

Honolulu, Hawaii

March 17, 2017

RE: S.B. No. 992
S.D. 2
H.D. 1

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Ninth State Legislature
Regular Session of 2017
State of Hawaii

Sir:

Your Committee on Ocean, Marine Resources, & Hawaiian
Affairs, to which was referred S.B. No. 992, S.D. 2, entitled:

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

begs leave to report as follows:

The purpose of this measure is to clarify the actions that
the Department of Land and Natural Resources (Department) may take
when responding to grounded vessels. Specifically, this measure
clarifies that the Department may assume immediate control of:

- (1) A vessel that is grounded on state submerged land, a
shoreline, or a coral reef, or in imminent danger of
breaking up, if the vessel cannot be removed by the
owner within 24 hours of grounding; and
- (2) A vessel not in imminent danger of breaking up that is
grounded on a sand beach, sand bar, or mudflat, after
the owner or owner's representative has been given 72
hours of notice to remove the vessel and has not done so
in a reasonably safe manner;

provided that the foregoing shall not apply if the owner of the
vessel receives notice from the Department and has commenced
effective salvage operations.



The Department of Land and Natural Resources, Office of Hawaiian Affairs, Ocean Tourism Coalition, and several individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to December 24, 2088, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 992, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 992, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committee on Ocean, Marine
Resources, & Hawaiian Affairs,


KANIELA ING, Chair



