

---

---

## A BILL FOR AN ACT

RELATING TO FUEL TAX REVENUES.

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

1           SECTION 1. Section 243-6, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "**§243-6 Fuel taxes, dispositions.** The "city and county of  
4 Honolulu fuel tax" shall be paid by the department of taxation  
5 into the state treasury, and shall, by the state director of  
6 finance, be paid over to the director of finance of the city and  
7 county of Honolulu for deposit into the fund known as the  
8 "highway fund" created by section 249-18.

9           The "county of Kauai fuel tax" shall be paid by the  
10 department into the state treasury, and shall, by the state  
11 director of finance, be paid over to the director of finance of  
12 the county of Kauai for deposit into the fund known as the  
13 "highway fund" created by section 249-18.

14           The "county of Hawaii fuel tax" shall be paid by the  
15 department into the state treasury, and shall, by the state  
16 director of finance, be paid over to the director of finance of



1 the county of Hawaii for deposit into the fund known as the  
2 "highway fund" created by section 249-18.

3 The "county of Maui fuel tax" collected on account of  
4 liquid fuel sold or used on the island of Lanai or sold  
5 elsewhere for ultimate use on the island of Lanai, shall be paid  
6 by the department into the state treasury, and shall, by the  
7 state director of finance, be paid over to the director of  
8 finance of the county of Maui for deposit into the fund known as  
9 the "highway fund" created by section 249-18, for expenditure on  
10 the island of Lanai. The "county of Maui fuel tax" collected on  
11 account of liquid fuel sold or used on the island of Molokai or  
12 sold elsewhere for ultimate use on the island of Molokai, shall  
13 be paid by the department into the state treasury, and shall, by  
14 the state director of finance, be paid over to the director of  
15 finance of the county of Maui for deposit into the fund known as  
16 the "highway fund" created by section 249-18, for expenditure on  
17 the island of Molokai. The remainder of the "county of Maui  
18 fuel tax" shall be paid by the department into the state  
19 treasury, and shall, by the state director of finance, be paid  
20 over to the director of finance of the county of Maui for



1 deposit into the fund known as the "highway fund" created by  
2 section 249-18.

3 Each of the foregoing taxes shall be expended for the  
4 following purposes, for the island for which the tax revenue is  
5 specially indicated, or, if none, for the county for which the  
6 tax revenue is indicated:

7 (1) For payment of interest on and redemption of any bonds  
8 duly issued or sold on or after July 1, 1951, under  
9 chapter 47 for the financing or aiding in financing  
10 the construction of county highway tunnels, approach  
11 roads thereto, and highways. Such payments of  
12 interest and principal on the bonds when due, shall be  
13 first charges on such moneys so deposited in the  
14 fund[-];

15 (2) For acquisition, designing, construction,  
16 reconstruction, improvement, repair, and maintenance  
17 of county main and general thoroughfares, highways,  
18 and other streets, street lights, storm drains, and  
19 bridges, including costs of new land therefor, when  
20 expenditures for the foregoing purposes cannot be  
21 financed under state-federal aid projects[-];



# H.B. NO. 88

- 1           (3) In the case of the city and county of Honolulu, for  
2           payment of the city and county's share in an  
3           improvement district initiated by the city and county  
4           for an improvement listed in paragraph (2) [above]  
5           which is permitted to be constructed in the city and  
6           county[-];  
7           (4) For the construction of county highway tunnels,  
8           overpasses, underpasses, and bridges, where such  
9           improvement cannot be made under state-federal aid  
10          projects[-];  
11          (5) For purposes and functions connected with county  
12          traffic control and preservation of safety upon the  
13          public highways and streets[-];  
14          (6) For purposes and functions in connection with mass  
15          transit[-];  
16          (7) For acquisition, design, construction, improvement,  
17          repair, and maintenance of bikeways[-]; and  
18          (8) In the case of the county of Hawaii, in a manner  
19          consistent with paragraph (2) for the maintenance of  
20          substandard private subdivision roads that are used by  
21          the public; provided that upon the acquisition by the



# H.B. NO. 88

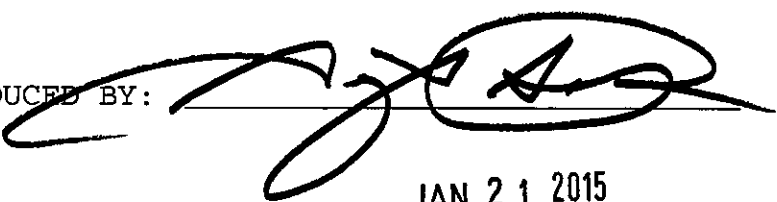
1           State of a road within            days of an expenditure  
 2           for that road pursuant to this paragraph, the county  
 3           may recoup all or part of the expenditure from the  
 4           State; and provided further that upon the sale of any  
 5           portion of the private subdivision to an entity other  
 6           than the State or the county of Hawaii, neither the  
 7           State nor the county shall be required to install  
 8           infrastructure for the roads in that portion of the  
 9           private subdivision.

10           No expenditure shall be made~~[7]~~ out of the revenues [~~paid~~  
 11 ~~into any such fund, which]~~ subject to this section that will  
 12 jeopardize federal aid for highway construction."

13           SECTION 2. Statutory material to be repealed is bracketed  
 14 and stricken. New statutory material is underscored.

15           SECTION 3. This Act shall take effect upon its approval;  
 16 provided that this Act shall be repealed on June 30, 2020, and  
 17 section 243-6, Hawaii Revised Statutes, shall be reenacted in  
 18 the form in which it read on the day prior to the effective date  
 19 this Act.

20

INTRODUCED BY:   
 JAN 21 2015



# H.B. NO. 88

**Report Title:**

County Fuel Tax; Hawaii County

**Description:**

Permit's Hawaii County to expend its share of fuel tax revenues for maintenance of private subdivision roads. Specifies that public entities are not required to install infrastructure on these roads upon a private sale.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

