

JOSH GREEN, M.D.
GOVERNOR
KE KIA'ĀINA



GOV. MSG. NO. 1188

EXECUTIVE CHAMBERS
KE KE'ENA O KE KIA'ĀINA

May 27, 2025

The Honorable Ronald D. Kouchi
President of the Senate,
and Members of the Senate
Thirty-Third State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Nadine Nakamura
Speaker, and Members of the
House of Representatives
Thirty-Third State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Aloha President Kouchi, Speaker Nakamura, and Members of the Legislature:

This is to inform you that on May 27, 2025, the following bill was signed into law:

S.B. NO. 321, S.D. 1,
H.D. 2, C.D. 1

RELATING TO TRANSPORTATION.
ACT 088

Mahalo,

A handwritten signature in black ink that reads "Josh Green M.D.".

Josh Green, M.D.
Governor, State of Hawai'i

A BILL FOR AN ACT

RELATING TO TRANSPORTATION.

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

SECTION 1. Chapter 264, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

"§264- Private streets; ownership. (a) Notwithstanding any provision of law to the contrary, in any county with a population of less than 250,000, fee simple absolute title of a privately owned highway, road, alley, street, way, lane, bikeway, bridge, or trail held by a subdivider shall be deemed transferred to a community association consisting of the owners of property contiguous or adjacent thereto, when:

(1) The subdivider has dissolved or ceased to exist for not less than five years; and

(2) There has not been a dedication of the privately owned highway, road, alley, street, way, lane, bikeway, bridge, or trail by deed of conveyance naming the State or county as grantee pursuant to subsection 264-1(c);



1 (3) The community association to which the property is to
2 be transferred has given written notice of a potential
3 transfer of property pursuant to this section to all
4 property owners contiguous or adjacent thereto, the
5 mayor of the county within which the property resides,
6 the administrative judge of the circuit court of the
7 first circuit with jurisdiction over land court within
8 the Hawaii State Judiciary, the Bureau of Conveyances,
9 and published in a paper of broad circulation in the
10 county in which the property is located; and

11 (4) A year has lapsed without the filing of a competing
12 challenge or claim since the community association has
13 met the requirements pursuant to paragraph (3).

14 (b) For the purposes of this section:

15 "Community association" means a nonprofit homeowners or
16 community association existing pursuant to covenants running
17 with the land.

18 "Subdivider" means a person, firm, corporation,
19 partnership, association, trust, or other legal entity or
20 combination thereof causing land to be subdivided or



1 consolidated, which is the owner of the land or the duly
2 authorized agent or lessee of the owner."

3 SECTION 2. New statutory material is underscored.

4 SECTION 3. This Act shall take effect on July 1, 2027 and
5 shall repeal on July 1, 2032.



S.B. NO. 321
S.D. 1
H.D. 2
C.D. 1

APPROVED this 27th day of May, 2025

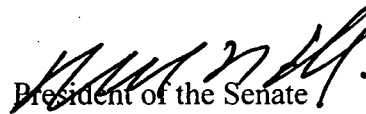
A handwritten signature in black ink, appearing to read "Josh Green". The signature is fluid and cursive, with the first name "Josh" and the last name "Green" clearly distinguishable.

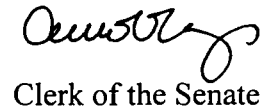
GOVERNOR OF THE STATE OF HAWAII

THE SENATE OF THE STATE OF HAWAI'I

Date: April 30, 2025
Honolulu, Hawai'i 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirty-Third Legislature of the State of Hawai'i, Regular Session of 2025.


President of the Senate


Clerk of the Senate

SB No. 321, SD 1, HD 2, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 30, 2025
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-Third Legislature of the State of Hawaii, Regular Session of 2025.



Nadine K. Nakamura
Speaker
House of Representatives



Brian L. Takeshita
Chief Clerk
House of Representatives