

STAND. COM. REP. NO.

1460

Honolulu, Hawaii

, 2021

MAR 25

RE: S.B. No. 1401

S.D. 2

H.D. 2

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

Sir:

Your Committee on Judiciary & Hawaiian Affairs, to which was referred S.B. No. 1401, S.D. 2, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO TRANSPORTATION,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Require the Department of Transportation to consider and pursue certain goals when planning, designing, and implementing ground transportation infrastructure;
- (2) Amend the amount of eligible federal funds, in addition to other state highway fund monies available, to establish multi-use paths, bicycle paths, and bicycle lanes, and install signage and safety devices along bikeways;
- (3) Require the Director of Transportation to submit an annual report to the Legislature detailing compliance with the complete streets policy and principles;
- (4) Require the Department of Transportation to:

2021-2819 SB1401 HD2 HSCR HMSO



- (A) Establish and publish performance standards with measurable benchmarks reflecting the capacity for all users to travel safely and conveniently along state roadways;
 - (B) Ensure that the complete street policies of the State apply to new construction, reconstruction, repaving, operations, and maintenance activities; and
 - (C) Ensure that a complete streets policy checklist of the duties of the Department of Transportation is published; and
- (5) Require the counties to consider complete street policies when adopting or amending land use ordinances.

Your Committee received testimony in support of this measure from the Department of Transportation; Department of Health; Office of Hawaiian Affairs; City and County of Honolulu Office of Climate Change, Sustainability and Resiliency; Hawaii Strategic Highway Safety Plan; Maui Metropolitan Planning Organization Policy Board; American Heart Association; AlohaCare; Kauai Climate Action Coalition; Ulupono Initiative; Obesity Prevention Task Force of the Hawai'i Public Health Institute; and AARP Hawai'i.

Your Committee finds that the complete streets law, established in 2009, requires the Department of Transportation and county transportation departments to adopt policies that seek to reasonably accommodate convenient access and mobility for all users of public highways, including pedestrians, bicyclists, transit users, and motorists of all ages and abilities. This measure will clarify the complete streets policy to ensure its proper implementation and effectiveness.

Your Committee has amended this measure by:

- (1) Deleting the requirement for the Director of Transportation to submit to the Legislature a report detailing progress towards compliance with the complete streets policy and principles during the preceding fiscal year; and



- (2) 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 Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1401, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 1401, S.D. 2, H.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary &
Hawaiian Affairs,


MARK M. NAKASHIMA, Chair



Record of Votes of the Committee on Judiciary & Hawaiian Affairs

Bill/Resolution No.: SB 1401, SD2, HD1		Committee Referral: TRN, JHA, FIN		Date: 3-23-21
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
JHA Members	Ayes	Ayes (WR)	Nays	Excused
1. NAKASHIMA, Mark M. (C)	✓			
2. MATAYOSHI, Scot Z. (VC)	✓			
3. ICHIYAMA, Linda	✓			
4. KOBAYASHI, Dale T.	✓			
5. LoPRESTI, Matthew S.	✓			
6. LOWEN, Nicole E.	✓			
7. McKELVEY, Angus L.K.	✓			
8. NAKAMURA, Nadine K.	✓			
9. TAKUMI, Roy M.				✓
10. TODD, Chris	✓			
11. TOKIOKA, James Kunane	✓			
12. WARD, Gene		✓		
TOTAL (12)	10	1	0	1
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: 				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				