

STAND. COM. REP. NO.

113

Honolulu, Hawaii

FEB 10 , 2021

RE: H.B. No. 766  
H.D. 1

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirty-First State Legislature  
Regular Session of 2021  
State of Hawaii

Sir:

Your Committee on Transportation, to which was referred H.B. No. 766 entitled:

"A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF  
TRANSPORTATION,"

begs leave to report as follows:

The purpose of this measure is to authorize the Department of Transportation to assess impact fees for the repair or renovation of an unsafe roadway that is used by the public.

Your Committee received testimony in support of this measure from the Department of Transportation and one individual.

Your Committee finds that the State's roadways are critical infrastructure that require proper maintenance to ensure the quality of life for the people of Hawaii. Unmaintained roadways can cause severe damage not only to vehicles, but to the driver, passengers, and anyone in the surrounding environment. Your Committee further finds that there are certain parts of privately owned roads that connect to State-owned highways that are unsafe and frequently used by the public. This measure will help the State maintain roadways, thereby improving the quality of life for residents and visitors of Hawaii.

2021-1371 HB766 HD1 HSCR HMSO



Your Committee has amended this measure by:

- (1) Clarifying that the Department of Transportation may assess, impose, levy, and collect impact fees for a substantially dangerous roadway when the privately owned roadway connects to a state highway;
- (2) Authorizing the Department of Transportation to require the private roadway owner to address the issue causing the road to be substantially dangerous to the public;
- (3) Changing its effective date of July 1, 2050, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 766, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 766, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Respectfully submitted on  
behalf of the members of the  
Committee on Transportation,

  
HENRY J.C. AQUINO, Chair



