The Board found that Mr. Sanchez entered a knowing and voluntary admission, accepted Mr. Sanchez's plea, and found him responsible for Count 1 as reflected in said complaint.

Chair Vargas asked HEO Riggs to present a summary of the case. MHS Officer Denise Riggs stated that on December 9, 2015, at approximately 10:00 p.m. in the County of Maui, State of Hawaii, "CRUZER", an adult male neutered grey Pitbull-Weimaraner Terrier mix, License Number 17-5639, owned by DAVID SANCHEZ, of 1389 Kahoma Street, Lahaina, Maui, Hawaii, slipped out of his collar as Mr. Sanchez was walking Cruz. Cruz was witnessed to attack a dog "PAELE," who was tied near the carport of his owner's home, Irene LaBorte, at 1311 Kahoma Street, Lahaina, Maui, Hawaii, causing serious injury to PAELE, as defined under MCC 6.04.046A 1.b.

Deputy Corporation Counsel Sheppard asked HEO Riggs if the Chihuahua suffered bodily injury and to describe the nature of the injuries. HEO Riggs responded there was serious bodily injury to PAELE, and described PAELE's injury as a severe gash to the neck area resulting in nearly \$2,000 worth of vet care. HEO Riggs was also asked if the dog was treated and if it survived; HEO Riggs responded yes to both. HEO Riggs then provided clarification that Mr. Sanchez's address is 1389 Kahoma Street, not 389 as she had previously stated.

Chair Vargas advised Mr. Sanchez that he had the opportunity to make a statement regarding the case and to inform the board of any mitigating circumstances that may or may not apply to the safekeeping of his dog.

Mr. Sanchez was asked to state his full name and was then sworn in by Chair Vargas. David Sanchez introduced himself as the owner of 4 year old Cruz. Mr. Sanchez stated that on the night of the incident he had just given Cruz a bath and was walking him around the neighborhood to dry. He noted that Cruz's collar was also wet and that Cruz backed out of his collar when he heard dogs barking. Mr. Sanchez stated Cruz approached Paele who was chained up and that he, Sanchez, arrived about the same time as Cruz. Mr. Sanchez noted that he is 220 lbs., Cruz is 85 lbs. and Paele is about 10 lbs. Mr. Sanchez stated that when he grabbed Cruz, there was no damage to Paele, but when he pulled Cruz off Paele, he ripped Paele's neck, and that was when the damage occurred. He stated he believed that it would have been just a dog fight if he hadn't reacted the way he did. Mr. Sanchez stated that Cruz had never hurt other dogs before and that Cruz had been attacked by little dogs before, but the difference was this time

Sanchez reacted by pulling Cruzer away, and that was what caused the damage to Paele. Mr. Sanchez referred to the photos of Paele, which showed the damage, and again stated that the tears were not typical of what happens when a dog bites, which would normally inflict puncture wounds but not ripped skin. HEO Riggs confirmed that Paele is a Terrier mixed breed dog.

Mr. Sanchez stated that it was probably his fault because his and Cruzer's weight combined and his own adrenaline caused the damage. Mr. Sanchez stated it wouldn't happen again and noted that since Cruzer had been deemed dangerous by the MHS, Sanchez has been in compliance with everything asked of him. Sanchez stated he got a new collar which doesn't allow Cruzer to pull, and that he wished he had that collar before. Mr. Sanchez stated that it was his ignorance and panicking in trying to get his dog off that was to blame and that he doesn't think Cruzer is vicious. Mr. Sanchez stated that he believed the deeming was because of the severity of the wound but he didn't feel the wounds weren't typical of a dog attack. Mr. Sanchez also stated that he saw the skin rip when he pulled the dogs apart and that he didn't feel either one of the dogs had a vicious intent, they were just being dogs, and reiterated that it was his own reaction that caused the damage to Paele.

Chair Vargas then asked Mr. Sanchez if Paele was in Cruzer's mouth when he approached them. Mr. Sanchez responded he was not but the dogs were going at each other. He then stated when he grabbed Cruzer that was when that he heard the other dog yelp and when he saw Paele's skin rip.

Member Shapiro asked Mr. Sanchez about the initial encounter as it didn't sound like a friendly "meet and greet". Mr. Sanchez responded on that particular street there were a lot of dogs and that he knew that a lot of them were deemed dangerous. Member Forsberg then asked Mr. Sanchez if his dog went straight up to Paele to which Mr. Sanchez responded "No." Mr. Sanchez stated Cruzer was a young dog and didn't get out as much as he wished he could take him. Mr. Sanchez then stated that on the night of the incident, all the dogs were barking and Cruzer pulled. Sanchez he was about 10-15 feet away from Paele when the dogs saw each other and started barking. Mr. Sanchez said that was when he tried to hold Cruzer by trapping Cruzer between Sanchez' legs, but Cruzer backed out of Sanchez' grasp and ran around him and a vehicle toward Paele.

Member Shapiro commented that he didn't think it was a friendly encounter to which Mr. Sanchez responded that Cruzer didn't charge and that he usually stops. Mr. Sanchez also acknowledged that he was alarmed. Mr. Sanchez could tell by the barking that it was not a "friendly" sound, and when he finally got there both the dog's owners and Paele were backed up.

Member Forsberg asked Mr. Sanchez if the tear occurred when he was pulling the dogs apart to which Mr. Sanchez replied "Yes." Member Forsberg then responded that the tear had to have happened because Cruzer had this mouth locked down on Paele. Mr. Sanchez responded that he understood what she was saying, and he thinks he caught them as the dogs were biting each other.

Member Shapiro asked Mr. Sanchez what he thought might have happened if he didn't intervene. Mr. Sanchez responded he thought it wouldn't have been nearly as bad. Chair Vargas asked if Mr. Sanchez thought the dogs would have walked away if he didn't intervene to which Mr. Sanchez replied "No."

Mr. Sanchez stated that Cruzer has been hurt by other dogs as well and he felt that Cruzer didn't intend to hurt Paele if that was what the board was asking. Mr. Sanchez stated that Cruzer had been hurt by other dogs in the past and Cruzer ran away; but the night with Paele, Mr. Sanchez didn't give Cruzer a chance to run away. Mr. Sanchez stated that both dogs were not in a friendly mood and just doing what dogs do.

Deputy Corporation Counsel Sheppard asked Mr. Sanchez to clarify if his position was that there was a bite by Cruzer to Paele but that the bite did not cause serious bodily injury or death to Paele; the injury to Paele was not from the bite. Mr. Sanchez concurred. Deputy Corporation Counsel Sheppard read a portion of the Maui County Code defining that the violation prohibits a dog's attack of a pet animal causing serious bodily injury to death to the pet animal, it does not specify "bite".

Chair Vargas asked Mr. Sanchez if he had any witnesses there to speak on his behalf. Mr. Sanchez replied he did and that they were there to speak on Cruzer's behalf. Mr. Sanchez also asked that the photos he submitted of Cruzer with babies and cats be accepted as evidence, and confirmed the incident did occur and he couldn't change that. Mr. Sanchez's photos and written statement were accepted and will be included as an exhibit in this case.

Mr. Elmo Richard Freeman was present and sworn in by Chair Vargas. Mr. Freeman testified he was present to testify on Cruzer's behalf. Mr. Freeman began by saying that he used to raise Springer Spaniels and they were really well-tempered dogs. Mr. Freeman stated that Cruzer was one of the most well-tempered dogs that he'd ever seen. Mr. Freeman said Cruzer doesn't really cause trouble and stated that he's still just a pup.

Ms. Elizabeth Rivera was present and sworn in by Chair Vargas. Ms. Rivera testified that she was present to speak on behalf of Cruzer. Ms. Rivera stated she's known Cruzer for about two years and is his co-owner; she is David Sanchez' girlfriend and they live together and are raising Cruzer together. Ms. Rivera said that she was at work when she received a call from Mr. Sanchez advising her of the incident. She left work and went home to find Mr. Sanchez very upset about what had happened. She disclosed that Mr. Sanchez had indicated this brought back memories of an incident involving a dog attack he had witnessed when he was younger. She stated she was in shock and asked Mr. Sanchez what happened. Ms. Rivera stated that she didn't think that Mr. Sanchez was present for the initial greeting between the two dogs, and that when Mr. Sanchez got there and saw the dogs going at it, his initial response was to pull the dogs apart as she had seen him do on other occasions, such as at the beach (later clarified: when other dogs went after Cruzer.)

Ms. Rivera concluded her testimony by saying she's seen Cruzer with a multitude of dogs at the beach and never had a problem. She stated that this was the first negative encounter and that they have educated themselves since the incident and purchased a stronger collar, although it was after this incident.

Member Forsberg told Ms. Rivera that her comments made her nervous because it sounded like Ms. Rivera stated that Cruzer was aggressive at the different beaches. In addition, hearing about the different types of collars they had had to use makes it sound as though Cruzer is aggressive in front of other animals. Member Forsberg

asked if she was hearing it correctly. Ms. Rivera clarified that what she was saying is that there are a lot of unleashed dogs at the beach, and that the incidents she had just referred to happened while Cruiser was leashed and other dogs were attacking Cruiser. Member Forsberg told Ms. Rivera that she stated "they had to separate Cruiser from other dogs before"; Ms. Rivera clarified that the incidents she referred to were while Cruiser was leashed and the other dogs were not, and the unleashed dogs went after Cruiser, and they pulled Cruiser away.

Member Shapiro thanked Ms. Rivera for providing clarification and commented that it seems as though she and Mr. Sanchez are responsible dog owners. Member Shapiro explained that the board is concerned about protecting the public and wanted to make sure this doesn't happen again. Member Shapiro proceeded to ask Mr. Sanchez if he saw and understood the list of requirements for keeping a dangerous dog to which Mr. Sanchez replied he did.

Mr. Sanchez stated that Officer Riggs explained the requirements to him. Mr. Sanchez also stated that the reason for his appeal was basically the muzzle requirement. Mr. Sanchez stated that he doesn't feel that Cruiser is a danger to the public or any other dogs and knows that he needs to be aware of other dogs which may be around Cruiser. Mr. Sanchez described an incident where Cruiser was attacked by a terrier at the beach, and Cruiser was actually injured by that, but Cruiser's injury was not noticed until they got home. Even when attacked and injured, Cruiser didn't fight back.

Mr. Sanchez stated he and Ms. Rivera were now more educated, and more cautious owners, and affirmed the incident did happen, but said he didn't think it was something the Board would need to worry about happening again because they are more aware, prepared, and careful. Member Forsberg asked Mr. Sanchez if there were any other issues with Cruiser and any other dogs in the past. Mr. Sanchez responded there were no other incidents. Member Forsberg asked if there were any other problems or issues involving other animals in the past. Mr. Sanchez responded there were none and described how Cruiser even plays with their kitten. In addition, Mr. Sanchez stated Cruiser has been around little children and that they've had no problems. Member Forsberg then asked how Cruiser has been since the incident and if he's been more aggressive towards other animals since the incident. Mr. Sanchez responded that it's been good and that he's more careful of his handling of Cruiser.

Mr. Sanchez then stated some animals are mean and should be deemed but Cruiser is not mean. Mr. Sanchez reiterated that he did not think Paele deserved what happened at all and he didn't think any owner or dog should have to go through what happened. Mr. Sanchez stated he paid the \$2,000 for the Paele's veterinarian bills and that he notified the owners of his offer to pay. Mr. Sanchez stated he was remorseful. Ms. Rivera pointed out that of the \$2,000 bill, \$400 was for bandages and medications. Ms. Rivera concluded by stating that Paele's owners informed them that Paele eats fine, doesn't cry and is fine now.

Chair Vargas asked if the Humane Society had any arguments or recommendations as to the penalties. HEO Riggs responded that they had nothing to add, except that she doesn't believe Cruiser is aggressive as there was no human to human aggression, and that Cruiser is extremely friendly. Deputy Corporation Counsel Sheppard asked HEO Riggs if she would withdraw her deeming based on what she

heard today as opposed to when she first saw the whole matter. HEO Riggs responded that she would be willing to withdraw in light of what she now knew, and she stated she had confidence that Mr. Sanchez would be extremely responsible at this point and that he'd learned from the horrific situation. HEO Riggs reported that she has checked on Paele on a number of times and that Paele did survive and is ok now.

Member Forsberg referred to the notes in the MHS case file which included differing reports on the dog's coloring. Member Forsberg asked HEO Riggs if the fact that Mr. Sanchez came forward in good faith as the dog owner and took responsibility for the incident should be taken into consideration. HEO Riggs responded that it should be.

Member Shapiro noted that Paele's owners were not present at the hearing and asked HEO Riggs to speculate on what she thought the owner's level of concern would be if the deeming was withdrawn. HEO Riggs responded that she thought Paele's owners would be okay with it as long as Mr. Sanchez promises to be responsible and compliant with keeping his dog contained and restrained.

Member Shapiro asked Mr. Sanchez again if his main objection to the list of requirements for a dog deemed dangerous was the muzzle requirement. Mr. Sanchez responded yes because he likes to play catch with Cruzer outside. In addition, Mr. Sanchez is also concerned with the cost of insurance and having to tell people that Cruzer is "dangerous". Member Shapiro reiterated that his concern, and he believes also that of the board, is safety; even though Cruzer seems friendly and nice, he got into a bad situation which could happen again. Mr. Sanchez responded that he learned a lot from this incident; he knows that Cruzer is a good dog, well-mannered but he also recognizes that Cruzer still is a dog. Mr. Sanchez stated that he understands that there's "no off the leash" permitted, and no letting Cruzer go out with someone who he thinks doesn't take the matter seriously. Mr. Sanchez also stated that whether the deeming is lifted or not, it doesn't change what he's learned about Cruzer. Mr. Sanchez reiterated the incident happened due to his own ignorance, his thinking that Cruzer was a "good" dog, and that Cruzer had never attacked another dog, but now he knows that even a good dog is still a dog and sometimes dogs just don't get along.

Member Forsberg asked if the incident was the first time Cruzer got loose from his collar. Mr. Sanchez affirmed that it was, and that Officer Riggs said it can happen when dogs are wet, which was exactly what happened that night. Mr. Sanchez stated that it could be prevented in the future. Mr. Sanchez told the board that he got a new chain and collar for Cruzer which has helped and that Cruzer doesn't seem to mind the muzzle.

Chair Vargas asked where Cruzer was being kept and if they've been using the muzzle since Cruzer was deemed dangerous by MHS. Mr. Sanchez replied that Cruzer is kept in the house and they haven't taken Cruzer for a walk since then so no muzzle was used, except for when they take him outside to do his business.

HEO Riggs added she'd like to suggest that if the deeming was removed, that a muzzle be used when out in public and Mr. Sanchez agreed.

Chair Vargas called for a recess to allow the board to deliberate at 9:55 a.m.

Meeting reconvened at 10:09 a.m. Board members, staff, MHS and Mr. Sanchez were present. The Board upheld the dangerous dog designation placed on Cruzel. Chair Vargas asked Deputy Corporation Counsel Sheppard to read the list of conditions related to the safekeeping of Cruzel (attached as Exhibit 1) out loud. Mr. Sanchez acknowledged his understanding of the conditions and signed off on the form. Appeal hearing concluded; Mr. Sanchez, witnesses and MHS were excused.

- B. Election of board chair and vice-chair. (Pursuant to Maui County Code Section 6.04.095, the board shall select a chairperson and vice chairperson annually.)

Member Shapiro nominated Anthony Vargas, Jr. for board chair. Seconded by Member Forsberg. Anthony Vargas, Jr. was elected as board chair by unanimous vote.

Chair Vargas nominated Member Doreen Forsberg for vice-chair. Seconded by Member Shapiro. Doreen Forsberg was elected as board vice-chair by unanimous vote.

VII. ANNOUNCEMENT OF NEXT MEETING DATE AND AGENDA ITEMS

Next meeting set for April 7, 2016.

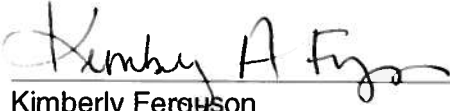
Staff member Kimberly Ferguson advised the board of two pending requests for their consideration. The first was a request from Mr. Joel Katz to hear his request to reject the MHS's revised report. Member Shapiro was not familiar with or present at the previous meetings involving Mr. Katz. Chair Vargas presented a brief overview of the events which led up to receiving MHS's revised report. Deputy Corporation Counsel Sheppard summarized and stated the question at hand was is this matter the Board's business or not? The board was in agreement that the matter was not under its purview and asked Deputy Corporation Counsel Sheppard to draft a response to Mr. Katz on behalf of the Board. All members approved authorizing the Chair to sign the letter on behalf of the Board.

The second item for consideration by the Board was a request from MHS regarding the impoundment of a dangerous dog. Deputy Corporation Counsel Sheppard read the relevant portion of Maui County Code Section 6.04.050, Impoundment, to the Board. She explained that the item would fall under the board's purview and could be added to the agenda if they chose to do so. If so, the Board would review the information submitted, and make a determination of ownership disposition, as set forth in the Code. All members were in favor of adding the item to an agenda if requested by MHS in the event an impounded dog's owner does not respond to Board as set forth in the Code.

VIII. ADJOURNMENT

Chair Vargas offered to entertain a motion to adjourn the meeting. Motion moved by Member Shapiro, seconded by Member Forsberg. All in favor, meeting adjourned at 10:38 a.m. by Chair Vargas.

Respectfully submitted:

A handwritten signature in black ink, appearing to read "Kimberly A. Ferguson". The signature is written in a cursive style with a horizontal line underneath it.

Kimberly Ferguson
Secretary to the Animal Control Board

DANGEROUS DOG CONDITIONS OF OWNERSHIP (MCC 6.04.046(C))

Animal Control Board Hearing Date: March 3, 2016

Dangerous Dog's Name: CRUZER

Owner's Name: David Sanchez

Owner's Address: 1389 Kahoma Street Lahaina, HI 96761

Owner's Initials: DS Owner hereby acknowledges the conditions listed below were provided orally at the Animal Control Board's hearing held on the date listed above, and that Owner received a copy of this form.

ORDER

The Animal Control Board heard Owner's appeal of the dangerous dog deeming on the above listed date. The Animal Control Board's decision is to uphold the deeming of the dangerous dog named above. The conditions with which the Owner must comply are hereby ordered as listed in Maui County Code Section 6.04.046(C). Modifications to these conditions were/ were not ordered by the Board. (Chair must initial any modifications made to below conditions if so ordered by the Board.)

1. Address.
 - a. Animal control shall, at all times, have a record of the address of the real property where the dog is kept.
 - b. The owner shall be responsible to notify animal control, in advance, of any change of address.
 - c. The owner shall provide animal control with the express, written consent of the owner of the real property where the dog is kept, in the case where the dog owner is not the owner of the real property.

2. The owner shall restrict the dog's movement as follows:
 - a. When confined indoors, the dog shall be confined in a structure that is not open to the public and is configured in a manner that the dog cannot exit the structure of its own volition. Screen doors and window screens shall not be considered proper barriers for preventing the dogs exit.
 - b. When confined outdoors, the dog shall be confined within a locked fenced area, consisting of a fully enclosed structure, with secure sides, top, and bottom, preventing the dog's head from protruding outside the confines of the structure and from which the dog cannot exit of its own volition.
 - c. When outdoors and outside of a locked fenced area meeting the requirements of Maui County Code Section 6.04.046 subsection C.2.b, the dog shall wear a muzzle and be attended to and kept on a leash not more than four feet in length with a tensile strength of at least three hundred pounds, held by, or attached to, a responsible person eighteen years of age or older.
 - d. When in the bed of a truck, the dog shall wear a muzzle and be secured in a manner that prevents the dog from climbing or falling out of the truck bed.

3. Within ten days of the dangerous dog designation, the owner shall:
 - a. Post a sign or signs, of reasonable size, indicating "beware of dog" in a prominent and clearly visible place at the access to the real property where the dog is kept, and on the building or structure in which the dog is confined.
4. Within thirty days of the dangerous dog designation, the owner shall:
 - a. Permanently identify the dangerous dog by injecting into the dog an identification microchip using standard veterinary procedures and practices, which microchip shall include an identification number for the dog and the identification of the person performing the procedure to be registered with animal control.
 - b. Neuter or spay the dog at the owner's expense, unless medically contraindicated. In the event that the dangerous dog designation is being appealed, within thirty days of confirmation of the designation by the board, unless otherwise specified by the Board.
 - c. Procure and produce evidence to animal control of liability insurance in an amount not less than \$50,000 to cover the medical and/or veterinary costs resulting from potential future actions of the dog. The insurance policy shall provide that the policy shall not be canceled unless thirty days' written notice is first given to the Board.
5. Within six months of the dangerous dog designation, the owner shall, while accompanied by the dog, attend and complete training sessions conducted by an animal behaviorist, a licensed veterinarian, or other recognized expert in the field. Upon completion, the owner shall transmit documentation of completion to animal control. The owner shall be responsible for all costs associated with the evaluation and training ordered.
6. The owner shall produce proof of compliance with any of the conditions found in this subsection upon the request of the board, animal control, or any enforcement officer.
7. The owner shall notify animal control within twenty-four hours after the owner knows, or reasonably should know, that the movement of the dog was not restricted as required by Maui County Code 6.04.046 subsection C2., or behaved in a manner described in Maui County Code Section 6.04.046 subsection A.
8. Upon the death of a dangerous dog, the owner shall immediately notify animal control and make the body available for identification.
9. The owner shall advise animal control before selling or giving the dangerous dog away. The new owner will be given a dangerous dog notice, and shall be subject to all applicable laws. It is a violation of this law for any person to transfer ownership of a dangerous dog from such person to another person without compliance with this procedure.
10. The owner shall advise animal control of any claims or lawsuits resulting from further instances of attack by the dangerous dog.

Sign 