STAND. COM. REP. NO. 2835

Honolulu, Hawaii FFB 2 9 2008

RE: S.B. No. 2065

S.D. 2

Honorable Colleen Hanabusa President of the Senate Twenty-Fourth State Legislature Regular Session of 2008 State of Hawaii

Madam:

Your Committee on Judiciary and Labor, to which was referred S.B. No. 2065, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO LANDOWNER LIABILITY FOR NATURAL CONDITIONS."

begs leave to report as follows:

The purpose of this measure is to protect landowners from liability from any damages occurring outside of their land which may have been caused by naturally occurring land failures.

Your Committee received testimony in support of this measure from the Department of the Attorney General, the Department of Land and Natural Resources, the City and County of Honolulu Department of Corporation Counsel, and Kamehameha Schools.

Your Committee finds that this measure removes the liability exposure for naturally occurring movement of unimproved lands owned by private conservation landowners and encourages them to preserve, maintain, and prudently manage their conservation lands in the lands' natural state.

Your Committee has amended this measure by deleting section 1 and making a technical, nonsubstantive amendment for the purpose of clarity.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B.



No. 2065, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2065, S.D. 2.

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

BRIAN T. TANIGUCHI, Chair

The Senate Twenty-Fourth Legislature State of Hawaii

Record of Votes Committee on Judiciary and Labor JDL

Bill / Resolution No.:* SB 2065 SD1	Committee Referral: Da			te: 2/2/	8/08
The committee is reconsidering its previous decision on this measure.					
If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye	Aye (WR)	Nay	Excused
TANIGUCHI, BRIAN T. (C)					
HEE, Clayton (VC)					
GABBARD, Mike					
KOKUBUN, Russell S.					
NISHIHARA, Clarence K.					
SLOM, Sam					
		reko i reko arangan ang manakan	BOWNETS TO COMPANY OF SOME	Walte Harris and Company	
		kingalingo, nemakanakan			

					, was a second
TOTAL		$\underline{\mathcal{L}}$	/		/
Recommendation: Adopted Not Adopted					
Chair's or Designee's Signature: Russells Cold					
Distribution: Original File with Committee Re	Yellow Pink Goldenrod ort Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes