

STAND. COM. REP. NO. **2348**

Honolulu, Hawaii

FEB 14 2024

RE: S.B. No. 2630
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Second State Legislature
Regular Session of 2024
State of Hawaii

Sir:

Your Committee on Transportation and Culture and the Arts, to which was referred S.B. No. 2630 entitled:

"A BILL FOR AN ACT RELATING TO PEDESTRIANS,"

begs leave to report as follows:

The purpose and intent of this measure is to authorize pedestrians to act contrary to the statewide traffic code when a reasonably careful pedestrian would determine that there is no immediate danger of a collision with a moving vehicle.

Your Committee received testimony in support of this measure from one member of the Kaua'i County Council, Grassroot Institute of Hawaii, Hawai'i Appleseed Center for Law and Economic Justice, Hawai'i Bicycling League, Hawai'i Public Health Institute, Our Revolution Hawaii, and eight individuals.

Your Committee received testimony in opposition to this measure from the Department of Transportation, the Department of Law Enforcement, and Honolulu Police Department.

Your Committee received comments on this measure from the Department of Health and one individual.

Your Committee finds that current statutes in Hawaii relating to pedestrians are needlessly restrictive. Fines for pedestrians can have a disproportionate impact on people who do not drive and



who primarily rely upon walking as a means of transportation. Your Committee additionally finds that the judgment of pedestrians can be more effective in mitigating injuries than traffic lights or street markings, and thus should be trusted to cross the street when the absence of oncoming traffic makes it reasonably safe to cross. This measure will provide pedestrians with greater freedom and encourage more people to walk.

Your Committee has amended this measure by:

- (1) Adding language that will limit the exemption to pedestrians who are more than two hundred feet from a marked crosswalk;
- (2) Adding language that requires that any person that drives a motor vehicle at a speed greater than the speed limit be fined not less than \$100;
- (3) Inserting an effective date of January 1, 2050, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Transportation and Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2630, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2630, S.D. 1, and be referred to your Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committee on Transportation and
Culture and the Arts,



CHRIS LEE, Chair



The Senate
 Thirty-Second Legislature
 State of Hawai'i

Record of Votes
Committee on Transportation and Culture and the Arts
TCA

Bill / Resolution No.:* SB 2630	Committee Referral: TCA, JDC	Date: 2-6-2024
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The Committee is reconsidering its previous decision on this measure.
 If so, then the previous decision was to: _____

The Recommendation is:

<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310	<input type="checkbox"/> Recommit 2313
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Members	Aye	Aye (WR)	Nay	Excused
LEE, Chris (C)	✓			
INOUE, Lorraine R. (VC)	✓			
ELEFANTE, Brandon J.C.			✓	
KANUHA, Dru Mamo	✓			
AWA, Brenton	✓			
TOTAL	4		1	

Recommendation: Adopted Not Adopted

Chair's or Designee's Signature:
Lorraine R. Inoue

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***Only one measure per Record of Votes**