

MAR 08 2024

SENATE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO
CONDUCT A FEASIBILITY STUDY TO ASSESS REASONABLE
ACCOMMODATIONS FOR BEACH ACCESS FOR PERSONS WITH
DISABILITIES.

1 WHEREAS, the State is known worldwide for its beaches and
2 is committed to offering beach access to all visitors; and
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4 WHEREAS, beach access for persons with disabilities,
5 including veterans, is extremely limited, especially for those
6 in wheelchairs; and
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8 WHEREAS, although there is beach wheelchair access at
9 certain beaches in the State, they are not available at most;
10 now, therefore,
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12 BE IT RESOLVED by the Senate of the Thirty-second
13 Legislature of the State of Hawaii, Regular Session of 2024, the
14 House of Representatives concurring, that the Department of Land
15 and Natural Resources is requested to conduct a feasibility
16 study to assess the provision and maintenance of reasonable
17 accommodations for persons with disabilities to access the
18 shoreline of any beach that has a public restroom within an
19 ocean recreation management area; and
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21 BE IT FURTHER RESOLVED that the study is requested to
22 consider factors, including but not limited to:
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24 (1) The topography and physical characteristics of each
25 beach transit corridor;
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27 (2) The county that maintains each beach transit corridor;
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29 (3) Reasonable accommodations that comply with 28 C.F.R.
30 parts 35 and 36 and chapter 489, Hawaii Revised
31 Statutes; and



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(4) Administrative rules necessary for the provision and maintenance of reasonable accommodations pursuant to paragraph (3); and

BE IT FURTHER RESOLVED that the Department of Land and Natural Resources is requested to submit a report on the feasibility study twenty days prior to the convening of the Regular Session of 2025; and

BE IT FURTHER RESOLVED that for the purposes of this Resolution:

- (1) "Beach transit corridor" has the same meaning as defined in section 115-5(a), Hawaii Revised Statutes;
- (2) "Disability" has the same meaning as defined section 489-2, Hawaii Revised Statutes; and
- (3) "Ocean Recreation Management Area" means all ocean waters and navigable streams within certain boundaries designated by the Department pursuant to chapter 200, Hawaii Revised Statutes; and

BE IT FURTHER RESOLVED that a certified copy of this Concurrent Resolution be transmitted to the Chairperson of the Board of Land and Natural Resources.

OFFERED BY: 

