

JAN 22 2016

A BILL FOR AN ACT

RELATING TO COUNTY SURCHARGE ON STATE TAX.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that a portion of the
2 county surcharge on state tax that is retained by the State
3 should be used to assist counties with costs for alleviating
4 health and safety concerns on public highways or public trails
5 that formerly were privately-owned roads.

6 The purpose of this Act is to make up to \$5,000,000
7 available each year for the counties to use to fund up to ninety
8 per cent of costs to alleviate health and safety concerns on the
9 subject roads, if the county has voluntarily accepted ownership
10 of the road.

11 SECTION 2. Section 248-2.6, Hawaii Revised Statutes, is
12 amended by amending subsection (a) to read as follows:

13 "(a) If adopted by county ordinance, all county surcharges
14 on state tax collected by the director of taxation shall be paid
15 into the state treasury quarterly, within ten working days after
16 collection, and shall be placed by the director of finance in
17 special accounts. Out of the revenues generated by county



1 surcharges on state tax paid into each respective state treasury
2 special account, the director of finance shall deduct ten per
3 cent of the gross proceeds of a respective county's surcharge on
4 state tax to reimburse the State for the costs of assessment,
5 collection, and disposition of the county surcharge on state tax
6 incurred by the State. Amounts retained shall be general fund
7 realizations of the State[-]; provided that the State shall
8 appropriate a maximum of \$5,000,000 annually for use by one or
9 more counties to pay up to ninety per cent of the costs to
10 alleviate health and safety concerns, including flooding,
11 occurring on public highways or public trails:

- 12 (1) That are within the respective county's jurisdiction;
13 (2) That are located within ten miles of a rail transit
14 station or a planned rail transit station that is
15 described in an environmental impact statement
16 pursuant to chapter 343; and is a part of a high-
17 capacity transit corridor project; and
18 (3) For which the county voluntarily accepted ownership of
19 the public highway or public trail pursuant to section
20 264-1(c), prior to the provision of any state funds.



1 The State shall transfer such funds to the counties that
2 encumber or expend county funds to alleviate health and safety
3 concerns occurring on public highways or public trails pursuant
4 to this subsection and the county shall submit to the
5 legislature an annual report of all such expenditures. The
6 report shall include the amount of state funds received by the
7 county pursuant to this subsection and a detailed accounting of
8 the expenditure of all such funds by the county."

9 SECTION 3. Statutory material to be repealed is bracketed
10 and stricken. New statutory material is underscored.

11 SECTION 4. This Act shall take effect on July 1, 2016.

12 INTRODUCED BY:

Shianne Chun Oakland
Marice R. Jones



S.B. NO. 2282

Report Title:

County Surcharge on State Tax

Description:

Provides to the counties up to \$5,000,000 annually from the money retained by the State from the county surcharge on state tax for improvements to formerly privately-owned highways and trails that are now voluntarily owned by the county and are within 10 miles of a rail transit station or a planned rail transit station.

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