

STAND. COM. REP. NO. 442

Honolulu, Hawaii
February 14, 2013

RE: H.B. No. 1106
H.D. 1

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Sir:

Your Committee on Water & Land, to which was referred H.B. No. 1106 entitled:

"A BILL FOR AN ACT RELATING TO PROPERTY NUISANCE,"

begs leave to report as follows:

The purpose of this measure is to create a private right of action against any person maintaining a residentially zoned property that is found in violation of a state law, rule, or county ordinance, three or more times within three years, if such violation causes injury or damage to another person or another person's property.

Several individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Reducing the length of time in which subsequent violations of a state law, rule, or county ordinance, gives rise to a cause of action from three years to eighteen months; and
- (2) Changing its effective date to July 1, 2020, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No.

HB1106 HD1 HSCR WAL HMS 2013-2004



1106, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1106, H.D. 1, and be referred to the Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committee on Water & Land,



CINDY EVANS, Chair



