

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." in a cursive style.

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:**

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

4           "§264- Private streets; ownership. (a) Notwithstanding  
5 any provision of law to the contrary, in any county with a  
6 population of less than 250,000, fee simple absolute title of a  
7 privately owned highway, road, alley, street, way, lane,  
8 bikeway, bridge, or trail held by a subdivider shall be deemed  
9 transferred to a community association consisting of the owners  
10 of property contiguous or adjacent thereto, when:

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

13           (2) There has not been a dedication of the privately owned  
14           highway, road, alley, street, way, lane, bikeway,  
15           bridge, or trail by deed of conveyance naming the  
16           State or county as grantee pursuant to subsection  
17           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 a large initial "J" and a long, sweeping underline.

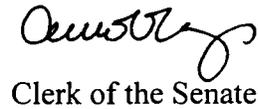
GOVERNOR OF THE STATE OF HAWAII

**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