
A BILL FOR AN ACT

RELATING TO HIGHWAY SAFETY.

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

1 SECTION 1. The purpose of this Act is to ensure that the
2 State complies with federal guidelines and reduces liability on
3 its roadways by requiring training and certification for
4 flaggers who direct traffic.

5 SECTION 2. Chapter 286, Hawaii Revised Statutes, is
6 amended by adding a new section to part X be appropriately
7 designated and to read as follows:

8 "§286- Flagger training and certification. (a) No
9 person shall provide temporary traffic control in a street,
10 road, or highway unless the person completes training and is
11 certified by a program that meets the training and certification
12 standards of the National Safety Council highway flagger
13 training program, the American Traffic Safety Services
14 Association flagger program, or an equivalent program that meets
15 the same objectives. A program shall not be deemed to be an
16 equivalent program unless it meets the United States Department
17 of Transportation Federal Highway Administration standards for



1 the control of traffic through highway work zones, as defined in
2 the Manual on Uniform Traffic Control Devices for streets and
3 highways.

4 (b) No person may continue to provide temporary traffic
5 control in a street, road, or highway unless the person
6 undergoes training and certification requirements at least once
7 every four years.

8 (c) This section shall not apply to law enforcement
9 personnel who are employed by governmental entities.

10 (d) This section shall apply to any street, road, or
11 highway, regardless of the ownership of the street, road, or
12 highway."

13 SECTION 3. This Act does not affect rights and duties that
14 matured, penalties that were incurred, and proceedings that were
15 begun before its effective date.

16 SECTION 4. New statutory material is underscored.

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

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INTRODUCED BY:

[Handwritten signatures: Rick L. Long, Nicole F. Long, Cindy Evans, Tom Barr]



H.B. NO. 1273

Report Title:

Highway Safety; Traffic Control Flagger; Training and Certification

Description:

Requires training and certification for persons who provide temporary traffic control in a street, road, or highway.

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