STAND. COM. REP. NO. 219

Honolulu, Hawaii

March 24

, 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 Judiciary, to which was referred S.B. No. 992, S.D. 2, H.D. 1, entitled:

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

begs leave to report as follows:

The purpose of this measure is to clarify actions the Department of Land and Natural Resources (DLNR) can take when responding to grounded vessels.

Specifically, the measure clarifies that DLNR 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,

unless the owner of the vessel receives notice from DLNR and has commenced effective salvage operations.

DLNR, Office of Hawaiian Affairs, Ocean Tourism Coalition, and an individual testified in support of this measure.

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. 992, S.D. 2, H.D. 1, and recommends that it be referred to your Committee on Finance.

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

SCOTT Y. NISHIMOTO, Chair

## State of Hawaii House of Representatives The Twenty-ninth Legislature

HSCR 1279

## **Record of Votes of the Committee on Judiciary**

Bill/Resolution No.: Committee Referral: Date:				
SB 992 SOZ HPI ONH, JUD, FIN 03/22/2017				
The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD)  Hold				
Pass short form bill with HD to recommit for future public hearing (recommit)				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. NISHIMOTO, Scott Y. (C)				
2. SAN BUENAVENTURA, Joy A. (VC)				
3. BELATTI, Della Au				
4. BROWER, Tom				
5. JOHANSON, Aaron Ling				
6. LEE, Chris				
7. MORIKAWA, Dee				
8. NAKASHIMA, Mark M.				
9. OSHIRO, Marcus R.				
10. McDERMOTT, Bob				
11. THIELEN, Cynthia				
	,			
TOTAL (11)	10			1
The recommendation is: Adopted   Not Adopted				
/ If joint referral, did not support recommendation.				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				
Duplicate (Tellow) - Chief Cick's Office Duplicate (Plik) - HMSO				