



GOV. MSG. NO. 717

EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

June 9, 2009

The Honorable Colleen Hanabusa, President
and Members of the Senate
Twenty-Fifth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on June 9, 2009, the following bill was signed into law:

HB983 HD1 SD2 CD1

A BILL FOR AN ACT
RELATING TO EDUCATION.
ACT 100 (09)

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Lingle".

LINDA LINGLE

Approved by the Governor

on JUN 9 2009

HOUSE OF REPRESENTATIVES
TWENTY-FIFTH LEGISLATURE, 2009
STATE OF HAWAII

ACT 100

H.B. NO. 983
H.D. 1
S.D. 2
C.D. 1

A BILL FOR AN ACT

RELATING TO EDUCATION.

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

1 SECTION 1. The legislature finds that almost every school
2 in Hawaii is plagued by traffic congestion that results from
3 poor planning and increased vehicular traffic. It is estimated
4 that as much as twenty to twenty-five per cent of morning
5 traffic consists of parents driving their children to school.
6 Ironically, safety concerns lead parents to drive their children
7 to school, which increases traffic and makes it even less safe
8 for others to walk and bike. Unfortunately, fifty per cent of
9 children who are hit by cars near schools are hit by cars driven
10 by parents of other students.

11 As part of the 2005 Safe, Accountable, Flexible, Efficient
12 Transportation Equity Act: A Legacy for Users, Public Law No.
13 109-59, Hawaii has been awarded \$1,000,000 per year for five
14 years for the Safe Routes to School program. Program funds may
15 be used for both infrastructure-related and behavioral projects
16 designed to reduce traffic, fuel consumption, and air pollution
17 in the vicinity of schools and provide a safe and appealing



1 environment for primary and secondary school children to walk
2 and bicycle to school.

3 Efficient and effective use of Safe Routes to School
4 funding requires planning that includes the full range of
5 community stakeholders so that projects have the support of
6 parents, students, and schools needed to succeed. Planning also
7 needs to deemphasize very expensive engineering changes, like
8 additional traffic lights that can consume one-third of the
9 annual grant budget. Smaller projects involving more
10 stakeholders and more schools are necessary to generate change
11 across a broad spectrum of the state. The process must begin
12 with assembling basic information about transportation issues
13 confronting students, parents, and the community.

14 The purpose of this Act is to:

- 15 (1) Enhance traffic safety, especially around Hawaii's
16 schools;
- 17 (2) Enable and encourage children to walk and bicycle to
18 school; and
- 19 (3) Make bicycling and walking to school a safer and more
20 appealing transportation alternative through the
21 federal Safe Routes to School program.



1 SECTION 2. (a) The director of transportation, through
2 the Safe Routes to School coordinator, and in consultation with
3 the department of education, department of health, and Hawaii
4 Association of Independent Schools, shall provide federal Safe
5 Routes to School program funds for school-based and community-
6 based workshops and infrastructure and non-infrastructure
7 projects that will reduce vehicular traffic and congestion,
8 encourage walking and bicycling, and promote health and safety
9 around Hawaii's schools. Implementation of the Safe Routes to
10 School program shall take into consideration the need to:

- 11 (1) Create and fill a permanent, full-time position of
12 Safe Routes to School coordinator within the
13 department of transportation to provide a central
14 point of contact for the program;
- 15 (2) Maximize the participation of stakeholder groups in
16 the community and school officials;
- 17 (3) Train volunteer facilitators for school-based
18 workshops and community-based projects, including
19 flexible training schedules;
- 20 (4) Train potential grant requestors and stakeholder
21 groups in federal and state requirements necessary in
22 procurement, contracts, design, and construction; and



1 (5) Allocate not less than ten per cent and not more than
2 thirty per cent of the apportionment of federal Safe
3 Routes to School program funds for non-infrastructure-
4 related activities or activities to encourage walking
5 and bicycling to school, public awareness campaigns,
6 student sessions on bicycle and pedestrian safety, or
7 other non-infrastructure activities as prescribed
8 under Section 1404 of P.L. 109-59 of the federal Safe,
9 Accountable, Flexible, Efficient Transportation Equity
10 Act.

11 (b) Each grant proposal in the Safe Routes to School
12 program shall:

13 (1) Identify the modes of travel used by students to get
14 to school;

15 (2) Determine the number of students using each mode of
16 travel;

17 (3) Survey the parents of each student to gather
18 information regarding the factors involved in the
19 choice of transportation mode for the student and,
20 where the student travels by automobile or bus,
21 what would need to change for the parent to permit the



1 student to walk or ride a bicycle to school, and
2 obstacles to walking and biking; and
3 (4) Identify traffic infrastructure elements in the
4 immediate vicinity of each school, including multi-
5 lane roadways, speed limits, and traffic calming
6 features that, either by their presence or absence,
7 contribute to the use of automobiles as a student's
8 mode of travel to school.

9 SECTION 3. The director of transportation, in
10 consultation with organizations that have received non-
11 infrastructure and pending infrastructure grants, shall develop a
12 streamlined process for the federal Safe Routes to School grant
13 program that meets federal and state requirements, simplifies
14 the application process, and expedites release of funding after
15 completion of school-based and community-based projects for
16 infrastructure and non-infrastructure.

17 SECTION 4. The director of transportation shall submit to
18 the legislature a report of the status and progress of the Safe
19 Routes to School program, no later than twenty days prior to the
20 convening of the regular session of 2010.

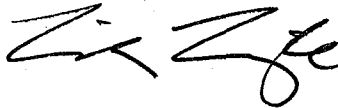
21 SECTION 5. Nothing in this Act shall be construed as
22 requiring actions or omissions that would render the State



1 ineligible to receive funds for the Safe Routes to School
2 program under the 2005 Safe, Accountable, Flexible,
3 Efficient Transportation Equity Act: A Legacy for Users, Public
4 Law No. 109-59.

5 SECTION 6. This Act shall take effect on July 1, 2009.

APPROVED this 9 day of JUN , 2009



GOVERNOR OF THE STATE OF HAWAII

