

JAN 17 2025

A BILL FOR AN ACT

RELATING TO VEHICLES.

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

- 1 SECTION 1. Section 286-12, Hawaii Revised Statutes, is
2 amended by amending subsections (a) and (b) to read as follows:
3 "(a) All-terrain vehicles and utility-terrain vehicles may
4 be operated on a street, as defined in section 291C-1; provided
5 that the all-terrain vehicle or utility-terrain vehicle is:
6 (1) Used as farm equipment, or used by a city, county, or
7 state worker while acting within the scope of that
8 person's official duties;
9 (2) Operated by a person who holds a current [~~category~~
10 ~~(3)~~] driver's license under section 286-102 [~~or a~~
11 ~~commercial driver's license under part XIII~~];
12 (3) Driven on streets [~~that are no more than two lanes,~~]
13 or roads that are adjacent to farmland with posted
14 speed limits of [no] not more than [thirty-five]
15 forty-five miles per hour;
16 (4) Used to travel alongside or between properties zoned
17 for agriculture[~~r~~] and used for agricultural activity



1 purposes, or used by a city, county, or state worker
2 while acting within the scope of that person's
3 official duties to travel between properties under the
4 jurisdiction of the city, county, or State;

5 (5) Used in counties with populations of less than five
6 hundred thousand residents; and

7 (6) Driven on streets during daylight hours; provided
8 further that all-terrain vehicles may be driven on
9 streets during evening and night hours only if
10 equipped with headlights, tail lights, and while
11 displaying a slow moving vehicle emblem; provided
12 further that while in operation, any operator and
13 passenger of an all-terrain vehicle or utility-terrain
14 vehicle [~~shall~~] may wear a safety helmet with a
15 securely fastened chin strap that meets the
16 specifications and requirements established by rules
17 adopted by the director.

18 (b) For purposes of this section:

19 "All-terrain vehicle" means a motor vehicle that:

20 (1) Is designed for off-highway operation by a single
21 operator carrying no more than one passenger, if so



- 1 designed as provided in paragraph (5) of this
2 definition;
- 3 (2) Is fifty inches or less in width;
- 4 (3) Has an unladen weight of nine hundred pounds or less;
- 5 (4) Is suspended on three or more tires;
- 6 (5) Has a single seat designed to be straddled by the
7 operator, or a single seat designed to be straddled by
8 the operator and a seat for not more than one
9 passenger sitting behind the operator; and
- 10 (6) Has handlebars for steering control.

11 "Farm equipment" refers to any kind of machinery used on a
12 farm to help with farming, including but not limited to a
13 tractor, cultivator, plow, all-terrain vehicle, or utility-
14 terrain vehicle.

15 "Utility-terrain vehicle" means a motor vehicle that:

- 16 (1) Is designed to be operated off highway;
- 17 (2) Is sixty inches or less in width;
- 18 (3) Has an unladen weight of one thousand three hundred
19 pounds or less;
- 20 (4) Is suspended on four to six tires;
- 21 (5) Has a steering wheel for steering control;



- 1 (6) Is equipped with roll-over protection;
- 2 (7) Accommodates one driver and one passenger sitting
- 3 side-by-side[+] and up to six people in seat belts;
- 4 and
- 5 (8) Is equipped with seat belts for driver and passenger
- 6 protection.

7 (c) Any person who violates this section shall be fined
8 \$250 for each violation.

9 (d) All-terrain vehicles and utility-terrain vehicles used
10 as farm equipment shall be regulated as farm equipment and not
11 as motor vehicles.

12 (e) All-terrain vehicles and utility-terrain vehicles used
13 by a city, county, or state worker while acting within the scope
14 of that person's official duties shall not be regulated as motor
15 vehicles."

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

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

19

INTRODUCED BY: Shut M. Rucker *YS*



S.B. NO. 502

Report Title:

All-Terrain Vehicles; Highways; Drivers; Equipment; Agriculture

Description:

Allows all-terrain vehicle to drive on streets with posted speed limits of not more than forty-five miles per hour. Allows all-terrain vehicles to drive in the evening and night if they are equipped with headlights, tail lights, and while displaying a slow moving vehicle emblem. Allows drivers of all-terrain vehicles to wear a safety helmet with a securely fastened chin strap. Includes in the definition of "utility-terrain vehicle" a motor vehicle that accommodates one driver and one passenger sitting side-by-side, and up to six people in seat belts.

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

