

JAN 10 2019

A BILL FOR AN ACT

RELATING TO THE STATEWIDE TRAFFIC CODE.

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

1 SECTION 1. Section 291C-41, Hawaii Revised Statutes, is
2 amended to read as follows:

3 " [†]§291C-41[†] Drive on right side of roadway;

4 exceptions. (a) Upon all roadways of sufficient width a
5 vehicle shall be driven upon the right half of the roadway,
6 except as follows:

7 (1) When overtaking and passing another vehicle proceeding
8 in the same direction under the rules governing such
9 movement;

10 (2) When an obstruction exists making it necessary to
11 drive to the left of the center of the highway;
12 provided any person so doing shall yield the right-of-
13 way to all vehicles traveling in the proper direction
14 upon the unobstructed portion of the highway within
15 such distance as to constitute an immediate hazard;

16 (3) Upon a roadway divided into three marked lanes for
17 traffic under the rules applicable thereon; or



1 (4) Upon a roadway designated and signposted one-way
2 traffic.

3 (b) Upon all roadways any vehicle proceeding at less than
4 the normal speed of traffic at the time and place and under the
5 conditions then existing shall be driven in the right-hand lane
6 then available for traffic, or as close as practicable to the
7 right-hand curb or edge of the roadway, except when overtaking
8 and passing another vehicle proceeding in the same direction or
9 when preparing for a left turn at an intersection or into a
10 private road or driveway.

11 (c) Upon any roadway having four or more lanes for moving
12 traffic and providing for two-way movement of traffic, no
13 vehicle shall be driven to the left of the center line of the
14 roadway, except when authorized by official traffic-control
15 devices designating certain lanes to the left side of the center
16 of the roadway for use by traffic not otherwise permitted to use
17 such lanes, or except as permitted under subsection (a)(2).

18 This subsection shall not be construed to prohibit the crossing
19 of the center line in making a left turn into or from an alley,
20 private road, or driveway.



1 (d) No pole trailer, semitrailer, tractor-semitrailer
2 combination, truck, truck-tractor, or truck-trailer combination
3 having a gross vehicle weight rating of more than ten thousand
4 pounds shall be driven in the far left lane of any roadway
5 having three or more lanes of moving traffic proceeding in the
6 same direction; provided that this subsection shall not apply
7 to:

8 (1) Mass transit vehicles using a zipper lane or a high
9 occupancy vehicle lane, as defined in section
10 291C-221;

11 (2) An emergency vehicle as defined in section 291-11.6;

12 (3) Any motor vehicle with a gross vehicle weight rating
13 of more than ten thousand pounds that is using the
14 left lane to execute a left turn, pass a vehicle that
15 is stalled or stopped, or comply with section 291C-27;

16 (4) Circumstances that make it necessary for the driver to
17 follow traffic control devices that direct use of a
18 lane other than the right lane; or

19 (5) Situations where the right half of a roadway is closed
20 to traffic while under construction or repair.

21 (e) For the purposes of this section:



1 "Mass transit vehicle" shall have the same meaning as in
2 section 291-11.6.

3 "Pole trailer" shall have the same meaning as in section
4 286-2.

5 "Semitrailer" shall have the same meaning as in section
6 286-2.

7 "Tractor-semitrailer combination" shall have the same
8 meaning as in section 286-2.

9 "Truck" shall have the same meaning as in section 286-2.

10 "Truck-tractor" shall have the same meaning as in section
11 286-2.

12 "Truck-trailer combination" shall have the same meaning as
13 in section 286-2."

14 SECTION 2. Section 291C-102, Hawaii Revised Statutes, is
15 amended by amending subsection (a) to read as follows:

16 "(a) A person violates this section if the person drives:

17 (1) A motor vehicle at a speed greater than the maximum
18 speed limit other than provided in section 291C-105[+

19 or

20 ~~(2) A motor vehicle at a speed]~~ or less than the minimum

21 speed limit, where the maximum or minimum speed limit



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1 is established by county ordinance or by official
 2 signs placed by the director of transportation on
 3 highways under the director's jurisdiction[-]; or
 4 (2) A truck, as defined in section 286-2, having a gross
 5 vehicle weight rating in excess of ten thousand
 6 pounds, at a speed greater than fifty-five miles per
 7 hour."

8 SECTION 3. Statutory material to be repealed is bracketed
 9 and stricken. New statutory material is underscored.

10 SECTION 4. This Act shall take effect upon its approval.

11

INTRODUCED BY:

Nike Hubbard

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S.B. NO. 244

Report Title:

Traffic Safety; Trucks; Speed Limit

Description:

Prohibits certain large vehicles of more than 10,000 pounds from being driven on the far left lane of any roadway having three or more lanes, with certain exceptions. Establishes a fifty-five mile per hour speed limit for trucks having a gross vehicle weight rating in excess of 10,000 pounds.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

