

JAN 25 2006

A BILL FOR AN ACT

MAKING AN APPROPRIATION FOR THE ROADS IN LIMBO PROGRAM FOR THE COUNTY OF HAWAII.

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

1 SECTION 1. Roads in limbo are roads that neither the State
2 nor the county of Hawaii highways divisions maintain. They are
3 roads that are typically referred to as government roads and
4 homestead roads. They were previously roads of the territory,
5 jurisdiction over which is at issue between the State and
6 counties. Jurisdiction has not been resolved, but current
7 efforts are in the process of addressing roads in limbo issues
8 by the State and counties.

9 There are residents who reside on the roads in limbo and
10 these residents have made frequent requests to the county of
11 Hawaii for repairs and maintenance of the roads. The county has
12 responded to their requests on a very limited basis, pursuant to
13 the direction of the county civil defense agency. Other than in
14 response to an emergency situation, the county of Hawaii does
15 not have the resources to properly maintain these roads in a
16 fair and consistent manner. In the county of Hawaii, there are



1 an estimated four hundred fifty-nine miles of roads that fall
2 into the roads in limbo category.

3 The county public works department has established a
4 protocol to develop a maintenance program, which includes the
5 following:

- 6 (1) Surveying each road;
- 7 (2) Physically verifying the miles of roads in limbo;
- 8 (3) Determining the condition of each road and
9 categorizing each road;
- 10 (4) Evaluating culverts and bridges;
- 11 (5) Prioritizing the repairs of roads by district; and
- 12 (6) Considering land acquisition and realignment of some
13 roads.

14 At twenty-five miles per year, it would take the county an
15 estimated eighteen years to complete the roads in limbo program,
16 at a cost in excess of \$2,000,000 per year. The county of
17 Hawaii would like to establish a program with the \$2,000,000 in
18 state moneys that the county is requesting, with the intention
19 to use county funds to match the state appropriation in the
20 first year, and to work with the state department of
21 transportation in the hope of establishing a long-term
22 partnership. But even if that long-term goal fails, the



1 \$2,000,000 appropriated this year would enable the county to
2 start the program, and finally make a dent in what has been,
3 until now, an increasing problem.

4 SECTION 2. There is appropriated out of the general
5 revenues of the State of Hawaii the sum of \$2,000,000, or so
6 much thereof as may be necessary for fiscal year 2006-2007, for
7 a grant-in-aid to the county of Hawaii for the establishment of
8 a roads in limbo program to resolve issues relating to roads in
9 the county of Hawaii where state and county jurisdiction are not
10 certain.

11 SECTION 3. The sum appropriated shall be expended by the
12 county of Hawaii for the purposes of this Act.

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

14

INTRODUCED BY: 

By Request



SB 2410

Report Title:

Roads in Limbo; Appropriation

Description:

Establishes a roads in limbo program to resolve issues relating to certain roads in the county of Hawaii that are not maintained by the State or the county; appropriation.

