

JAN 23 2015

S.B. NO. 608

A BILL FOR AN ACT

RELATING TO BLIND PEDESTRIAN SAFETY.

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

1 SECTION 1. Section 286-108, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) Except as provided in section 286-107.5(a), the
4 examiner of drivers shall examine every applicant for a driver's
5 license, except as otherwise provided in this part. The
6 examination shall include a test of:

7 (1) The applicant's eyesight and any further physical
8 examination that the examiner of drivers finds
9 necessary to determine the applicant's fitness to
10 operate a motor vehicle safely upon the highways;

11 (2) The applicant's ability to understand highway signs
12 regulating, warning, and directing traffic;

13 (3) The applicant's knowledge of the rules of the road
14 based on the traffic laws of the State and the traffic
15 ordinances of the county where the applicant resides
16 or intends to operate a motor vehicle; provided that
17 the examination shall specifically test the



applicant's knowledge of the provisions of section
291C-121.5, ~~[and]~~ section 291C-137, and section 291C-
74(b); and

(4) The actual demonstration of ability to exercise
ordinary and reasonable control in the operation of a
motor vehicle.

The examinations shall be appropriate to the operation of the
category of motor vehicle for which the applicant seeks to be
licensed and shall be conducted as required by the director.

The examiner of drivers shall require every applicant to
comply with section 286-102.5.

The examiner of drivers may waive the actual demonstration
of ability to operate a motorcycle or motor scooter for any
person who furnishes evidence, to the satisfaction of the
examiner of drivers, that the person has completed the
motorcycle education course approved by the director in
accordance with section 431:10G-104.

At the time of examination, an application for voter
registration by mail shall be made available to every applicant
for a driver's license.



1 For the purposes of this section, the term "applicant" does
2 not include any person reactivating a license under section
3 286-107.5(a)."

4 SECTION 2. Section 291C-74, Hawaii Revised Statutes, is
5 amended to read as follows:

6 "~~[+]§291C-74[+]~~ Drivers to exercise due care. (a)

7 Notwithstanding other provisions of this chapter, every driver
8 of a vehicle shall exercise due care to avoid colliding with any
9 pedestrian upon any roadway and shall give warning by sounding
10 the driver's horn when necessary and shall exercise proper
11 precaution upon observing any child or any obviously confused or
12 incapacitated person upon a roadway.

13 (b) Every driver of a vehicle shall exercise due care
14 toward pedestrians who are blind or visually handicapped to
15 ensure the safety of blind or visually impaired pedestrians on
16 any roadway."

17 SECTION 3. This Act does not affect rights and duties that
18 matured, penalties that were incurred, and proceedings that were
19 begun before its effective date.

20 SECTION 4. Statutory material to be repealed is bracketed
21 and stricken. New statutory material is underscored.



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1 SECTION 5. This Act shall take effect upon its approval.

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INTRODUCED BY:

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S.B. NO. 608

Report Title:

Blind Pedestrians; Safety

Description:

Requires drivers of vehicles to exercise due care to ensure the safety of blind or visually handicapped on any roadway.

Requires the examination for a driver's license to test the applicant's knowledge of operating a vehicle in a manner that ensures the safety of blind or visually impaired pedestrians.

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