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# 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],~~

11 ~~[may be caused by the chairperson to]~~ shall be taken by the  
12 chairperson into custody and disposed of pursuant to this part.

13 All other vessels abandoned on private property shall be the  
14 responsibility of the owner of the private property on which the  
15 vessel is 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 PRIVATE 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, [œ] yacht  
8 clubs[-], or on other private property. When any person  
9 abandons a vessel upon the premises of a vessel repair business,  
10 a private marina, [œ] a yacht club, or on other private  
11 property, the owner of the vessel repair business or private  
12 marina, [œ] the owner's representative, [œ] the designated  
13 representative of the yacht club, or the owner of the other  
14 private property may sell or dispose of the vessel in accord  
15 with this part."

16 SECTION 4. Section 200-53, Hawaii Revised Statutes, is  
17 amended to read as follows:

18 "§200-53 Sale or disposition of vessel. When a vessel is  
19 abandoned, the owner of the vessel repair business, [œ] private  
20 marina, [œ] or other private property; the owner's authorized  
21 representative[~~7~~]; or the designated representative of the yacht  
22 club, after one public advertisement in a newspaper of general



1 circulation in the State, may negotiate a sale of the vessel or  
2 dispose of it; provided that the vessel shall not be sold or  
3 disposed of less than five calendar days after the publication  
4 of the advertisement. Upon the sale or disposal of the vessel  
5 under this part, the owner of the vessel repair business, [~~or~~]  
6 private marina, [~~or~~] or other private property; the owner's  
7 authorized representative[~~;~~]; or the designated representative  
8 of the yacht club[~~;~~] shall file an affidavit with the department  
9 stating to whom the vessel was sold or, if the vessel was not  
10 sold, the manner in which the vessel was disposed of pursuant to  
11 this part."

12 SECTION 5. Statutory material to be repealed is bracketed  
13 and stricken. New statutory material is underscored.

14 SECTION 6. This Act shall take effect upon its approval.

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**Report Title:**

Abandoned Vessels; Disposition

**Description:**

Clarifies the responsibility for disposing of an abandoned vessel on private property. (SD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

