

JAN 21 2011

A BILL FOR AN ACT

RELATING TO ABANDONED VESSELS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 200-41, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "~~[§]200-41[§]~~ **Disposition by chairperson of certain**
4 **abandoned vessels.** Any vessel ~~[which]~~ that:

5 (1) Has been left unattended for a continuous period of
6 more than thirty days; and

7 (2) Is within the waters of the State or on public
8 property~~[, or is on private property without~~

9 ~~authorization of the owner or occupant of the~~

10 ~~property,]~~ under the jurisdiction of the department,

11 may be caused by the chairperson to be taken into custody and

12 disposed of pursuant to this part. All other vessels abandoned

13 on public or private property shall be the responsibility of the

14 owner of the public or private property on which the vessel is

15 abandoned."

16 SECTION 2. Chapter 200, Hawaii Revised Statutes, is

17 amended by amending the title of part IV to read:



1 "PART IV. VESSELS ABANDONED ON [BUSINESS] PREMISES OF [PERSONS
 2 ENGAGED IN] VESSEL REPAIR BUSINESS, PRIVATE MARINAS, [AND] YACHT
 3 CLUBS, OR ON OTHER PROPERTY"

4 SECTION 3. Section 200-51, Hawaii Revised Statutes, is
 5 amended to read as follows:

6 "§200-51 Disposition of vessels [by persons in] upon
 7 premises of vessel repair business, private marinas, [or] yacht
 8 clubs[-], or on other property. When any person abandons a
 9 vessel upon the premises of a vessel repair business, a private
 10 marina, [or] a yacht club, or on other property, the owner of
 11 the vessel repair business or private marina, or the owner's
 12 representative, [or] the designated representative of the yacht
 13 club, or the owner of the other property, may sell or dispose of
 14 the vessel in accord with this part."

15 SECTION 4. Statutory material to be repealed is bracketed
 16 and stricken. New statutory material is underscored.

17 SECTION 5. This Act shall take effect upon its approval.

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INTRODUCED BY:

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 Daniel I. Hironaka
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 [Other illegible signatures]

Report Title:

Abandoned Vessels

Description:

Clarifies the responsibility for disposing of an abandoned vessel.

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