



GOV. MSG. NO. 800

EXECUTIVE CHAMBERS  
HONOLULU

LINDA LINGLE  
GOVERNOR

April 26, 2007

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

Dear Madam President and Members of the Senate:

This is to inform you that on April 26, 2007, the following bill was signed into law:

SB1509 SD1 HD1

A BILL FOR AN ACT RELATING TO HIGH  
OCCUPANCY VEHICLE (HOV) LANES.  
(ACT 042)

Sincerely,

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

LINDA LINGLE

Approved by the Governor

on APR 26 2007

THE SENATE  
TWENTY-FOURTH LEGISLATURE, 2007  
STATE OF HAWAII

**ACT 042**

**S.B. NO.** 1509  
S.D. 1  
H.D. 1

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## A BILL FOR AN ACT

RELATING TO HIGH OCCUPANCY VEHICLE (HOV) LANES.

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

1 SECTION 1. Section 291C-53, Hawaii Revised Statutes, is  
2 amended by amending subsection (a) to read as follows:

3 "(a) The director of transportation by rules adopted in  
4 accordance with chapter 91, and the counties by ordinance, may  
5 regulate or prohibit the use of any controlled-access roadway or  
6 highway within their respective jurisdictions by any class or  
7 kind of traffic which is found to be incompatible with the  
8 normal and safe movement of traffic. Persons operating  
9 motorcycles which are otherwise permitted on a controlled-access  
10 roadway or highway shall be permitted to use any high occupancy  
11 vehicle lane designated on such roadway or highway. For the  
12 purposes of this subsection, "high occupancy vehicle lane" means  
13 a designated lane of a laned roadway where the use of such  
14 designated lane is restricted to vehicles carrying at least  
15 ~~two~~ the minimum number of persons designated by the director  
16 of transportation as indicated on official signs and other  
17 official traffic-control devices, and to other vehicles as  
18 provided by rules adopted in accordance with chapter 91, or by

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1 county ordinance. Notwithstanding any law to the contrary, no  
2 person shall operate a neighborhood electric vehicle on any  
3 controlled-access roadway or highway."

4 SECTION 2. Section 291C-221, Hawaii Revised Statutes, is  
5 amended to read as follows:

6 "§291C-221 Definitions. As used in this part unless the  
7 context otherwise requires:

8 "High occupancy vehicle" means a vehicle carrying at least  
9 ~~[two-]~~ the minimum number of persons[-] designated by the  
10 director of transportation as indicated on official signs and  
11 other official traffic-control devices, and other vehicles as  
12 provided by rules adopted in accordance with chapter 91 or by  
13 county ordinance.

14 "High occupancy vehicle lane" means a designated lane of a  
15 laned roadway where the use of the designated lane is restricted  
16 to school buses, vehicles carrying at least ~~[two]~~ the minimum  
17 number of persons[-] designated by the director of  
18 transportation on official signs and other official traffic-  
19 control devices, and to other vehicles as provided by rules  
20 adopted in accordance with chapter 91, or by county ordinance."



1 SECTION 3. Statutory material to be repealed is bracketed  
2 and stricken. New statutory material is underscored.

3 SECTION 4. This Act shall take effect on July 1, 2007.

GOVERNOR OF THE STATE OF HAWAII

Approved this day: APR 26 2007

