

ACT 106

H.B. NO. 582

A Bill for an Act Relating to Landowner Liability.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. Chapter 198D, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

**“§198D- Limitation on liability.** The State shall not be liable for any injury to any person arising from the person’s use of unimproved lands owned or controlled by the State and regulated under section 198D-6, unless the injury results from gross negligence on the part of the State.”

SECTION 2. This Act does not affect rights and duties that matured, penalties that were incurred, and proceedings that were begun, before its effective date.

SECTION 3. New statutory material is underscored.<sup>1</sup>

SECTION 4. This Act shall take effect upon its approval.

(Approved June 25, 1999.)

**Note**

1. Edited pursuant to HRS §23G-16.5.