ACT 293   H.B. NO. 286

A Bill for an Act Relating to Speeding.

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

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

"**§291C-   Speeding in a construction area**. (a) No person shall drive a motor vehicle at a speed greater than the maximum speed limit established pursuant to subsection (b) within a construction area. Appropriate law enforcement personnel may enforce the maximum speed limits established for construction areas.

(b) Notwithstanding section 291C-102, the director of transportation and the counties, in their respective jurisdictions, shall establish maximum speed limits for construction areas, and shall require the owner, general contractor, or other person responsible for construction to provide proper signs in that area.

Signs posted pursuant to this subsection shall be plainly visible at all times under ordinary traffic conditions.

(c) For purposes of this section, the term ''construction area'' includes any area in which there is occurring the installation, construction, or demolition of connections for streets, roads, driveways, concrete curbs and sidewalks, structures, drainage systems, landscaping, or grading within the highway rights-of-way, including above ground and underground utility work, excavation and backfilling of trenches or other openings in state highways, the restoration, replacement, or repair of the base course, pavement surfaces, highway structures, or any other highway improvements.

(d) The director shall adopt rules pursuant to chapter 91 as may be necessary to implement this section.''

SECTION 2. This Act does not affect rights and duties that matured, penalties that were incurred, and proceedings that were begun, before its effective date.

SECTION 3. New statutory material is underscored.[1]

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

(Approved July 3, 2000.)

Note

1. Edited pursuant to HRS §23G-16.5.