

# **SB 1326**

## **RELATING TO COSTS OF RELOCATION AND UNDERGROUNDING OF UTILITY FACILITIES.**

Allow any utility owners whose facility occupies State Highway right-of-way to provide their share of costs up front to the affected state agency for encumbrance of funds in related contracts by way of an agreement to pay.

NEIL ABERCROMBIE  
GOVERNOR



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IN REPLY REFER TO:

STATE OF HAWAII  
DEPARTMENT OF TRANSPORTATION  
869 PUNCHBOWL STREET  
HONOLULU, HAWAII 96813-5097

February 3, 2011

TESTIMONY OF THE DEPARTMENT OF TRANSPORTATION

SENATE BILL NO. 1326

COMMITTEE ON PUBLIC SAFETY, GOVERNMENT OPERATIONS, AND MILITARY  
AFFAIRS AND

COMMITTEE ON WATER, LAND, AND HOUSING

The Department of Transportation ("DOT") supports this bill, which is intended to address a long-standing challenge for the DOT to complete projects involving utility work.

By deleting the specific reference to Section 264-33, HRS Relocation of Utility Facilities in Section 103D-309(c), HRS, DOT would be able to apply the waiver for certification of funds to all types of utility work, including undergrounding and new facilities.

**Testimony before the Senate Committees on  
Public Safety, Government Operations, And Military Affairs  
and  
Water, Land, and Housing**

**By Rouen Liu  
Permit Engineer, Engineering Department  
Hawaiian Electric Company, Inc.**

**February 3, 2011**

**Senate Bill 1326  
Relating to Costs of Relocation and Undergrounding of Utility Facilities**

Chairs Espero and Dela Cruz, Vice Chairs Kidani and Solomon and Members of the Committees:

My name is Rouen Liu and I am testifying on behalf of the Hawaiian Electric Company and its subsidiaries, Hawaii Electric Light Company and Maui Electric Company.

**Position:**

We support SB 1326 which allows the state or county to certify that there are sufficient funds for the utility's portion of the contract price in any state or county project.

**Comments:**

- Act 140, Session Laws of Hawaii 2010 represented a fair payment process as agreed upon by the State Department of Transportation and the utilities for contracts pursuant to HRS 264-33. SB 1326 serves to allow that same payment process for any contract involving utility work including relocation, undergrounding or installation of new utility facilities.

Thank you for the opportunity to testify on this matter.