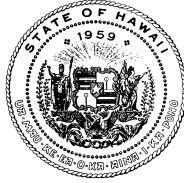


**LATE**

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GOVERNOR OF HAWAII



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WRITTEN  
TESTIMONY ONLY

**Testimony COMMENTING on SB0327, SD1  
RELATING TO PRIVATE ROADS**

SENATOR DONOVAN M. DELA CRUZ, CHAIR  
COMMITTEE ON WAYS AND MEANS

Hearing Date: February 20, 2019

Room Number: 211

1 **Fiscal Implications:** No funding is provided to implement this measure and the Department  
2 defers to the Governor's Supplemental Budget Request for appropriation priorities.

3 **Department Testimony:** The Department of Health (Department) offers comments on this  
4 measure as the lack of ownership and maintenance of roads in former industrial areas may pose a hazard  
5 to children's health when the pavement is in disrepair and contaminated soils under roadways become  
6 exposed.

7 DOH investigates sources of contamination and works with land owners to prevent exposures under  
8 HRS 128D. Properly maintained road surfaces provide a protective barrier to prevent direct contact with  
9 potentially contaminated soils. In 2017, while investigating potential childhood lead exposures, DOH  
10 identified lead contamination in subsurface soils at Factory Street in Kalihi and took an emergency action  
11 to provide temporary patching to potholes in the road surface to limit incidental contact by small children  
12 in the adjacent housing. Because this road is designated as abandoned, neither the City nor the property  
13 owners are currently maintaining the road surface. Establishing ownership of Factory Street will  
14 re-institute routine maintenance of the roadway surface, creating a protective barrier that will protect the  
15 community into the future.

16 Thank you for the opportunity to testify on this measure.