

Honolulu, Hawaii  
, 2024

**MAR 01**

RE: H.B. No. 2148  
H.D. 2

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirty-Second State Legislature  
Regular Session of 2024  
State of Hawaii

Sir:

Your Committee on Judiciary & Hawaiian Affairs, to which was referred H.B. No. 2148, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PROFESSIONAL LAND SURVEYORS,"

begs leave to report as follows:

The purpose of this measure is to establish a statute of repose for professional land surveyors by prohibiting the commencement of an action after twenty years has elapsed from the completion of a contract or final payment for land surveying work.

Your Committee received testimony in support of this measure from nine individuals. Your Committee received comments on this measure from the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects.

Your Committee finds land surveyors are included in the definition of "design professional", despite not providing the same professional services related to safeguarding life, health, and property as other design professionals. This measure would establish separate protections against litigation for land surveyors by establishing a statute of repose that prohibits the commencement of legal action after a certain period has elapsed following the completion of a contract or final payment of land surveying work.



Your Committee has amended this measure by:

- (1) Specifying that the statute of repose is only applicable to civil actions;
- (2) Changing the period after which bars the commencement of a civil action from twenty years to ten years;
- (3) Clarifying that the period is calculated from the latter of the date of completion of a contract or final payment for professional land surveying work; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2148, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2148, H.D. 2.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary &  
Hawaiian Affairs,



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DAVID A. TARNAS, Chair



