



**GOV. MSG. NO. 611**

EXECUTIVE CHAMBERS  
HONOLULU

LINDA LINGLE  
GOVERNOR

June 1, 2010

The Honorable Colleen Hanabusa, President  
and Members of the Senate  
Twenty-Fifth State Legislature  
State Capitol, Room 409  
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on June 1, 2010, the following bill was signed into law:

HB2020 HD2 SD2 CD1

A BILL FOR AN ACT  
RELATING TO COUNTIES.  
**ACT 153 (10)**

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Lingle".

LINDA LINGLE

Approved by the Governor

on JUN 1 2010

HOUSE OF REPRESENTATIVES  
TWENTY-FIFTH LEGISLATURE, 2010  
STATE OF HAWAII

**ACT 153**

**H.B. NO.** 2020  
H.D. 2  
S.D. 2  
C.D. 1

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## A BILL FOR AN ACT

RELATING TO COUNTIES.

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

1 SECTION 1. Section 46-15.9, Hawaii Revised Statutes, is  
2 amended by amending subsection (a) to read as follows:

3 "(a) Any provision of law to the contrary notwithstanding,  
4 any county and its authorized personnel may impose and enforce  
5 traffic laws and shall enforce chapters 249; 286 [and]; 287;  
6 291; 291C; 291E; 431, articles 10C and 10G; and 486, part III on  
7 public streets, roads, or highways whose ownership is in dispute  
8 between the State and the county."

9 SECTION 2. Section 46-16, Hawaii Revised Statutes, is  
10 amended to read as follows:

11 "§46-16 Traffic regulation and control over private  
12 streets. Any provision of law to the contrary notwithstanding,  
13 any county and its authorized personnel may impose and enforce  
14 traffic regulations and place appropriate traffic control  
15 devices, and may enforce chapters 249; 286 [and]; 287; 291;  
16 291C[-]; 291E; 431, articles 10C and 10G; and 486, part III on  
17 the following categories of private streets, highways, or



1 thoroughfares, except private roads used primarily for  
2 agricultural and ranching purposes:

- 3 (1) Any private street, highway, or thoroughfare which has  
4 been used continuously by the general public for a  
5 period of not less than six months; provided that the  
6 county shall not be responsible for the maintenance  
7 and repair of the private street, highway, or  
8 thoroughfare when it imposes or enforces traffic  
9 regulations and highway safety laws or places or  
10 permits to be placed appropriate traffic control  
11 devices on that street, highway, or thoroughfare;  
12 provided further that no adverse or prescriptive  
13 rights shall accrue to the general public when the  
14 county imposes or enforces traffic regulations and  
15 highway safety laws or places appropriate traffic  
16 control devices on that street, highway, or  
17 thoroughfare; nor shall county consent to the  
18 placement of traffic control signs or markings on a  
19 private street be deemed to constitute control over  
20 that street; and
- 21 (2) Any private street, highway, or thoroughfare which is  
22 intended for dedication to the public use as provided

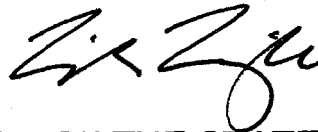


1 in section 264-1 and is open for public travel but has  
2 not yet been accepted by the county."

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

5 SECTION 4. This Act shall take effect upon its approval.

APPROVED this 1 day of JUN , 2010



GOVERNOR OF THE STATE OF HAWAII

