
A BILL FOR AN ACT

RELATING TO HELMETS.

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

1 SECTION 1. Section 291C-139, Hawaii Revised Statutes, is
2 amended as follows:

3 1. By amending subsection (d) to read:

4 "(d) No person under fifteen years of age shall operate an
5 electric foot scooter on a highway, street, roadway, or any
6 other public property in the State. No person under [~~sixteen~~]
7 eighteen years of age shall operate an electric foot scooter
8 unless the person wears a safety helmet securely fastened with a
9 chin strap. The safety helmet shall meet the specifications of
10 and requirements for a bicycle helmet as set out in section
11 291C-150."

12 2. By amending subsection (j) to read:

13 "(j) A person or entity that provides electric foot
14 scooters for hire shall not rent or lease an electric foot
15 scooter to any person unless:

16 (1) Each renter or lessee that is under the age of
17 [~~sixteen~~] eighteen wears a safety helmet, as required



1 by subsection (d), while operating the electric foot
2 scooter; and

3 (2) Each renter or lessee is provided with a copy of the
4 electric foot scooter ordinances or rules that have
5 been adopted by the applicable county."

6 SECTION 2. Section 291C-150, Hawaii Revised Statutes, is
7 amended to read as follows:

8 "[~~+~~]**\$291C-150**[~~+~~] **Bicycle helmets.** (a) No person under
9 [~~sixteen~~] eighteen years of age shall operate a bicycle upon a
10 street, a bikeway, or any other public property unless that
11 person is wearing a properly fitted and fastened bicycle helmet
12 that has been tested by a nationally recognized agency such as
13 the National Highway Traffic Safety Administration, [~~the~~]
14 National Safety Council, or [~~the~~] Children's Safety Network[~~7~~]
15 and is designed to fit the user and protect against head trauma.
16 This requirement also applies to a person who rides upon a
17 bicycle while in a restraining seat that is attached to the
18 bicycle or who rides in a trailer towed by the bicycle.

19 (b) No person shall operate a class 1, class 2, or class 3
20 electric bicycle or electric micro-mobility device unless that



1 person is wearing a properly fitted and fastened bicycle helmet
2 that has been tested pursuant to subsection (a).

3 ~~[(b)]~~ (c) A person who provides bicycles, any class of
4 electric bicycles, or electric micro-mobility devices for hire
5 shall not rent ~~[a bicycle]~~:

6 (1) A bicycle to any person unless every person who is
7 under age ~~[sixteen]~~ eighteen is wearing a bicycle
8 helmet, as required in subsection (a) ~~[7]~~; or

9 (2) Any class of electric bicycle or electric micro-
10 mobility device unless every person is wearing a
11 helmet as required in subsection (b),

12 while operating the rented bicycle, electric bicycle, or
13 electric micro-mobility device, occupying a restraining seat
14 that is attached to the rented bicycle, electric bicycle, or
15 electric micro-mobility device, or riding in a trailer towed by
16 the rented bicycle~~[-]~~, electric bicycle, or electric micro-
17 mobility device.

18 ~~[(e)]~~ (d) A violation of this section ~~[is]~~ shall be
19 punishable by a fine of ~~[not]~~ no more than \$25. The parent or
20 legal guardian having control or custody of an unemancipated



1 minor whose conduct violates this section shall be liable for
2 the amount of the fine imposed pursuant to this section.

3 ~~[(d)]~~ (e) Notwithstanding any law to the contrary, the
4 fines collected for a violation of this section shall be paid
5 into the state treasury to the credit of the state general fund.

6 (f) For purposes of this section:

7 "Class 1 electric bicycle" means an electric bicycle
8 equipped with a motor that provides assistance only when the
9 rider is pedaling and ceases to provide assistance when the
10 bicycle reaches the speed of twenty miles per hour.

11 "Class 2 electric bicycle" means an electric bicycle
12 equipped with a motor that may be used exclusively to propel the
13 bicycle and is not capable of providing assistance when the
14 bicycle reaches the speed of twenty miles per hour.

15 "Class 3 electric bicycle" means an electric bicycle
16 equipped with:

17 (1) A motor that provides assistance only when the rider
18 is pedaling and ceases to provide assistance when the
19 bicycle reaches the speed of twenty-eight miles per
20 hour; and

21 (2) A speedometer.



1 "Electric bicycle" means a bicycle equipped with fully
2 operable pedals and an electric motor of no more than seven
3 hundred fifty watts.

4 "Electric micro-mobility device" means a device weighing no
5 more than seventy-five pounds that is fully or partially
6 motorized and used for personal transportation, such as one-
7 wheels and electric skateboards. "Electric micro-mobility
8 device" does not include electric bicycles or electric foot
9 scooters."

10 SECTION 3. Statutory material to be repealed is bracketed
11 and stricken. New statutory material is underscored.

12 SECTION 4. This Act shall take effect on July 1, 3000.



Report Title:

Helmets; Electric Foot Scooter; Bicycle; Electric Bicycle;
Electric Micro-mobility Device; Required

Description:

Increases the age of an individual who is required to wear a helmet for electric foot scooters and bicycles. Prohibits a person from operating any class of electric bicycle or electronic micro-mobility device unless that person wears a helmet. Effective 7/1/3000. (HD1)

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