

Honolulu, Hawaii

April 5, 2006

RE: S.B. No. 2360
S.D. 2
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Third State Legislature
Regular Session of 2006
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 2360, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO GROUNDED VESSELS,"

begs leave to report as follows:

The purpose of this bill is to protect natural and biological resources from sustaining damage when vessels run aground by providing for the immediate removal of vessels grounded on state submerged lands, shorelines, and coral reefs. This bill would allow the Department of Land and Natural Resources (DLNR) to, among other things:

- (1) Take control of a vessel grounded on a coral reef or in imminent danger of breaking up;
- (2) Take control of a vessel that cannot be immediately removed by the owner in a reasonably safe manner; and
- (3) Take legal action to collect any costs or expenses incurred for the removal of any grounded vessel.

This bill also provides immunity from liability to DLNR and persons assisting DLNR in removing vessels grounded on a coral reef or in imminent danger of breaking up.

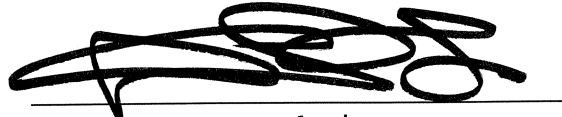


DLNR and the Sierra Club, Hawaii Chapter supported this bill.

Your Committee has amended this bill by changing the effective date to January 1, 2096, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2360, S.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2360, S.D. 2, H.D. 1.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary,



SYLVIA LUKE, Chair



