

209

Honolulu, Hawaii

APR 25 , 2025

RE: H.B. No. 860
H.D. 1
S.D. 2
C.D. 1

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

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Third State Legislature
Regular Session of 2025
State of Hawaii

Madam and Sir:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 860, H.D. 1, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO LIABILITY,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to:

- (1) Specify that the State or a county may repair or maintain any street of which the ownership or jurisdiction is in dispute;
- (2) Specify that the State or county that repaired or maintained such street may only be held liable for acts or omissions arising out of the repair or maintenance of that street;



- (3) Deem that repair or maintenance of a street shall not confer ownership or jurisdiction over such street; and
- (4) Sunset on July 1, 2030.

Your Committee on Conference has amended this measure by:

- (1) Authorizing agencies performing work to post notice, signage, or other public communication clarifying that the repair does not establish permanent jurisdiction or ownership;
- (2) Specifying that this measure only applies in a county with a population of more than two hundred thousand but less than five hundred thousand;
- (3) Changing the effective date to upon approval; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 860, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 860, H.D. 1, S.D. 2, C.D. 1.



Respectfully submitted on behalf
of the managers:

ON THE PART OF THE SENATE

ON THE PART OF THE HOUSE



CHRIS LEE
Chair



DARIUS KILA
Co-Chair



GLENN WAKAI
Co-Chair



DAVID A. TARNAS
Co-Chair



KARL RHOADS
Co-Chair



TINA NAKADA GRANDINETTI
Co-Chair



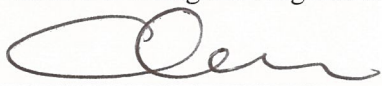
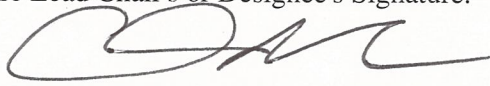
DRU KANUHA
Co-Chair



Hawaii State Legislature

Record of Votes of a Conference Committee

CCR 209

Bill / Concurrent Resolution No.: HB 860, HD 1, SD 2					Date/Time: <i>April 25, 2015 / 3:30 pm</i>				
<input checked="" type="checkbox"/> The recommendation of the House and Senate managers is to pass with amendments (CD).									
<input type="checkbox"/> The Committee is reconsidering its previous decision.									
<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure					<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.				
Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
LEE, Chris, Chr.	✓				KILA, Darius K., Co-Chr.	✓			
WAKAI, Glenn, Co-Chr.				✓	TARNAS, David A., Co-Chr.				✓
RHOADS, Karl, Co-Chr.	✓				GRANDINETTI, Tina Nakada, Co-Chr.	✓			
KANUHA, Dru Mamo, Co-Chr.	✓				KUSCH, Matthias	✓			
DECORTE, Samantha	✓				PIERICK, Elijah	✓			
TOTAL	4			1	TOTAL	4			1
A = Aye		WR = Aye with Reservations			N = Nay		E = Excused		
Senate Recommendation is:					House Recommendation is:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted					<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Senate Lead Chair's or Designee's Signature:					House Lead Chair's or Designee's Signature:				
									
Distribution: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> Original File with Conference Committee Report Yellow House Clerk's Office Pink Senate Clerk's Office Goldenrod Drafting Agency </div>									