

JAN 19 2007

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# A BILL FOR AN ACT

RELATING TO MOTOR VEHICLES.

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

1 SECTION 1. Section 291-14, Hawaii Revised Statutes, is  
2 amended to read as follows:

3 "~~§291-14 Pickup trucks; passenger restrictions.~~ (a) [~~No~~  
4 ~~person shall stand in the bed or load-carrying area of any motor~~  
5 ~~vehicle commonly known as a pickup truck while the vehicle is in~~  
6 ~~operation. No operator of any pickup truck shall operate the~~  
7 ~~vehicle with a passenger seated in the bed or load-carrying area~~  
8 ~~of the vehicle unless:~~

- 9 ~~(1) There is no seating available in the cab of the~~  
10 ~~vehicle;~~  
11 ~~(2) The side racks of the vehicle are securely attached~~  
12 ~~and the tailboard or tailgate is securely closed;~~  
13 ~~(3) Every passenger in the bed or load-carrying area of~~  
14 ~~the vehicle is seated on the floor and does not~~  
15 ~~attempt to control unlashd cargo.] No operator of  
16 any pickup truck may operate the vehicle with any  
17 passenger in the bed or load-carrying area of the~~



1            vehicle, except if the vehicle is operated in a  
2            parade.

3            [~~(b) This section shall not apply to persons or~~  
4 ~~corporations operating a business or businesses that serve the~~  
5 ~~public, who or which are subject to the jurisdiction,~~  
6 ~~supervision, and regulations prescribed by state agencies or~~  
7 ~~departments nor to their agents or employees when engaged in the~~  
8 ~~business of such persons or corporations.~~

9            ~~(c) No operator of any pickup truck may operate the~~  
10 ~~vehicle with any passenger twelve years of age or under in the~~  
11 ~~bed or load-carrying area of the vehicle, unless one of the~~  
12 ~~following applies:~~

13            ~~(1) An emergency exists that threatens the life of the~~  
14 ~~passenger being transported in the bed or load-~~  
15 ~~carrying area of the vehicle; or~~

16            ~~(2) The vehicle is being operated in parades, caravans, or~~  
17 ~~exhibitions which are officially authorized or~~  
18 ~~otherwise permitted by law.]~~

19            [~~(d)~~] (b) Any person who violates this section shall be  
20 subject to a fine of [~~\$25~~] \$50 for each violation[~~, provided~~  
21 ~~that any person who violates subsection (c) shall be subject to~~  
22 ~~a fine of \$50 for each separate violation].~~



1        [~~e~~] (c) As used in this section, "pickup truck" means a  
2 light truck that has a cab on the front part of the vehicle  
3 covering the driver's seat and an open bed behind the cab  
4 designed primarily to transport property or cargo, with sides  
5 and a tailgate to retain the contents within the confines of the  
6 bed, and has a maximum gross vehicle weight rating (GVWR) of  
7 11,000 pounds or less."

8        SECTION 2. Statutory material to be repealed is bracketed  
9 and stricken. New statutory material is underscored.

10        SECTION 3. This Act shall take effect on July 1, 2007.

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INTRODUCED BY:

Will Engro  
Clarence Kristman



**Report Title:**

Pickup Trucks; Passenger Restrictions

**Description:**

Bans riding in the bed or load-carrying area of a pickup truck.

