H.B. NO. 3200

A BILL FOR AN ACT

RELATING TO THE EXEMPTION OF STATE HIGHWAY PROJECTS FROM THE COUNTY SUBDIVISION APPROVAL PROCESS.

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

SECTION 1. Chapter 264, Hawaii Revised Statutes, is amended by adding a new section to read as follows:

"**§264- Exemption from county subdivision approval requirements.** State highway projects shall be exempt from county subdivision approval requirements contained in section 46-6.5, any other statute or law to the contrary notwithstanding."

SECTION 2. New statutory material is underscored.

SECTION 3. This Act shall take effect upon its approval.

INTRODUCED BY: _____

BY REQUEST

JAN 22 2008

TRN-08(08)

H.B. NO. 3200

Report Title:
Highway; county subdivision; exemption

Description:
Exempts State Highways from county subdivision approval requirements to expedite highway projects and reduce project costs.

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JUSTIFICATION SHEET

DEPARTMENT: Transportation

TITLE: A BILL FOR AN ACT RELATING TO THE EXEMPTION OF STATE HIGHWAY PROJECTS FROM THE COUNTY SUBDIVISION APPROVAL PROCESS.

PURPOSE: Exempt state highway projects from county subdivision approval requirements to expedite highway projects and reduce project costs.

MEANS: Adding a new section in chapter 264, Hawaii Revised Statutes.

JUSTIFICATION: Current county subdivision approval requirements require state agents and surveyors to conduct extra reviews. Land acquisitions are recorded at county tax offices and record documents are recorded at the Bureau of Conveyances. Many of the county issues and requirements are addressed in environmental assessments or environmental impact statements that are conducted prior to any real property acquisitions. In addition, each county has a different approval process which adds to the delay and costs of state highway projects.

Impact on the public: Eliminating the county subdivision approval requirement for state highway projects will expedite state highway projects thereby reducing traffic delays due to road construction. Without the state highway projects to review, the counties will have a reduced workload, resulting in faster service by the counties to the public.

Impact on the department and other agencies: Eliminating the county subdivision approval process for state highway projects will reduce the workload of the counties as well as the Department of Transportation. State highway projects already require similar review and approvals by the Statewide

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Transportation Improvement Program (STIP), Transportation Improvement Program (TIP), Oahu Metropolitan Planning Organization (OMPO), and State and county planning departments. Project costs will be reduced if the county subdivision approval requirement is eliminated.

GENERAL FUND: None.

OTHER FUNDS: None.

PBS PROGRAM DESIGNATION: TRN 501 - TRN561.

OTHER AFFECTED AGENCIES: Various county agencies of the islands of Oahu, Maui, Hawaii and Kauai

EFFECTIVE DATE: Upon approval.