

ACT 29

H.B. NO. 106

A Bill for an Act Relating to Carpool Lanes.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. The legislature finds that carpool lanes, established to reduce traffic volume on our roadways, are currently underutilized. The purpose of this Act is to encourage motorists to utilize existing carpool lanes by reducing the minimum vehicle occupancy requirement from three persons to two persons.

SECTION 2. Section 291C-53, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

**“§291C-53 Restrictions on use of controlled-access roadway or highway.<sup>1</sup>** (a) The director of transportation by order, and the counties by ordinance, may regulate or prohibit the use of any controlled-access roadway or highway within their respective jurisdictions by any class or kind of traffic which is found to be incompatible with the normal and safe movement of traffic. Persons operating motorcycles which are otherwise permitted on a controlled-access roadway or highway shall be permitted to use any carpool lane designated on such roadway or highway. For the purposes of this subsection, “carpool lane” means a designated lane of a laned roadway where the use of such designated lane is restricted to vehicles carrying at least [three] two persons and to other vehicles enumerated by order or ordinance.”

SECTION 3. Statutory material to be repealed is bracketed. New statutory material is underscored.

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

(Approved April 24, 1989.)

**Note**

1. So in original.