

STAND. COM. REP. NO.

1585

Honolulu, Hawaii

APR 04 2023

RE: H.B. No. 364

S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-Second State Legislature  
Regular Session of 2023  
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 364, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO TRESPASS,"

begs leave to report as follows:

The purpose and intent of this measure is to clarify that when trespass involves public land, all state and county law enforcement officers may enforce trespass laws, without regard to whether the land is owned by the State or by a county.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Office of Hawaiian Affairs.

Your Committee finds that jurisdictional uncertainties have limited cooperation between county and state law enforcement officers to effectively remove trespassers from public property. This uncertainty can lead to damage to public land and harm to those who use it. This measure will make it clear that either state or county law enforcement can enforce trespass laws regardless of which governmental entity owns or controls a parcel of public land, which will ensure that the public can enjoy public land safely.

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 H.B.  
No. 364, S.D. 1, and recommends that it pass Third Reading.

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



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KARL RHOADS, Chair



