

STAND. COM. REP. NO.

1239

Honolulu, Hawaii

MAR 16 , 2023

RE: S.B. No. 1391  
S.D. 1  
H.D. 1

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirty-Second State Legislature  
Regular Session of 2023  
State of Hawaii

Sir:

Your Committee on Water & Land, to which was referred S.B. No. 1391, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PENALTIES ON PUBLIC LANDS,"

begs leave to report as follows:

The purpose of this measure is to authorize the Board of Land and Natural Resources to place a lien on property for noncompliance with administrative enforcement actions for encroachments upon public lands.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Hawaii Reef and Ocean Coalition, and Surfrider Foundation Hawai'i Region.

Your Committee finds that this measure will aid the Department of Land and Natural Resources and the counties in resolving encroaching structures that are largely unpermitted or remain under an expired permit. This measure additionally provides remedies to ensure removal of expired temporary erosion control structures that have become de facto seawalls and encroachments on public lands.

Your Committee has amended this measure by:

2023-2505 SB1391 HD1 HSCR HMSO



- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) 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 S.B. No. 1391, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1391, S.D. 1, 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,

  
LINDA ICHIYAMA, Chair



