

---

# A BILL FOR AN ACT

RELATING TO TRANSPORTATION.

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

1 PART I

2 SECTION 1. Section 291C-161, Hawaii Revised Statutes, is  
3 amended by amending subsection (g) to read as follows:

4 "(g) Notwithstanding any other law to the contrary, fines  
5 collected pursuant to chapter 291L and section 291C-108 shall be  
6 deposited into the automated speed enforcement systems program  
7 special fund established under section 291L-10 and shall be  
8 expended [~~in the county in which the fine was imposed,~~] for  
9 purposes that include the establishment, implementation,  
10 operation, oversight, management, maintenance, and repair of an  
11 automated speed enforcement system and implementation of the  
12 automated speed enforcement systems program."

13 SECTION 2. Section 291L-3, Hawaii Revised Statutes, is  
14 amended by amending subsection (a) to read as follows:

15 "(a) The State shall establish and implement, in  
16 accordance with this chapter, an automated speed enforcement  
17 system imposing monetary liability on the registered owner of a



1 motor vehicle for violations of section 291C-108. The State  
2 shall provide for the:

3 (1) Procurement, location, and oversight of an automated  
4 speed enforcement system; and

5 (2) Installation, operation, maintenance, and repair of  
6 the automated speed enforcement system through a  
7 third-party contractor[~~-~~];

8 provided that the department may reissue procurement for the  
9 automated speed enforcement system every five years; provided  
10 further that this provision shall not apply to any contract for  
11 the operation of the automated speed enforcement systems program  
12 executed before July 1, 2026. Upon the expiration of any  
13 contract, including all renewal terms exercised thereunder, any  
14 subsequent procurement and contract shall comply with the  
15 requirements of this section. Where the automated speed  
16 enforcement system affects county property, the department shall  
17 cooperate with and assist the county as needed to install,  
18 maintain, and repair the automated speed enforcement system  
19 established pursuant to this chapter."

20 SECTION 3. Section 291L-10, Hawaii Revised Statutes, is  
21 amended to read as follows:





1           "~~{}~~§291J-2~~{}~~ **Photo red light imaging detector systems**  
2 **program; established.** There is established the photo red light  
3 imaging detector systems program to enforce the traffic-control  
4 signal laws of the State, which may be implemented by the State  
5 or any county following completion of a pilot program in the  
6 city and county of Honolulu, on any state or county highways  
7 within the respective county~~-~~; provided that the photo red  
8 light imaging detector systems program shall be subject to the  
9 expansion limitations pursuant to section 291L-2(b). Nothing in  
10 this chapter shall be deemed to supersede or override any  
11 provision of chapter 291D."

12           SECTION 5. Section 291L-2, Hawaii Revised Statutes, is  
13 amended to read as follows:

14           "~~{}~~§291L-2~~{}~~ **Automated speed enforcement systems**  
15 **program; established.** (a) There shall be established the  
16 automated speed enforcement systems program, which shall be  
17 implemented by the State to enforce the speed restriction laws  
18 of the State. The automated speed enforcement ~~[system]~~ systems  
19 program shall be limited to ~~[only those locations where a photo~~  
20 ~~red light imaging detector system has been implemented pursuant~~  
21 ~~to chapter 291J.]~~ any county with a population of five hundred



1 thousand or more and may be implemented in any high-risk  
2 location of a state or county highway as determined by the  
3 department based on an analysis of the studies conducted  
4 pursuant to section 291L-3(c).

5 (b) The expansion of the automated speed enforcement  
6 program and the photo red light imaging detector systems program  
7 established pursuant to chapter 291J shall be subject to the  
8 following limitations:

9 (1) The department shall implement new enforcement systems  
10 at not more than ten new locations per calendar year.  
11 For the purposes of calculating this annual limit, a  
12 single location or intersection shall be counted as  
13 one location, regardless of whether it is equipped  
14 with an automated speed enforcement system, a photo  
15 red light imaging detector system, or both; and

16 (2) The department shall implement new enforcement systems  
17 at not more than two new locations within any single  
18 state senatorial district during any calendar year,  
19 utilizing the same counting method established in  
20 paragraph (1).





1 SECTION 9. This Act shall take effect upon its approval.



**Report Title:**

Department of Transportation; Transportation; Automated Speed Enforcement System; Procurement; Automated Speed Enforcement Systems Program Special Fund; High-risk Locations; Counties; Photo Red Light Imaging Detector Systems Program

**Description:**

Removes county-specific expenditure restrictions for funds in the Automated Speed Enforcement Systems Program Special Fund. Authorizes the Department of Transportation to reissue procurement for the Automated Speed Enforcement Systems Program every five years. Requires unencumbered and unexpended revenues from the Automated Speed Enforcement Systems Program Special Fund in excess of a \$12,000,000 as of June 30 of each year to lapse to the general fund. Part II: Limits the Automated Speed Enforcement Systems Program to counties with a population of five hundred thousand or more. Expands the Automated Speed Enforcement Systems Program to high-risk locations of state or county highways as determined by the Department of Transportation, under certain conditions. Provides restrictions for the expansion of the Automated Speed Enforcement Systems Program and Photo Red Light Imaging Detector Systems Program. Part III: Amends the definition of "county" as it relates to the Photo Red Light Imaging Detector Systems Program. (CD1)

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

