



GOV. MSG. NO. 671

EXECUTIVE CHAMBERS

HONOLULU

LINDA LINGLE  
GOVERNOR

May 6, 2009

The Honorable Colleen Hanabusa, President  
and Members of the Senate  
Twenty-Fifth State Legislature  
State Capitol, Room 409  
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on May 6, 2009, the following bill was signed into law:

SB718 SD1 HD1

A BILL FOR AN ACT  
RELATING TO TRANSPORTATION.  
**ACT 054 (09)**

Sincerely,



LINDA LINGLE

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# A BILL FOR AN ACT

RELATING TO TRANSPORTATION.

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

1 SECTION 1. Chapter 286, Hawaii Revised Statutes, is  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:

4 "§286- Complete streets. (a) The department of  
5 transportation and the county transportation departments shall  
6 adopt a complete streets policy that seeks to reasonably  
7 accommodate convenient access and mobility for all users of the  
8 public highways within their respective jurisdictions as  
9 described under section 264-1, including pedestrians,  
10 bicyclists, transit users, motorists, and persons of all ages  
11 and abilities.

12 (b) This section shall apply to new construction,  
13 reconstruction, and maintenance of highways, roads, streets,  
14 ways, and lanes located within urban, suburban, and rural areas,  
15 if appropriate for the application of complete streets.

16 (c) This section shall not apply if:



- 1        (1) Use of a particular highway, road, street, way, or  
2                    lane by bicyclists or pedestrians is prohibited by  
3                    law, including within interstate highway corridors;
- 4        (2) The costs would be excessively disproportionate to the  
5                    need or probable use of the particular highway, road,  
6                    street, way, or lane;
- 7        (3) There exists a sparseness of population, or there  
8                    exists other available means, or similar factors  
9                    indicating an absence of a future need; or
- 10       (4) The safety of vehicular, pedestrian, or bicycle  
11                    traffic may be placed at unacceptable risk."

12        SECTION 2. (a) There is established a temporary task  
13 force, exempt from section 26-34, Hawaii Revised Statutes, to  
14 review existing state and county highway design standards and  
15 guidelines, for the purpose of:

- 16        (1) Determining standards and guidelines that can be  
17                    established to apply statewide and within each county  
18                    to provide consistency for all highway users;
- 19        (2) Proposing changes to state and county highway design  
20                    standards and guidelines; and
- 21        (3) Making recommendations for restructuring procedures,  
22                    rewriting design manuals, and creating new measures to



1 track success, within one year after implementation of  
2 the recommendations under subsection (c).

3 (b) The members of the task force shall be selected by the  
4 director of transportation, and shall include one member  
5 representing:

6 (1) The department of transportation;

7 (2) The department of health;

8 (3) Each county's public works department or  
9 transportation department;

10 (4) Hawaii Bicycling League;

11 (5) Peoples Advocacy for Trails Hawai'i;

12 (6) AARP Hawaii;

13 (7) Hawaii Highway Users Alliance;

14 (8) University of Hawaii's department of urban and  
15 regional planning or department of civil and  
16 environmental engineering;

17 (9) Developers;

18 (10) Federal Highway Administration; and

19 (11) Other interested parties.

20 (c) The task force shall submit to the legislature,  
21 through the department of transportation, the following:



1 (1) An interim progress report no later than twenty days  
2 prior to the convening of the regular session of 2010;  
3 and

4 (2) A final report, including findings, recommendations,  
5 and proposed legislation, no later than twenty days  
6 prior to the convening of the regular session of 2011.

7 (d) The task force shall cease to exist upon filing of its  
8 final report.

9 SECTION 3. New statutory material is underscored.

10 SECTION 4. This Act shall take effect upon its approval;  
11 provided that section 1 shall apply to any development for which  
12 planning or design commences on or after January 1, 2010.

APPROVED this 6 day of MAY, 2009



GOVERNOR OF THE STATE OF HAWAII