

STAND. COM. REP. NO. 1070

Honolulu, Hawaii

March, 2007

RE: H.B. No. 375
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 375 entitled:

"A BILL FOR AN ACT RELATING TO PEDESTRIANS' RIGHT OF WAY,"

begs leave to report as follows:

The purpose of this bill is to enhance pedestrian safety by clarifying a driver's duty to stop and yield the right of way to a pedestrian in a crosswalk when traffic control signals are not in place or not in operation.

The Department of Transportation and the Honolulu Police Department testified in support of this bill.

Upon further consideration, your Committee has amended this bill by:

- (1) Deleting the driver's duty to stop and yield the right of way, and simply requiring drivers to stop for pedestrians;
- (2) Removing the limitation that the duty to stop only applies to crosswalks where traffic control signals are not in place or in operation;
- (3) Inserting penalty provisions for drivers who fail to comply with the duty to stop for pedestrians based on the number of previous convictions under this section;


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- (4) Inserting a penalty provision for pedestrians who fail to comply with the crosswalk law based on the number of previous convictions under this section;
- (5) Changing the effective date to January 1, 2112, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for style, clarity, and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 375, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 375, H.D. 1.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary,



TOMMY WATERS, Chair



