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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. The legislature finds that bicycling is growing  
2 in importance as a mode of transportation. Bicycling has many  
3 benefits, including:

4 (1) Improved mobility, especially for those who cannot or  
5 choose not to drive;

6 (2) Lower road maintenance costs;

7 (3) Less traffic congestion;

8 (4) Less road widening and fewer parking lots;

9 (5) Improved air quality; and

10 (6) Improved health and reduced medical costs.

11 With rising gasoline prices, many people are looking for an  
12 alternative method of transportation. It is far less expensive  
13 to operate a bicycle than an automobile.

14 The purpose of this Act is to ensure the implementation of  
15 a safe, continuous, and coordinated system of bikeways by  
16 earmarking a percentage of the state highway fund for bikeways.

17 SECTION 2. Section 248-9, Hawaii Revised Statutes, is  
18 amended to read as follows:



1           "**§248-9 State highway fund.** (a) Moneys in the state

2 highway fund may be expended for the following purposes:

3           (1) To pay the costs of operation, maintenance, and repair  
4           of the state highway system, including without  
5           limitation, the cost of equipment and general  
6           administrative overhead;

7           (2) To pay the costs of acquisition (including real  
8           property and interests therein), planning, designing,  
9           construction, and reconstruction of the state highway  
10          system[7] and bikeways, including, without limitation,  
11          the cost of equipment and general administrative  
12          overhead; provided that the director of transportation  
13          shall allot and expend two per cent of federally  
14          eligible moneys in the state highway fund for  
15          bikeways; and

16          (3) To reimburse the general fund for interest on and  
17          principal of general obligation bonds issued to  
18          finance highway projects where the bonds are  
19          designated to be reimbursable out of the state highway  
20          fund.

21          (b) At any time, the director of transportation may  
22 transfer from the state highway fund all or any portion of



1 available moneys determined by the director of transportation to  
2 [~~be in excess of~~] exceed one hundred thirty-five per cent of the  
3 requirements for the ensuing twelve months for the state highway  
4 fund as permitted by and in accordance with section 37-53. For  
5 purposes of the determination, the director of transportation  
6 shall take into consideration:

7 (1) The amount of federal funds and bond funds on deposit  
8 in, and budgeted to be expended from, the state  
9 highway fund during the period;

10 (2) Amounts on deposit in the state highway fund [~~which~~]  
11 that are encumbered or otherwise obligated;

12 (3) Budgeted amounts payable from the state highway fund  
13 during the period;

14 (4) Revenues anticipated to be received by and  
15 expenditures to be made from the state highway fund  
16 during the period based on existing agreements and  
17 other information for the ensuing twelve months; and

18 (5) Any other factors as the director of transportation  
19 shall deem appropriate."

20 SECTION 3. Statutory material to be repealed is bracketed  
21 and stricken. New statutory material is underscored.

22 SECTION 4. This Act shall take effect on July 1, 2006.



HB2075

HD 1

SD 2

CD 1

**Report Title:**

Transportation; Bikeways

**Description:**

Earmarks a two percent of federally allocated moneys from the state highway fund for bikeways. (HB2075 CD1)

