

Honolulu, Hawaii

APR 27 2023

RE: S.B. No. 1468  
S.D. 2  
H.D. 2  
C.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-Second State Legislature  
Regular Session of 2023  
State of Hawaii

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

Sirs:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 1468, S.D. 2, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO RIGHT OF ENTRY FOR PROFESSIONAL SURVEYORS,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to:

- (1) Authorize professional land surveyors, and any assistant under the direct supervision of a professional land surveyor, to enter onto private property to perform land surveying, subject to certain provisions regarding notice, objections, and identification; and
- (2) Shield professional land surveyors and their assistants from prosecution under criminal trespass laws when performing their duties.



Your Committee on Conference finds that professional land surveyors often require the right to access private property for the purposes of producing a thorough and complete land survey. However, without a right of entry, a professional land surveyor conducting a land survey is subject to trespass laws. In order to ensure the public's interest in maintaining a sound and uniform real property system, this measure seeks to mitigate certain risks while balancing property rights and protecting land surveying professionals.

Your Committee on Conference has amended this measure by:


- (1) Changing the effective date to upon its approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1468, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1468, S.D. 2, H.D. 2, C.D. 1.

Respectfully submitted on behalf  
of the managers:

ON THE PART OF THE HOUSE

ON THE PART OF THE SENATE

  
\_\_\_\_\_  
JACKSON D. SAYAMA  
Co-Chair

  
\_\_\_\_\_  
TARRETT KEOHOKALOOLE  
Chair

  
\_\_\_\_\_  
DAVID A. TARNAS  
Co-Chair

  
\_\_\_\_\_  
KARL RHOADS  
Co-Chair



**Record of Votes of a  
Conference Committee**

Bill / Concurrent Resolution No.: <b>SB 1468, SD 2, HD 2</b>	Date/Time: <b>04/26/23 2:06 PM</b>
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- The recommendation of the House and Senate managers is to pass with amendments (CD).
- The Committee is reconsidering its previous decision.

- |   |   |
|---|---|
| <input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure | <input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure. |
|---|---|

Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
KEOHOKALOLE, Jarrett, Chr.	/				SAYAMA, Jackson D., Co-Chr.	/			
RHOADS, Karl, Co-Chr.	/				TARNAS, David A., Co-Chr.	/			
RICHARDS, III, Herbert M. "Tim"	/				HUSSEY-BURDICK, Natalia		/		
					ICHIYAMA, Linda	/			
					PIERICK, Elijah				/
<b>TOTAL</b>	<b>3</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>TOTAL</b>	<b>3</b>	<b>1</b>	<b>1</b>	<b>-</b>

A = Aye      WR = Aye with Reservations      N = Nay      E = Excused

Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted	House Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted
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Senate Lead Chair's or Designee's Signature: 	House Lead Chair's or Designee's Signature: 
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