

**HAWAII ADMINISTRATIVE RULES
TITLE 19
DEPARTMENT OF TRANSPORTATION
CHAPTER 42
VESSEL AND HARBOR CONTROLS**

**SUBCHAPTER 2
SMALL CRAFT AND SMALLER COMMERCIAL VESSELS**

§19-42-59 Salvage, sinking boats. The owner of a boat in danger of wreckage, damaging other property, sinking, or obstructing waterways shall be advised by the department to take immediate remedial action. If upon due notice and after a reasonable time (not to exceed ten days) has elapsed and the owner has failed to institute appropriate measures, the State may take such action as the circumstances require to save or rescue the boat, prevent damage to other property or to prevent obstruction of waterways; provided that in an emergency where life or property is endangered or where the boat may interfere with other boats or with free and proper navigation of waterway, immediate remedial action may be instituted by the department without prior notice.

Any action taken under this section shall be done pursuant to these rules. Any action taken by the department shall be at the sole cost and risk to the boat owner. [Eff 5/20/82; comp 2/26/96] (Auth: HRS §§266-2, 266-3) (Imp: HRS §§266-2, 266-3)