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# A BILL FOR AN ACT

RELATING TO LAND LIABILITY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1       SECTION 1. Chapter 663, Hawaii Revised Statutes, is  
2       amended by adding a new section to be appropriately designated  
3       and to read as follows:

4       "§663-       Land with slope of twenty per cent or more;  
5       strict liability.   (a)   An owner of any property with a slope of  
6       twenty per cent or more shall be strictly liable for any damage  
7       or injury to property or persons caused by the movement of any  
8       rocks or earthen material from the owner's property to down-  
9       slope properties.

10       (b)   As used in this section, "owner" means the possessor  
11       of a fee interest, a tenant, a lessee, an occupant, or a person  
12       in control of the premises."

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

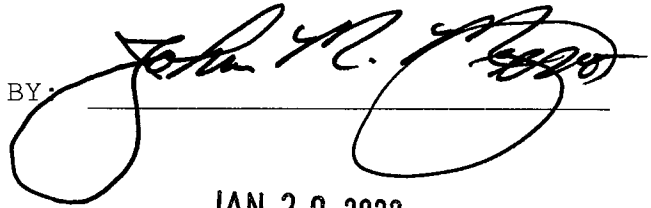
16       SECTION 3. New statutory material is underscored.

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



H.B. NO. **1602**

INTRODUCED BY:

A handwritten signature in black ink, appearing to read "John M. Pappas", is written over a horizontal line.

JAN 20 2022



# H.B. NO. 1602

**Report Title:**

Liability; Landslides

**Description:**

Creates strict liability for an owner of land with a twenty per cent or more slope for damage or injury to down-slope property and persons from falling rocks, debris, and landslides originating from the owner's property.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

