



STATE OF HAWAII | KA MOKU'ĀINA 'O HAWAII
DEPARTMENT OF TRANSPORTATION | KA 'OIHANA ALAKAU
869 PUNCHBOWL STREET
HONOLULU, HAWAII 96813-5097

April 2, 2025

10:01 a.m.

State Capitol, Room 211 & Videoconference

H.B.1167, H.D. 1, S.D. 1
MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF
TRANSPORTATION

Senate Committee on Ways and Means

The Hawaii Department of Transportation (HDOT) **supports** H.B. 1167, H.D. 1, S.D. 1, which makes an emergency appropriation out of the State Highway Fund to provide funds for fiscal year 2024-2025 for the HDOT to enforce the Motor Carrier Law.

Act 117 (SLH 2024), Governor's Message 1218, transferred the enforcement of the Motor Carrier Law from the Public Utilities Commission (PUC) to the HDOT.

The HDOT supports this bill as the funding is necessary to meet the legislative mandate.

To further strengthen automated enforcement, HDOT respectfully requests amendments to Chapter 291J, Hawaii Revised Statutes, by making an emergency appropriation. Therefore, HDOT recommends the following amendments that separate each into a new Part I and Part II:

- For clarification: Sections 2 to 4 of H.B.1167 H.D. 1 S.D. 1 to be identify as "Part I" of the bill.
- Section 4 to be revised to the following: "Notwithstanding any provision of this Act to the contrary, the appropriation authorized under this Act part shall not lapse at the end of the fiscal year for which the appropriation is made. Any unexpended and unencumbered balance of the appropriation made in this Act part as of the close of business on June 30, 2026, shall lapse back to the state highway fund."
- Insert "Part II" into the bill to include the following:
SECTION 5. Act 30, Session Laws of Hawaii 2020, as amended by Section 1 of Act 133, Session Laws of Hawaii 2021, and Section 8 of Act 124, Session Laws of Hawaii 2022, is amended by amending sections 9 and 10 to read as follows:
"SECTION 9. There is appropriated out of the state highway fund the sum of \$2,000,000 or so much thereof as may be necessary for fiscal year 2020-2021; \$400,000 or so much as may be necessary for fiscal year 2021-2022; [and]"

\$400,000 or so much as may be necessary for fiscal year 2022-2023; and \$600,000 or so much as may be necessary for fiscal year 2024-2025 to be deposited into the photo red light imaging detector systems program special fund.

SECTION 10. There is appropriated out of the photo red light imaging detector systems program special fund the sum of \$2,000,000 or so much thereof as may be necessary for fiscal year 2020-2021; \$400,000 or so much as may be necessary for fiscal year 2021-2022; and \$400,000 or so much as may be necessary for fiscal year 2022-2023 for purposes of establishing the photo red light imaging detector systems pilot program; provided that the moneys appropriated for fiscal year 2020-2021, fiscal year 2021-2022, [and] fiscal year 2022-2023; and \$600,000 or so much as may be necessary for fiscal year 2024-2025 shall not lapse at the end of that fiscal year; provided further that all moneys appropriated for fiscal year 2020-2021, fiscal year 2021-2022, [and] fiscal year 2022-2023, and fiscal year 2024-2025 that are unexpended or unencumbered as of June 30, [2025,] 2027, shall lapse to the credit of the photo red light imaging detector systems special fund.

The sum appropriated shall be expended by the department of transportation for the purposes of this Act; provided that the department of transportation shall transfer \$125,779 in fiscal year 2022-2023, fiscal year 2023-2024, and \$250,602 in fiscal year 2024-2025 to the department of the prosecuting attorney of the city and county of Honolulu. The department of the prosecuting attorney shall expend these funds exclusively for personnel costs related to the photo red light imaging detector systems program; provided that any remaining balances in any of the fiscal years shall be returned to the department of transportation."

- Request that the effective date be revised to:
"SECTION 6. This Act shall take effect upon approval."

Thank you for the opportunity to provide testimony.