STAND. COM. REP. NO. 1585

Honolulu, Hawaii

## APR 0 4 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,

KARL RHOADS, Chair

## The Senate Thirty-Second Legislature State of Hawai'i

## Record of Votes Committee on Judiciary JDC

Bill / Resolution No.:*	Committee Referral:			Date:	
HB 364 SD1	WTL, JDC			3/24/23	
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	R) Nay	Excused
RHOADS, Karl (C)	, .	N			
GABBARD, Mike (VC)		V			
ELEFANTE, Brandon J.C.					
SAN BUENAVENTURA, Joy A	١.				
AWA, Brenton					
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TOTAL		4			
Recommendation: ( Not Adopted					
Chair's pr. Dasignae's Signature)					
What Hart I was a signature of the state of					
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy					

<sup>\*</sup>Only one measure per Record of Votes