

STAND. COM. REP. NO.

624

Honolulu, Hawaii

FEB 14 2025

RE: S.B. No. 321

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Third State Legislature
Regular Session of 2025
State of Hawaii

Sir:

Your Committees on Transportation and Culture and the Arts and Water and Land, to which was referred S.B. No. 321 entitled:

"A BILL FOR AN ACT RELATING TO TRANSPORTATION,"

beg leave to report as follows:

The purpose and intent of this measure is to provide that fee simple absolute title of a privately owned highway, road, alley, street, way, lane, bikeway, bridge, or trail is deemed transferred to adjacent property owners or the community association if certain conditions are met.

Your Committees received testimony in support of this measure from one member of the Hawai'i County Council and two individuals.

Your Committees find that there is a need to provide for the ownership of certain properties following the dissolution or cessation of their owners and failing the conveyance of a deed naming the State or county as grantee. Without a clearly designated owner, issues of caretaking, liability, and access often arise and can lead to costly legal disputes. This measure preempts those issues by providing for the transferred ownership of certain properties following certain circumstances.

As affirmed by the records of votes of the members of your Committees on Transportation and Culture and the Arts and Water and Land that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 321 and recommend



that it pass Second Reading and be referred to your Committees on Commerce and Consumer Protection and Judiciary.

Respectfully submitted on behalf of the members of the Committees on Transportation and Culture and the Arts and Water and Land,


LORRAINE R. INOUE, Chair


CHRIS LEE, Chair

The Senate
Thirty-Third Legislature
State of Hawai'i

Record of Votes
Committee on Transportation and Culture and the Arts
TCA

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|--|--|---------------------------|----------|---------|
| Bill / Resolution No.:* SB 321 | Committee Referral: TCA/WTL, CPN/JDC | Date: 2-12-2025 | | |
| <input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____ | | | | |
| The Recommendation is: <input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313 | | | | |
| Members | Aye | Aye (WR) | Nay | Excused |
| LEE, Chris (C) | ✓ | | | |
| INOUYE, Lorraine R. (VC) | ✓ | | | |
| ELEFANTE, Brandon J.C. | ✓ | | | |
| KANUHA, Dru Mamo | ✓ | | | |
| DECORTE, Samantha | <i>[Signature]</i> | | ✓ | |
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| TOTAL | 4 | | 1 | |
| Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted | | | | |
| Chair's or Designee's Signature: <i>[Signature: Lorraine R. Inouye]</i> | | | | |
| Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy | | | | |

*Only one measure per Record of Votes

The Senate
 Thirty-Third Legislature
 State of Hawai'i

Record of Votes
Committee on Water and Land
WTL

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|--|--|----------------------------|----------|----------|
| Bill / Resolution No.:* SB 321 | Committee Referral: TCA/WTL, CPN/JDC | Date: 02/12/2025 | | |
| <input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____ | | | | |
| The Recommendation is: <input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313 | | | | |
| Members | Aye | Aye (WR) | Nay | Excused |
| INOUYE, Lorraine R. (C) | ✓ | | | |
| ELEFANTE, Brandon J.C. (VC) | ✓ | | | |
| CHANG, Stanley | ✓ | | | |
| MCKELVEY, Angus L.K. | ✓ | | | |
| DECORTE, Samantha | | | ✓ | |
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| TOTAL | 4 | 0 | 1 | 0 |
| Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted | | | | |
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***Only one measure per Record of Votes**