

STAND. COM. REP. NO.

760

Honolulu, Hawaii

FEB 11, 2025

RE: H.B. No. 211  
H.D. 1

Honorable Nadine K. Nakamura  
Speaker, House of Representatives  
Thirty-Third State Legislature  
Regular Session of 2025  
State of Hawaii

Madame:

Your Committee on Water & Land, to which was referred H.B.  
No. 211 entitled:

"A BILL FOR AN ACT RELATING TO STREAM MAINTENANCE,"

begs leave to report as follows:

The purpose of this measure is to prohibit the storage of  
personal property in or near a public stream or tributary.

Your Committee received testimony in support of this measure  
from two individuals. Your Committee received comments on this  
measure from the Department of Land and Natural Resources.

Your Committee finds that the State's public streams and  
tributaries play a vital role in the State's ecosystems, serve as  
crucial infrastructure for managing stormwater, and provide  
recreational and aesthetic value to residents and visitors. Your  
Committee further finds that improper storage of personal property  
in or near these waterways pose significant environmental, health,  
and safety risks, including obstructing water flow, increasing  
flood potential, and introducing pollutants into the ecosystem.  
Your Committee believes that prohibiting the storage of personal  
property in or near public streams will protect public safety and  
maintain the functionality and health of the State's waterways for  
present and future generations.

2025-1547 HB211 HD1 HSCR HMSO

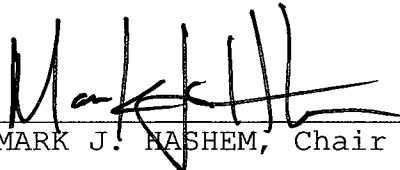


Your Committee has amended this measure by:

- (1) Clarifying that the counties, rather than the Department of Land and Natural Resources, are responsible for removing and disposing of personal property stored in or near a channel, streambed, streambank, or drainageway;
- (2) Deeming personal property stored in or near a channel, streambed, streambank, or drainageway for a continuous period of more than twenty-four hours to be abandoned property and authorizing the State and counties to dispose of it;
- (3) Changing the effective date to July 1, 3000, to encourage further discussion; 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 Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 211, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 211, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

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

  
MARK J. NASHEM, Chair



HSCR 360

Bill/Resolution No.: <b>HB 211</b>		Committee Referral: <b>WAL, JHA</b>		Date: <b>2/6/2025</b>	
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.					
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)					
WAL Members		Ayes	Ayes (WR)	Nays	Excused
1. HASHEM, Mark J. (C)		✓			
2. LAMOSAO, Rachele F. (VC)		✓			
3. BELATTI, Della Au		✓			
4. ICHIYAMA, Linda					✓
5. IWAMOTO, Kim Coco			✓		
6. MORIKAWA, Dee		✓			
7. POEPOE, Mahina		✓			
8. WOODSON, Justin H.		✓			
9. SHIMIZU, Garner M.		✓			
10. SOUZA, Kanani		✓			
TOTAL (10)		6	1	0	1
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted         If joint referral, _____ did not support recommendation. <div style="text-align: center;">committee acronym(s)</div>					
Vice Chair's or designee's signature: _____					
Distribution: Original (White) – Committee      Duplicate (Yellow) – Chief Clerk's Office      Duplicate (Pink) – HMSO					