

JAN 26 2009

A BILL FOR AN ACT

RELATING TO MOPEDS.

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

SECTION 1. Section 291C-197, Hawaii Revised Statutes, is amended to read as follows:

"§291C-197 Driving mopeds on bicycle lanes and paths.

(a) Wherever bicycle lanes are provided on the roadway, two-wheeled moped drivers shall use such bicycle lanes. A three-wheeled moped shall not be driven in a bicycle lane.

(b) The director of transportation by rule and the counties by ordinance may with respect to bicycle paths under their respective jurisdictions restrict or prohibit the use of such bicycle paths by mopeds. Signs clearly visible to an ordinarily observant person indicating the restriction or prohibition shall be placed along bicycle paths so designated and every two-wheeled moped driver shall obey the directions thereof. Three-wheeled mopeds shall not use bicycle paths.

~~[(c) This section shall not apply to a three wheeled moped.] "~~

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 Statutory material to be repealed is bracketed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

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

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INTRODUCED BY: _____

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BY REQUEST

Report Title:

Mopeds; Roads; Bike Lanes; Bike Paths; Highways

Description:

Prohibits three-wheeled mopeds from using bike lanes and bike paths.

SB 978

JUSTIFICATION SHEET

DEPARTMENT: Transportation

TITLE: A BILL FOR AN ACT RELATING TO MOPEDS.

PURPOSE: Prohibit three-wheeled mopeds from using bike lanes and bike paths.

MEANS: Amend section 291C-197, Hawaii Revised Statutes.

JUSTIFICATION: Three-wheeled mopeds provide a relatively inexpensive, fuel-efficient means of transportation but because they are wider than two-wheeled mopeds, they do not mix well in a confined area such as a bike lane or bike path. Prohibiting the use of three-wheeled mopeds on bike lanes and bike paths will promote safety in these areas.

Impact on the public: Bicyclists who use the bike lanes and bike paths will not be required to compete for space with three-wheeled mopeds in these areas.

Impact on the department and other agencies: No impact is anticipated.

GENERAL FUND: None.

OTHER FUNDS: None.

PBS PROGRAM
DESIGNATION: TRN 597.

OTHER AFFECTED
AGENCIES: None.

EFFECTIVE DATE: Upon approval.