STAND. COM. REP. NO. **540**

Honolulu, Hawaii

FEB 16 ' 2023

RE: H.B. No. 279

H.D. 2

Honorable Scott K. Saiki Speaker, House of Representatives Thirty-Second State Legislature Regular Session of 2023 State of Hawaii

Sir:

Your Committee on Judiciary & Hawaiian Affairs, to which was referred H.B. No. 279, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE COUNTIES,"

begs leave to report as follows:

The purpose of this measure is to allow the counties to utilize county surcharge on state tax revenues for the repair and maintenance of private roads that are open to and used by the public.

Your Committee received testimony in support of this measure from one member of the Maui County Council and one individual. Your Committee received comments on this measure from the Department of the Attorney General and Tax Foundation of Hawaii.

Your Committee finds that many privately-owned roads are utilized for public purposes, such as first responders responding to an emergency or school buses dropping off or picking up students. As such, your Committee believes that the maintenance and upkeep of privately-owned roads serve a public purpose and require assistance from the State.

Your Committee has amended this measure by:

- (1) Removing the prohibition against the use of the county surcharge on state tax for the repair of public roads or highways; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 279, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 279, H.D. 2.

Respectfully submitted on behalf of the members of the Committee on Judiciary & Hawaiian Affairs,

Dan Biarnes

DAVID A. TARNAS, Chair

State of Hawaii House of Representatives The Thirty-second Legislature

HSCR 540

Record of Votes of the Committee on Judiciary & Hawaiian Affairs

	Bill/Resolution No.: Committee Referral: Date:					
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit) JHA Members	HB279, HD1	TRN,	JHA,FIN	2/14/2	023	
Pass short form bill with HD to recommit for future public hearing (recommit) JHA Members	The committee is reconsidering its previous decision on the measure.					
Pass short form bill with HD to recommit for future public hearing (recommit) JHA Members	The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold					
1. TARNAS, David A. (C) 2. TAKAYAMA, Gregg (VC) 3. GANADEN, Sonny 4. HOLT, Daniel 5. HASHIMOTO, Troy N. 6. ICHIYAMA, Linda 7. ILAGAN, Greggor 8. KONG, Sam Satoru 9. MIZUNO, John M. 10. SOUZA, Kanani TOTAL (10) The recommendation is: H Adopted If joint referral, committee acronym(s) Vice Chair's or designee's signature:	_					
1. TARNAS, David A. (C) 2. TAKAYAMA, Gregg (VC) 3. GANADEN, Sonny 4. HOLT, Daniel 5. HASHIMOTO, Troy N. 6. ICHIYAMA, Linda 7. ILAGAN, Greggor 8. KONG, Sam Satoru 9. MIZUNO, John M. 10. SOUZA, Kanani TOTAL (10) The recommendation is: H Adopted If joint referral, committee acronym(s) Vice Chair's or designee's signature:						
2. TAKAYAMA, Gregg (VC) 3. GANADEN, Sonny 4. HOLT, Daniel 5. HASHIMOTO, Troy N. 6. ICHIYAMA, Linda 7. ILAGAN, Greggor 8. KONG, Sam Satoru 9. MIZUNO, John M. 10. SOUZA, Kanani TOTAL (10) The recommendation is: Adopted If joint referral,	JHA Members	Ayes	Ayes (WR)	Nays	Excused	
3. GANADEN, Sonny 4. HOLT, Daniel 5. HASHIMOTO, Troy N. 6. ICHIYAMA, Linda 7. ILAGAN, Greggor 8. KONG, Sam Satoru 9. MIZUNO, John M. 10. SOUZA, Kanani 10. SOUZA, Kanani 10. Total (10) 10. The recommendation is: Adopted If joint referral, committee acronyn(s) Vice Chair's or designee's signature:	1. TARNAS, David A. (C)				7 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	
3. GANADEN, Sonny 4. HOLT, Daniel 5. HASHIMOTO, Troy N. 6. ICHIYAMA, Linda 7. ILAGAN, Greggor 8. KONG, Sam Satoru 9. MIZUNO, John M. 10. SOUZA, Kanani 10. SOUZA, Kanani 10. Total (10) 10. The recommendation is: Adopted If joint referral, committee acronyn(s) Vice Chair's or designee's signature:						
4. HOLT, Daniel 5. HASHIMOTO, Troy N. 6. ICHIYAMA, Linda 7. ILAGAN, Greggor 8. KONG, Sam Satoru 9. MIZUNO, John M. 10. SOUZA, Kanani TOTAL (10) The recommendation is: Adopted If joint referral,	2. TAKAYAMA, Gregg (VC)					
4. HOLT, Daniel 5. HASHIMOTO, Troy N. 6. ICHIYAMA, Linda 7. ILAGAN, Greggor 8. KONG, Sam Satoru 9. MIZUNO, John M. 10. SOUZA, Kanani TOTAL (10) The recommendation is: Adopted If joint referral,					ter standard and a second	
5. HASHIMOTO, Troy N. 6. ICHIYAMA, Linda 7. ILAGAN, Greggor 8. KONG, Sam Satoru 9. MIZUNO, John M. 10. SOUZA, Kanani TOTAL (10) The recommendation is: If Adopted If joint referral,	3. GANADEN, Sonny					
5. HASHIMOTO, Troy N. 6. ICHIYAMA, Linda 7. ILAGAN, Greggor 8. KONG, Sam Satoru 9. MIZUNO, John M. 10. SOUZA, Kanani TOTAL (10) The recommendation is: If Adopted If joint referral,		·			a. ala.	
6. ICHIYAMA, Linda 7. ILAGAN, Greggor 8. KONG, Sam Satoru 9. MIZUNO, John M. 10. SOUZA, Kanani TOTAL (10) The recommendation is: If Adopted If joint referral,	4. HOLT, Daniel					
6. ICHIYAMA, Linda 7. ILAGAN, Greggor 8. KONG, Sam Satoru 9. MIZUNO, John M. 10. SOUZA, Kanani TOTAL (10) The recommendation is: If Adopted If joint referral,						
7. ILAGAN, Greggor 8. KONG, Sam Satoru 9. MIZUNO, John M. 10. SOUZA, Kanani TOTAL (10) The recommendation is: If joint referral,	5. HASHIMOTO, Troy N.			_		
7. ILAGAN, Greggor 8. KONG, Sam Satoru 9. MIZUNO, John M. 10. SOUZA, Kanani TOTAL (10) The recommendation is: If joint referral,				go , g .	the second care and a secondary and essential testing and	
8. KONG, Sam Satoru 9. MIZUNO, John M. 10. SOUZA, Kanani TOTAL (10) The recommendation is: Adopted Not Adopted did not support recommendation. committee acronym(s) Vice Chair's or designee's signature:	6. ICHIYAMA, Linda					
8. KONG, Sam Satoru 9. MIZUNO, John M. 10. SOUZA, Kanani TOTAL (10) The recommendation is: Adopted Not Adopted did not support recommendation. committee acronym(s) Vice Chair's or designee's signature:	T. WAGAN G				, i	
9. MIZUNO, John M. 10. SOUZA, Kanani TOTAL (10) The recommendation is: Adopted Not Adopted did not support recommendation. committee acronym(s) Vice Chair's or designee's signature:	7. ILAGAN, Greggor					
9. MIZUNO, John M. 10. SOUZA, Kanani TOTAL (10) The recommendation is: Adopted Not Adopted did not support recommendation. committee acronym(s) Vice Chair's or designee's signature:	a roya a			and the first of the second sides of the second		
10. SOUZA, Kanani TOTAL (10) The recommendation is: Adopted If joint referral, committee acronym(s) Vice Chair's or designee's signature:	8. KONG, Sam Satoru					
10. SOUZA, Kanani TOTAL (10) The recommendation is: Adopted If joint referral, committee acronym(s) Vice Chair's or designee's signature:						
TOTAL (10) The recommendation is: Adopted If joint referral, committee acronym(s) Vice Chair's or designee's signature:	9. MIZUNO, John M.				Marya Madagar	
TOTAL (10) The recommendation is: Adopted If joint referral, committee acronym(s) Vice Chair's or designee's signature:	10 SOUZA Varani					
The recommendation is: Adopted Not Adopted If joint referral,	IU. SUUZA, Kanani	/				
The recommendation is: Adopted Not Adopted If joint referral,						
The recommendation is: Adopted Not Adopted If joint referral, did not support recommendation. Committee acronym(s) Vice Chair's or designee's signature:						
The recommendation is: Adopted Not Adopted If joint referral,		-	1			
The recommendation is: Adopted Not Adopted If joint referral,					<u> </u>	
The recommendation is: Adopted Not Adopted If joint referral,		-				
The recommendation is: Adopted Not Adopted If joint referral,		+				
The recommendation is: Adopted Not Adopted If joint referral,		<u> </u>				
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s) Vice Chair's or designee's signature:	TOTAL (10)	9	_	-	l	
If joint referral, did not support recommendation. committee acronym(s) Vice Chair's or designee's signature:		□ Not Adopte	rq			
Vice Chair's or designee's signature:				rt recommendation	ı .	
0 0 0		committee acronym(s		······		
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO	Vice Chair's or designee's signature:					
	Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO					