

ACT 159

S.B. NO. 1091

A Bill for an Act Relating to the Department of Transportation.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. This Act is recommended by the governor for immediate passage in accordance with section 9 of article VII of the Constitution of the State of Hawaii.

SECTION 2. On February 18, 2019, ongoing heavy rains triggered landslides on the slopes adjacent to the Pali highway in the city and county of Honolulu. On February 23, 2019, the same weather system triggered landslides in the county of Maui, causing extensive damage to the Honoapiilani highway, route 30. Funding is critically needed to address both sites and remove debris, inspect damage, scale slopes, remove additional materials that are at risk of falling, and construct rockfall protection structures for the public's safety.

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The purpose of this Act is to make an emergency appropriation to the department of transportation to mitigate damages from the recent landslides on the Pali highway and Honoapiilani highway and to prevent future landslides in both locations, ensuring the safe mobility of people and goods.

SECTION 3. There is appropriated out of the general revenues of the State of Hawaii the sum of \$7,000,000 or so much thereof as may be necessary for fiscal year 2018-2019 to fund landslide recovery efforts for the Pali highway, including maintenance of contraflow lanes, and the Honoapiilani highway, including maintenance of limited access restrictions from mile marker thirty-six to mile marker forty-two; and the construction of landslide protective structures for both sites.

The sum appropriated shall be expended by the department of transportation for the purposes of this Act.

SECTION 4. If the emergency relief projects funded by this Act qualify for federal relief funds, for which the Federal Highway Administration may reimburse up to eighty per cent of the projects' cost upon their completion, then any amounts received by the department of transportation from the Federal Highway Administration as reimbursement for qualified federal highway relief for the projects funded by this Act shall be deposited into the general fund.

SECTION 5. The appropriation made for the emergency relief projects authorized by this Act shall not lapse at the end of the fiscal year for which the appropriation is made; provided that all moneys from the appropriation unencumbered as of June 30, 2020, shall lapse as of that date.

SECTION 6. This Act shall take effect upon its approval.

(Approved June 27, 2019.)