

JAN 23 2025

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# A BILL FOR AN ACT

RELATING TO SEWER TRANSMISSION LINES.

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

1       SECTION 1.   Section 46-20.1, Hawaii Revised Statutes, is  
2   amended by amending subsection (b) to read as follows:

3       "(b)   Upon demand by the department of Hawaiian home lands,  
4   each county shall accept the license or dedication and ownership  
5   of any and all sewer transmission lines and other sewerage  
6   facilities servicing Hawaiian home lands and that are not  
7   subject to subsection (a), as may be identified by the  
8   department of Hawaiian home lands; provided that:

9       (1)   Any sewer lines or other sewerage facilities:

10       (A)   Not subject to subsection (a);

11       (B)   Existing before [f]July 7, 2014[+]; and

12       (C)   That the appropriate county determines are not in  
13       substantial compliance with environmental laws,  
14       rules, and regulations pertaining to the  
15       dedication or license of the sewers to the  
16       counties at the time of their construction,  
17       shall be brought into compliance with those laws,  
18       rules, and regulations by the department of Hawaiian

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home lands prior to acceptance by the county; provided  
that all sewer transmission lines and other sewerage  
facilities servicing Hawaiian home lands brought into  
compliance shall be accepted by a county within sixty  
days after the receipt by the appropriate county  
agency of a completed application for maintenance  
request; and

(2) Sewer transmission lines and other sewerage facilities completed after [f]July 7, 2014, [f] shall comply with all applicable federal, state, and county environmental, design, and construction requirements prior to acceptance by a county."

SECTION 2. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 3. This Act shall take effect upon its approval.

INTRODUCED BY:

Wm D. M.

BY REQUEST

# S.B. NO. 1410

**Report Title:**

Counties; DHHL; Sewer Systems Servicing; Sewer Transmission Lines

**Description:**

Requires that all county sewer transmission lines on Hawaiian home lands in compliance or brought into compliance by the Department of Hawaiian Home Lands, are licensed or dedicated to the respective county within sixty days after the receipt by the appropriate county agency of a completed application for maintenance request.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

# SB. NO. 1410

## JUSTIFICATION SHEET

DEPARTMENT: Hawaiian Home Lands

TITLE: A BILL FOR AN ACT RELATING TO SEWER TRANSMISSION LINES.

PURPOSE: To ensure that sewer transmission lines on Hawaiian home lands that are in compliance, or brought into compliance by the Department, are licensed or dedicated to the respective county within sixty days after the receipt by the appropriate county agency of a completed application for maintenance request.

MEANS: Amend section 46-20.1(b), Hawaii Revised Statutes (HRS).

JUSTIFICATION: Many sewer transmission lines on Hawaiian home lands that are in compliance have not been licensed or dedicated to the respective county. This bill will require that sewer transmission lines on Hawaiian home lands that are in compliance, or brought into compliance by the Department, are licensed or dedicated to the respective county within sixty days after the receipt by the appropriate county agency of a completed application for maintenance request. The timeframe for acceptance is based upon other state statutes that have a deadline for county acceptance, such as sections 46-15.25 and 46-20.2, HRS.

Impact on the public: This bill advances the interest of beneficiaries of the Hawaiian Homes Commission Act, 1920, as amended, by ensuring that sewer transmission lines on Hawaiian home lands in compliance, or brought into compliance by the Department, are licensed or dedicated to the respective county.

Impact on the department and other agencies: The respective county of the various sewer transmission lines would assume

responsibility of the management of the sewer transmission lines that are on Hawaiian home lands and in compliance or brought into compliance by the Department.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM  
DESIGNATION: HHL 625.

OTHER AFFECTED  
AGENCIES: Counties within the State of Hawaii.

EFFECTIVE DATE: Upon approval.