



UNITED STATES MARINE CORPS
MARINE CORPS BASE HAWAII
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IN REPLY REFER TO:
BaseO P5233.2
IS
15 MAR 2012

BASE ORDER P5233.2

From: Commanding Officer, Marine Corps Base Hawaii
To: Distribution List

Subj: BASE PET AND WILDLIFE REGULATIONS

Ref: (a) JAGINST 5800.7E
(b) MCO P5090.2A Chapter 11, Ch 1
(c) MCO P11000.22, Ch 6
(d) BaseO P1710.1
(e) Hawaii Administrative Rules 4-71
(f) 16 USC 1538
(g) 16 USC 703
(h) Family Housing Resident Handbook

1. Situation. To promulgate the Base Pet and Wildlife Regulations for Marine Corps Base (MCB) Hawaii.
2. Cancellation. Base Order P5500.15B, Chapter 4.
3. Mission. To publish policies, procedures, and information substantive to the good order and discipline of MCB Hawaii per the references.
4. Execution
 - a. Commander's Intent. This Order is a complete revision and should be reviewed in its entirety by all personnel aboard MCB Hawaii.
 - b. Concept of Operations. All requested changes and amendments to this Order will be staffed through the Chief of Staff.
5. Administration and Logistics. The MCB Hawaii Chief of Staff will act as the executive assistant for the publishing and changing of this Order.
6. Command and Signal
 - a. Command. This Order is applicable to MCB Hawaii, tenant commands, and base personnel.
 - b. Signal. This Order is effective the date signed.

BRIAN ANNICHARIKO

LOCATOR SHEET

Subj: BASE PET AND WILDLIFE REGULATIONS

Location: _____
(Indicate the location(s) of the copy(ies) of this Order.)

BASE PET AND WILDLIFE REGULATIONS

RECORD OF CHANGES

Log completed change action as indicated.

Change Number	Date of Change	Date Entered	Signature

BASE PET AND WILDLIFE REGULATIONS

CHAPTER 1

PET AND WILDLIFE REGULATIONS

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CHAPTER 1

PET AND WILDLIFE REGULATIONS

1001. GENERAL PROVISIONS

1. Persons desiring to keep animals of any type anywhere aboard MCB Hawaii will be in compliance pursuant to the references. The following definitions apply:

- a. Pet. Any domestic animal kept as part of a household.
- b. Stray. Any animal whose owner cannot be identified.
- c. Feral. Any domesticated animal returned to and existing in a wild state.

2. Restricted Areas

- a. Do not maintain animals in the following areas:
 - (1) Duty/Work areas.
 - (2) All bachelor quarters.
 - (3) Any Marine Corps Community Services (MCCS) lodging facility (Beach cottages).
- b. Animals (except Department of Defense (DoD)-owned animals, Government-owned (non-DoD) animals, licensed guide dogs, tracking-non law enforcement dogs, unit mascots, and military law enforcement working dogs in the performance of duty) are prohibited in the following areas:
 - (1) All MCCS facilities.
 - (2) Marine Corps Exchange.
 - (3) Clubs.
 - (4) Commissary.
 - (5) Pets are permitted only on authorized beaches as designated in reference (d), except from 1000 to 1500 daily. Pets must remain on a leash at all times and be policed accordingly.
 - (6) Duty areas.
 - (7) Nu'upia Ponds and Ulupa'u Wildlife Management Areas, to include all causeways, walkways and roads in these areas.

3. Authorized and Prohibited Animals. Federal and State laws prohibit ownership of many animal species. Ownership of other animals may be prohibited for health and safety reasons or lack of adequate facilities.

- a. Authorized. Dogs, cats, guinea pigs, domesticated rabbits, white mice, and rats (U.S. origin only), caged birds other than those listed as prohibited in this order, turtles and tortoises and freshwater fish purchased

commercially in Hawaii are authorized, unless they are being offered for sale (illegally) without being in compliance with the rules governing conditionally approved, restricted, and prohibited animals cited in reference (e). Base residents may not have more than two mammal pets. The release or abandonment of any domesticated animal, feral or wild animal aboard MCB Hawaii facilities and properties is prohibited. Pets other than those listed above must be approved by the Base Military Police Department (MPD) in consultation with the ECPD or a representative thereof.

b. Prohibited

(1) Mammals. Full or mixed breeds of Pit Bulls, defined as an American Pit Bull Terrier, Staffordshire Terrier, Staffordshire Bull Terrier, Rottweilers, canid/wolf hybrids or any other dog with physical characteristics similar to this breed, are prohibited. In the absence of formal breed identification (e.g., certification by a civilian organization such as the American Kennel Club) a determination of "majority breed" will be made by a Veterinary Corps Officer or a civilian veterinarian. Pets other than those listed must be approved by the Base Military Police Department in consultation with the Base ECPD or a representative thereof.

(2) Birds. Game birds, pigeons, doves, poultry (chickens, ducks, geese, turkeys, etc.), Aztec Dwarf Parrots (pigmy, parrotlet, bee), monk parakeets, certain types of myna, and/or species listed under the Migratory Bird Treaty Act, Endangered Species Act, and birds identified within the Hawaii Revised Statutes Title 12 and Title 13 are prohibited.

(3) Snakes. All species are prohibited.

(4) Bees. Beekeeping, commercial or amateur, is prohibited.

(5) Iguanas. All species are prohibited.

(6) Wildlife. It is unlawful to catch, take, injure, kill, destroy, possess, transport, export, process, sell, or offer for sale any indigenous, endangered or introduced wild bird, the young or the egg of such bird, or to willfully damage or destroy a nest of any such bird or any indigenous animal. Specific permits must be obtained before touching protected species or attempting to control migratory introduced or resident species that pose a nuisance/threat to health, maintenance and daily operations (such as mynas, sparrows, finches, or other species in work spaces, hangar areas, and air facility operational areas). All wildlife related issues will be reported to the MCB Hawaii Environmental Compliance and Protection Department, Natural Resources staff for mitigation and or response.

(7) Traps. It is illegal to tamper with, damage or destroy any traps or bait station or to release animals captured in traps used in the control of wild, stray or feral animals aboard MCB Hawaii.

(8) Feeding. Feeding of any feral/stray animal aboard MCB Hawaii is prohibited. Tag neuter and release programs, feral animal feeding areas, stations, habitats or refuges are prohibited aboard MCB Hawaii facilities and properties.

1002. CONTROL OF PETS

1. Responsibility and Liability

a. Service members and/or their dependents residing in government-owned family housing and Public Private Venture (PPV) privatized housing areas located or accessed via MCB Hawaii must control and care for their pets in a manner that is humane and compliant with Federal and State laws, and installation directives to provide for the health, safety and tranquility of all residents of family housing areas and to remain in government-owned PPV housing. The MCB Hawaii Housing Director may evict pet owners from MCB Hawaii housing when the owner fails to properly control and care for their pet. Reports of violation are sent through normal command reporting channels to the responsible owner (i.e., the sponsor, if the pet is owned by a dependent) for appropriate correctional and remedial actions.

b. Pet owner residents are responsible for the supervision, behavior and actions of their pets, as well as their guest's pets at all times aboard MCB Hawaii. No animal will be allowed to roam free at any time. Owners will provide veterinary care in accordance with this Order and as necessary to a healthy pet to prevent illness and suffering. Owners will restrain pets ensuring they do not become a hazard or nuisance to neighbors, other pets, or wildlife. Owners will take all necessary precautions to ensure their pets are controlled on and off their premises. State law and this Order hold pet owners liable for any damage done by pets.

c. No person shall abuse, mistreat, neglect or abandon a pet. The Provost Marshal and/or Base Inspector will investigate charges of abuse, mistreatment, neglect or abandonment with the assistance of the Veterinary Treatment Facility (VTF) Officer In Charge (OIC) or Hawaiian Humane Society. Willful inhumane treatment such as mutilation or killing of domestic animals is a violation of State law, Federal Statutes, and this Order pursuant to the Uniform Code of Military Justice. Additionally, a pet that is inhumanely treated by its owner may be impounded and disposed of as directed by the VTF OIC or the Hawaiian Humane Society. Pet owners may also be removed from MCB Hawaii housing for violation of this Order.

2. Required Controls

a. Residents of family housing will be limited to no more than two dogs, two cats, or one cat and one dog.

b. All dogs and cats must wear a collar at all times with a valid, current rabies vaccination tag or MCB Hawaii Pet Registration tag, in compliance with applicable state and local laws and installation regulations, attached to the collar. Upon assignment to family housing, owners will ensure an additional tag with the current address of the owner is attached within thirty days of occupancy in family housing.

c. Pets will be kept indoors or maintained in an enclosed or fenced area outside of quarters. Pet owners are responsible for assuring fenced areas are large enough and high enough to accommodate their pets and prevent the animal from running free. Occupants of MCB Hawaii housing desiring to erect pet enclosures are required to submit their requests to the Family Housing Division in accordance with the reference (h).

d. Animals shall not be tied/restrained outside unsupervised for any length of time. The length of leash/restraining devices must be between 10 and 20 feet and prevent the animal from moving outside of the owner's yard. The leash/restraining device will not be tied to trees, shrubs, or other property such as living quarters themselves. In no case will an animal be

tied to any fixed object or location where the potential for hanging exists. A stake may be driven into the ground for the purpose of securing pets, provided the owner has checked with the Family Housing/Facilities for the location of buried cables.

e. Pets will be provided continuous shade (all day) and protection from the heat, cold, sun, rain, and wind. Owners will provide all pets adequate quantities of fresh food and water at all times.

f. Pets must be under control of their owners at all times. In public areas, including common areas in multi-family housing units, dogs must wear a leash (all dogs with past bite incidents must wear a muzzle in addition to the leash while in public areas). People walking dogs in public must have positive, physical control of their dogs. A person may walk two dogs at a time; however, the person walking the dogs must be able to maintain positive, physical control over the dogs should they become excited or irritated (e.g., a 70 pound person cannot reasonably handle two 60 pound dogs).

g. Pets will not be left unattended in a motor vehicle for more than five minutes, regardless if all windows are rolled down or the pet is in the back of a pick-up truck. Pets may be transported in the open bed of a pick-up truck if secured. If a carrier is used, the carrier must be secured to the bed.

h. Breeding of all animals for commercial use, such as a business, is expressly prohibited aboard MCB Hawaii. Litters must be reported to MCB Hawaii MPD. It is highly recommended that pets be spayed and neutered to reduce unwanted litters and abandonment.

i. Female dogs and cats in heat should be kept inside quarters or off MCB Hawaii. Do not tie female animals in heat outside or keep them in cages or pens outside quarters.

j. Owners must remove animal feces daily from their quarters or yard. Animal feces deposited by animals in another yard or on common areas must be removed by the owner of the animal immediately. Owners must carry a means to remove fecal matter from common areas when walking any pet.

3. Immunization and Laboratory Tests

a. Immunization for rabies is mandatory for dogs and cats over 12 weeks of age and other pets as determined by the Base Veterinarian and vaccination history. Rabies vaccinations are valid for one to three years. All owners must furnish proof of current rabies vaccination to the VTF and Military Police animal control officers at the time of registration. In the case of pets that are less than four months of age, this information will be furnished before the animal reaches the age of five months and the pet will be classified as pre-registered on MCB Hawaii.

b. All dogs and cats are required to be vaccinated yearly for Distemper, Hepatitis, Leptospirosis, Parainfluenza, and Parvovirus. Cats are required to be vaccinated for Rhinotracheitis, Calicivirus, Panleukopenia, and Leukemia. All owners must furnish proof of current vaccinations to the VTF and Military Police animal control officer at the time of registration. In the case of pets that are less than four months of age, this information will be furnished before the animal reaches the age of five months and the pet will be classified as pre-registered on MCB Hawaii.

c. All cats and dogs must be tested annually for internal parasites and heartworms. It is the owner's responsibility to provide a sample for testing.

1003. LICENSING AND REGISTRATION

1. State Registration. There is no state registration requirement for pets other than dogs. All dogs over four months old must be registered with the City and County of Honolulu. Licenses will be renewed per current City and County of Honolulu ordinances. Licenses can be obtained at satellite City Halls and the Hawaiian Humane Society.

2. Microchip Identification. Effective 1 October 1999, all dogs and cats living on base are required to have an American Veterinary Identification Device microchip. Microchips will meet International Standards Organization requirements to help facilitate overseas travel.

3. Base Registration. Registration shall occur within two business days of bringing pet(s) aboard MCB Hawaii. Permanent registration is required after a pet has received requisite shots, but before the pet is 16 weeks of age. The MPD Game Warden will issue pet tags upon registration.

a. Residents who own dogs and cats shall register them with MCB Hawaii MPD, Building 3099, upon checking in, purchase, or retrieval of pet from the state quarantine facility. Residents shall notify MPD upon change of address or departure from MCB Hawaii. MPD will notify the Family Housing Department of pet registrations.

b. MCB Hawaii registration requires a City and County of Honolulu license for dogs, and a completed pet registration form, verifying microchip and current vaccinations for dogs and cats (available from the MCB Hawaii Veterinarian).

c. Puppies and kittens too young to be vaccinated (i.e., less than six weeks old) must still be reported to the MCB Hawaii MPD. These animals will receive temporary registration. Permanent registration, to include completion of the required vaccination series and microchip, must be completed by 16 weeks of age.

d. Residents must report to MCB Hawaii MPD when a dog or cat has died, been given away or otherwise is no longer residing in the registered owner's household.

e. When a transfer of ownership occurs, both owners must come at the same time to the MPD to make the transfer. If this is not done, the original owner will be held liable if the pet is subsequently strayed or abandoned. The pet may not be returned to the new owner if registration is not kept current.

1004. VIOLATIONS AND PENALTIES

1. Violations. Owners who are responsible for violations of regulations relating to registration or failure to comply with the procedures and guidelines contained in this policy may result in disciplinary action taken against the sponsor through the appropriate chain of command, involuntary removal and confinement of the animal by proper authority, or serve as

grounds for administrative action up to and including eviction from family housing.

a. Nuisances. Pets which in any way harass, threaten, or endanger indigenous wildlife. Nuisances include:

- (1) Offensive odors.
- (2) Vicious temperament.
- (3) Excessive noise, including barking.
- (4) Scattering trash or garbage.
- (5) Owner not responsible for pet waste.
- (6) Damaging trees, shrubbery or flowers.
- (7) Issues with female animals in heat.

(8) Sick or contagious pets which are likely to affect humans, other pets, or endangered/protected species.

- (9) Stray animals.

b. Animal Bites

- (1) Report all cases of animal bites to the MPD.

(2) Incidents involving animal bites will be processed by MPD Animal Control Officers. The Animal Control Officers will conduct a temperament test, which will be attached to the Incident Complaint Report. The report will then be forwarded to the Base Inspector. The Base Magistrate will make a determination of disposition for animals that have bitten on a case-by-case basis. Owners may be required to remove animals after having bit someone. After a second bite, animals will normally be removed from MCB Hawaii.

(3) Unregistered animals that bite humans or other animals will be removed from MCB Hawaii.

2. Warnings. Pet owners may receive a letter of warning from the Commanding Officer for violations of this Order, except in serious cases where immediate removal is required for health and safety reasons. Any subsequent misconduct by the animal or animal's owner may result in removal of the animal from MCB Hawaii, or eviction of the owner from MCB Hawaii quarters.

3. Removal

a. Deceased animals. Personally owned pets must be disposed of immediately. Deceased pets will not be buried on MCB Hawaii property. Immediately report the discovery of dead endangered or protected animals to the Base ECPD at 257-6920 or MPD Desk Sergeant at 257-7114. Federal and State laws prohibit possession of dead endangered or protected species.

b. Stray. Military Police Game Wardens will impound stray animals found in MCB Hawaii housing areas.

(1) Healthy. Military Police Animal Control Officers will transport healthy strays to the MPD Stray Facility. Animals will be scanned for microchips in an attempt to locate the owner. After 24 hours, unclaimed animals will be transported to the Hawaiian Humane Society. Persons attempting to locate lost pets should contact the MPD Game Warden for information on disposition of impounded animals. There is no cost to retrieve impounded animals from military police; however, there may be costs to retrieve animals from the Hawaiian Humane Society. Owners are responsible for these costs.

(2) Injured or Ill. Military Police Animal Control Officers will transport injured or ill strays to the Hawaiian Humane Society immediately. The Hawaiian Humane Society may euthanize stray animals to end suffering when owners cannot readily be located.

c. Known Owners

(1) Removal by Owners. Upon receipt of written notice, residents will remove the offending pet or pets from MCB Hawaii within 24 hours. Thereafter, that family may be prohibited from having any pet aboard MCB Hawaii for the duration of their tour. Requests for exemption will be directed to the MCB Hawaii Base Inspector. Failure to remove the animal, or keeping an animal after being directed to remove the animal from MCB Hawaii, may subject the military member to disciplinary action or result in eviction from MCB Hawaii quarters. If the owner appeals this decision to the MCB Hawaii Base Inspector, the owner will remove the animal from MCB Hawaii until the appeal is resolved.

(2) Removal by Military Police. If an animal is not removed within 24 hours after receipt of an animal eviction letter, military police will impound the animal and process it as a stray.

(3) Injured or Ill Pets. Owners of injured or ill pets are responsible for their care. Emergency care should be arranged through a civilian veterinarian. The Base Veterinarian is authorized to treat life-threatening emergencies; however, the animal must then be transferred to a civilian veterinarian for follow on care. The Base Veterinarian will not euthanize pets without written permission of the owner. Additionally, hospitalization is not available at the MCB Hawaii Veterinary Clinic.

(4) Disposing of Pets. Owners must arrange to ship, transfer ownership, or dispose of pets when no longer wanted, or before departing MCB Hawaii.

1005. MILITARY POLICE AND ENVIRONMENTAL COMPLIANCE AND PROTECTION DEPARTMENT (ECPD) STAFF RESPONSIBILITIES

1. The MPD animal control and voluntary auxiliary staff and Base ECPD's natural resources staff have varying degrees of authority to take measures to prevent loss, damage or theft, assure compliance of protected species and natural resources, and to protect pets and other animals from abuse/inhumane treatment. More specifically:

a. The Provost Marshal grants limited authority to the MPD Animal Control Officers who are primarily responsible for handling and/or responding to domestic animal or wildlife issues within developed or industrial areas aboard MCB Hawaii. They are assisted by MPD's Volunteer Auxiliaries.

b. The MCB Hawaii ECDP's Conservation Law Enforcement Officer is federally-commissioned and authorized to enforce all Federal, State, local, and military laws, rules, and regulations governing all wildlife/natural resources issues, and is thus recognized by the U.S. Fish and Wildlife Service (FWS), the National Marine Fisheries Service (NMFS), the State of Hawaii Department of Land and Natural Resources (DLNR), and the City/County Police.

c. All of the ECDP's Natural Resources Staff, Federal Conservation Law Enforcement Officers, Natural Resources Specialists, and Technician are subject matter experts with responsibility for all wildlife/natural resources issues within MCB Hawaii properties and jurisdictions. The ECPD natural resources staff is also the sole authorized agent as recognized by U.S. FWS, NMFS, and Hawaii DLNR to implement the program controlling all nuisance wild and feral animals aboard MCB Hawaii properties and within its jurisdictional areas. They are assisted by U.S. Department of Agriculture, Wildlife Services personnel, also authorized by the U.S. FWS. Refer to the MCB Hawaii Integrated Natural Resources Management Plan retained at the ECPD, and implemented by the MCB Hawaii ECPD staff for further details.