

JAN 25 2023

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 safety should be the
2 top priority of the department of transportation. Other places,
3 including cities of similar population to the city and county of
4 Honolulu, have successfully reduced traffic-related fatalities,
5 in some cases to near zero, by making safety the priority for
6 project spending. Unfortunately, Hawaii has not made safety the
7 priority in project design or funding, and traffic-related
8 deaths and fatalities in the State have significantly increased
9 over the past decade. In 2014, there were ninety-five deaths
10 and three hundred seventy-eight serious injuries in Hawaii. In
11 2022, these numbers grew to one hundred seventeen deaths and
12 five hundred seventy-two serious injuries. In 2019, Hawaii led
13 the nation in pedestrian deaths of kupuna.

14 The legislature further finds that ensuring safe routes to
15 common places for keiki and kupuna will not only protect our
16 most vulnerable road users, but also serve as a long-term
17 investment in the future of transportation in the State.



S.B. NO. 1506

1 However, the legislature recognizes that decades of automobile-
2 centric planning and development have created formidable
3 barriers to this transformation. These barriers include a lack
4 of complete, safe, and comfortable bike and pedestrian networks;
5 burdensome and complicated funding mechanisms for safe routes
6 projects; and a lack of coordination among state and county
7 agencies and community-based organizations.

8 Accordingly, the purpose of this Act is to eliminate
9 traffic-related deaths and serious injuries in the State by
10 prioritizing the safety in the design and funding for
11 transportation-related projects implemented by the department of
12 transportation and the counties by:

- 13 (1) Establishing within the department of transportation,
14 a safe routes for people implementation program to
15 develop strategies and facilitate transportation-
16 related projects that will ensure that keiki and
17 kupuna are able to safely walk, bike, or roll to
18 common destinations through the Vision Zero policy
19 adopted by the department and county transportation
20 departments pursuant to section 286-7.5, Hawaii
21 Revised Statutes, and the ground transportation



- 1 facilities plans developed and implemented by the
2 department of transportation and counties pursuant to
3 section 264-142, Hawaii Revised Statutes;
- 4 (2) Establishing a safe routes for people implementation
5 committee to advise the State in carrying out the
6 purposes of the safe routes for people implementation
7 program;
- 8 (3) Establishing a safe routes for people special fund to
9 be administered and expended by the department of
10 transportation to fund State and county
11 transportation-related projects selected and approved
12 by the safe routes for people implementation
13 committee;
- 14 (4) Appropriating funds for priority projects that will
15 improve safety and allow keiki and kupuna to safely
16 walk, bike, or roll to common destinations;
- 17 (5) Allowing the State to expend moneys in the state
18 highway fund for the establishment of protected
19 walkways; and
- 20 (6) Increasing the minimum amount of state highway funds
21 that shall be expended on projects to establish



1 certain ground transportation facilities and install
 2 signage and safety devices along walkways and
 3 bikeways, from two per cent to five per cent of the
 4 funds spent by the department of transportation on
 5 ground transportation projects.

PART I

7 SECTION 2. Chapter 286, Hawaii Revised Statutes, is
 8 amended by adding three new sections to part I to be
 9 appropriately designated and to read as follows:

10 "§286- Safe routes for people implementation program;
 11 establishment. There is established within the department of
 12 transportation for administrative purposes only, a safe routes
 13 for people implementation program to develop strategies and
 14 facilitate transportation-related projects that will ensure that
 15 keiki and kupuna are able to safely walk, bike, or roll to
 16 common destinations through the Vision Zero policy adopted by
 17 the department and county transportation departments pursuant to
 18 section 286-7.5 and ground transportation facilities plans
 19 developed and implemented by the department of transportation
 20 and counties pursuant to section 264-142.



1 §286- Safe routes for people implementation committee.

2 (a) There is established within the department for
3 administrative purposes only, a safe routes for people
4 implementation committee to advise the State in carrying out the
5 purposes of the safe routes for people implementation program.
6 Specifically, the safe routes for people implementation
7 committee shall:

8 (1) Develop recommendations for any additional metrics or
9 benchmarks to ensure progress toward improving safety
10 by achieving the department's policy goals and plans
11 adopted and implemented pursuant to sections 286-7.5
12 and 264-142;

13 (2) Develop recommendations for federal and other grant
14 funding opportunities that may help achieve the
15 department's policy goals and plans adopted and
16 implemented pursuant to sections 286-7.5 and 264-142;

17 (3) Develop recommendations to facilitate efforts by
18 communities to apply for and receive projects pursuant
19 to sections 286-7.5 and 264-142, and streamline
20 project development and implementation between
21 communities and the department;

- 1 (4) Review project proposals and select priority projects
2 pursuant to sections 286-7.5 and 264-142 to be funded
3 through the safe routes for people implementation
4 program or otherwise be prioritized and implemented by
5 the department; and

- 6 (5) Submit annual reports on the activities and
7 recommendations of the safe routes for people
8 implementation program to the governor and legislature
9 no later than December 31 of each year.

- 10 (b) The safe routes for people implementation committee
11 shall consist of the following members:

- 12 (1) The chairs of the house of representatives standing
13 committee and the senate standing committee with
14 primary jurisdiction over transportation, who shall
15 serve as co-chairs;

- 16 (2) The deputy director of the department's highways
17 division;

- 18 (3) The department's safe routes to school program
19 coordinator;

- 20 (4) One member representing the physical activity and
21 nutrition section of the department of health's

- 1 chronic disease prevention and health promotion
- 2 division;
- 3 (5) One member representing the department of education;
- 4 (6) The chair of the Hawaii climate change mitigation and
- 5 adaptation commission;
- 6 (7) One member representing the Hawaii state energy
- 7 office;
- 8 (8) One member each from metropolitan planning
- 9 organizations in the State;
- 10 (9) One member representing an organization with a focus
- 11 on bicycling;
- 12 (10) One member representing an organization with a focus
- 13 on senior citizens;
- 14 (11) One member representing an organization with a focus
- 15 on public health and mobility; and
- 16 (12) One member representing an organization with a focus
- 17 on transportation equity and mobility.

18 In addition to the members listed in this subsection, the
19 co-chairs of the committee may request the participation or
20 input of members of the public; experts in the field; and
21 county, state, or federal officials or others as necessary.



1 (c) The members of the safe routes for people
2 implementation committee shall be nominated and, by and with the
3 advice and consent of the senate, appointed by the governor to
4 serve for a term of three years each. Except as provided in
5 this section, the appointment, tenure, and removal of the
6 members and the filling of vacancies on the committee shall be
7 as provided in section 26-34.

8 (d) Members of the safe routes for people implementation
9 committee shall serve without compensation but shall be
10 reimbursed for expenses, including travel expenses, necessary
11 for the performance of their duties.

12 (e) No member of the safe routes for people implementation
13 committee shall be subject to chapter 84, solely because of the
14 member's service on the committee.

15 (f) As used in this section, "department" means the
16 department of transportation.

17 §286- Safe routes for people special fund;
18 establishment. (a) There is established within the state
19 treasury a safe routes for people special fund, into which shall
20 be deposited:



1 (1) Moneys appropriated to the fund by the legislature,
2 received through federal grants or appropriations;

3 (2) Grants, gifts, and donations made to the safe routes
4 for people implementation program for deposit into the
5 fund; and

6 (3) Interest earned or accrued on moneys deposited in the
7 fund.

8 (b) The moneys in the special fund shall be administered
9 and expended by the department of transportation to:

10 (1) Fund projects selected and approved by the safe routes
11 for people implementation committee; and

12 (2) Distribute to counties for the implementation of
13 projects selected and approved by the safe routes for
14 people implementation committee; provided that the
15 safe routes for people implementation committee may
16 require matching funds from a respective county based
17 on the nature and funding requirements of the proposed
18 project.

19 (c) The department shall submit an annual report to the
20 legislature no later than twenty days prior to the convening of



1 each regular session that outlines the receipts of, and
2 expenditures from, the special fund."

3 SECTION 3. There is appropriated out of the general
4 revenues of the State of Hawaii the sum of \$30,000,000 or so
5 much thereof as may be necessary for fiscal year 2023-2024 to be
6 deposited into the safe routes for people special fund.

7 SECTION 4. There is appropriated out of the safe routes
8 for people special fund the sum of \$ 30,000,000 or so much
9 thereof as may be necessary for fiscal year 2023-2025 to fund
10 the establishment, implementation, and operation of the safe
11 routes for people implementation program and the safe routes for
12 people implementation committee.

13 The sums appropriated shall be expended by the department
14 of transportation for the purposes of this Act.

15 PART II

16 SECTION 5. Section 264-18, Hawaii Revised Statutes, is
17 amended by amending its title and subsection (a) to read as
18 follows:

19 "§264-18 Use of highway fund for protected walkways and
20 bikeways. (a) Out of the state highway fund amounts, whether
21 state funds or federal funds, shall be expended as necessary by



1 the State for the establishment of protected walkways and
2 bikeways; provided that protected walkways and bikeways shall be
3 established, whenever practicable, wherever a new or existing
4 highway, road, or street is being designed, planned,
5 constructed, reconstructed, relocated, or rehabilitated. At
6 least ~~[two]~~ five per cent of ~~[eligible federal]~~ all funds~~[7]~~
7 spent by the department of transportation on ground
8 transportation projects, and in addition, other state highway
9 fund moneys as available, shall be expended ~~[to+]~~ on projects
10 for which the primary purposes are, and the majority of funding
11 are used to:

- 12 (1) Establish protected multi-use paths, bicycle paths,
13 and bicycle lanes~~[7]~~ pursuant to section 264-142; and
14 (2) Install signage and safety devices along walkways and
15 bikeways;

16 provided that the department of transportation shall include the
17 bicycling community in a public involvement process to determine
18 the location of multi-use paths, bicycle paths, bicycle lanes,
19 and installation of signage and safety devices along walkways
20 and bikeways.




1 Planning for any mass transit system shall include
 2 appropriate accommodation for bicycle lanes, bikeways, and
 3 bicycle routes, including bicycle racks on mass transit
 4 vehicles, and protected bicycle lockers to enable mass transit
 5 users to connect conveniently by bicycle to transit stations and
 6 bus stops.

7 This subsection shall not be construed as requiring the
 8 expenditure of a county surcharge on state tax under section
 9 46-16.8, on bicycle paths if the application of this subsection
 10 conflicts with section 46-16.8."

11 PART III

12 SECTION 6. Statutory material to be repealed is bracketed
 13 and stricken. New statutory material is underscored.

14 SECTION 7. This Act shall take effect on July 1, 2023.

15 INTRODUCED BY: 

S.B. NO. 1586

Report Title:

Traffic Safety; Keiki and Kupuna; Safe Routes for People Implementation Program; Safe Routes for People Implementation Committee; Safe Routes for People Special Fund; State Highway Fund; Appropriation

Description:

Establishes a Safe Routes for People Implementation Program and Safe Routes for People Implementation Committee to develop strategies and facilitate transportation-related projects that ensure the safety of keiki and kupuna using ground transportation facilities. Establishes a Safe Routes for People Special Fund. Allows State Highway Fund moneys to be expended to establish protected walkways. Increases the minimum amount of State Highway Funds required to be expended by the Department of Transportation on ground transportation projects from two per cent to five per cent. Appropriates funds.

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

