

JAN 23 2026

A BILL FOR AN ACT

RELATING TO TRANSPORTATION.

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

1 SECTION 1. Chapter 291C, Hawaii Revised Statutes, is
2 amended by adding two new sections to be appropriately
3 designated and to read as follows:

4 "**S291C- Shoulder lanes; use prohibited.** (a) Except as
5 otherwise provided in section 291C-26 or as permitted during
6 hours designated by the department, no vehicle shall be driven
7 on the shoulder of a roadway.

8 (b) Every person who violates this section shall be
9 subject to the following penalties:

10 (1) For a first infraction, or any infraction not preceded
11 within one year by a prior violation of this section,
12 a fine of \$ _____;

13 (2) For a second or subsequent violation committed within
14 one year of the first violation, a fine of
15 \$ _____.



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1 §291C- Expired registration; enforcement; penalties.

2 (a) Notwithstanding any law to the contrary, the department of
3 transportation and the county police departments may:

4 (1) For a vehicle with an expired registration of three
5 years or more that is parked on a public roadway or in
6 a commercial parking lot that is open to the public,
7 impound the vehicle, during which time the vehicle
8 shall be subject to redemption by its owner by payment
9 of an updated registration, together with any
10 penalties incurred and the cost of storage and other
11 charges incident to the impoundment of the vehicle;
12 and

13 (2) For a vehicle with an expired registration of five
14 years or more that is parked on a public roadway or in
15 a commercial parking lot that is open to the public,
16 seize and dispose of the vehicle, during which time
17 the vehicle shall be subject to redemption by its
18 owner by payment of an updated registration, together
19 with any penalties incurred and the cost of storage
20 and other charges incident to the seizure of the
21 vehicle. If the owner of the vehicle fails to redeem



1 the vehicle within ten days after seizure, the vehicle
2 shall be disposed of in the same manner as when a
3 vehicle is put up for public auction and for which no
4 bid is received; provided that if no valid ownership
5 is proven, a fifteen-day notice shall be made
6 available to the public prior to the disposal of the
7 vehicle.

8 (b) A law enforcement officer may use a traffic stop for
9 the purpose of verifying the registration status of a vehicle in
10 the enforcement of subsection (a).

11 (c) Enforcement of this section shall not apply to
12 vehicles on private property that is not open for public use.

13 (d) The department of transportation and the county police
14 departments may establish rules as necessary for the enforcement
15 of this section.

16 (e) The department of transportation shall submit an
17 annual report to the legislature detailing by county the
18 enforcement activity of this section no later than twenty days
19 prior to each regular session."

20 SECTION 2. Section 286-61, Hawaii Revised Statutes, is
21 amended to read as follows:



1 **"§286-61 Penalty.** Any person who violates sections 286-
2 41, 286-42, 286-44.5 to 286-56.5, and 286-58 to 286-60 shall be
3 fined not less than \$5 nor more than \$1,000; provided that any
4 corporate owner of a motor vehicle who fails to register a motor
5 vehicle as required by section 286-41(a) following a transfer of
6 the vehicle between counties shall be fined \$1,000 for each
7 violation[-]; provided further that any owner of an out-of-state
8 motor vehicle brought into the State who fails to register the
9 out-of-state motor vehicle pursuant to section 286-41, 286-50,
10 or 286-54 shall be fined no less than \$ and no more
11 than \$ for each violation. Any person who violates
12 section 286-43, 286-44, or 286-57 shall be fined not less than
13 \$5 and not more than \$1,000 or imprisoned not more than one
14 year, or both."

15 SECTION 3. Section 291C-227, Hawaii Revised Statutes, is
16 amended to read as follows:

17 **"§291C-227 Penalty.** A person who violates any provision
18 of this part shall ~~[for a first conviction thereof be fined \$75,~~
19 ~~for conviction of a second offense committed within one year~~
20 ~~after the date of the first offense, the person shall be fined~~
21 ~~\$150; for conviction of a third or subsequent offense committed~~



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1 ~~within one year after the date of the first offense, the person~~
2 ~~shall be fined \$200.],~~ for each conviction thereof, be subject
3 to a fine of no less than \$250 and no more than \$500."

4 SECTION 4. This Act does not affect rights and duties that
5 matured, penalties that were incurred, and proceedings that were
6 begun before its effective date.

7 SECTION 5. Statutory material to be repealed is bracketed
8 and stricken. New statutory material is underscored.

9 SECTION 6. This Act shall take effect upon its approval.

10
INTRODUCED BY





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Report Title:

DOT; Counties; Motor Vehicles; Shoulder Lanes; Registration; Expired Registration; Enforcement; Penalties; Out-of-state Motor Vehicles; High Occupancy Vehicle Lanes; Violations; Fines

Description:

Prohibits vehicles from driving on the shoulder of a roadway, except in certain circumstances. Authorizes the Department of Transportation and county police departments to impound vehicles with expired registrations of three years or more and seize and dispose of vehicles with expired registrations of five years or more, under certain conditions. Requires an annual report to the Legislature. Increases the fine amount for owners of out-of-state motor vehicles who fail to register the vehicle in the State. Establishes minimum and maximum statutory penalties for violations relating to the use of high occupancy vehicle lanes.

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

