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## HOUSE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CHANGE THE  
REQUIRED MINIMUM NUMBER OF PERSONS CARRIED IN A MOTOR  
VEHICLE WHILE TRAVELING ON A HIGH OCCUPANCY VEHICLE LANE  
FROM THREE TO TWO PASSENGERS.

1           WHEREAS, according to section 291C-221, Hawaii Revised  
2 Statutes, a high occupancy vehicle lane means a designated lane  
3 of a laned roadway where the use of the designated lane is  
4 restricted to school buses, vehicles carrying at least the  
5 minimum number of persons designated by the Director of  
6 Transportation on official signs and other official traffic-  
7 control devices, and other vehicles as provided by rules or by  
8 county ordinance; and

9  
10           WHEREAS, according to section 19-108-2, Hawaii  
11 Administrative Rules, a zipper lane means a barrier-separated  
12 high occupancy vehicle lane; and

13  
14           WHEREAS, the original minimum number of persons required to  
15 be carried in a motor vehicle while traveling on a high  
16 occupancy vehicle lane was three persons, but was reduced to two  
17 in 2005 after residents complained that these lanes were being  
18 underused; and

19  
20           WHEREAS, in July 2008, the Department of Transportation  
21 increased the minimum number of required persons allowed in the  
22 zipper lane from two passengers to three due to the increased  
23 cost of gasoline and in order to remove cars from the general  
24 purpose lanes by incentivizing travelers to carpool; and

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26           WHEREAS, the State of Hawaii and island of Oahu have  
27 limited lane miles thereby making it critical that each lane,



# H.C.R. NO. 275

1 including the zipper and high occupancy vehicle lanes are  
2 carrying the maximum number of cars during rush hours; and  
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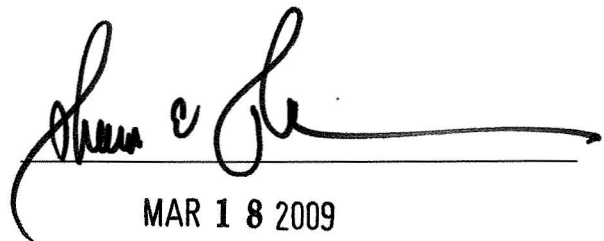
4 WHEREAS, although overall travel times for those vehicles  
5 now permitted to use high occupancy vehicle lanes have  
6 decreased, the large number of motorists and their passengers  
7 who have been forced to return to the general purpose lanes have  
8 experienced significantly increased travel times; now,  
9 therefore,  
10

11 BE IT RESOLVED by the House of Representatives of the  
12 Twenty-fifth Legislature of the State of Hawaii, Regular Session  
13 of 2009, the Senate concurring, that the Department of  
14 Transportation is requested to change the required minimum  
15 number of persons carried in a motor vehicle from three  
16 passengers to two while traveling on a high occupancy vehicle  
17 lane; and  
18

19 BE IT FURTHER RESOLVED that the Department of  
20 Transportation is requested to provide to the Legislature no  
21 later than twenty days prior to the convening of the Regular  
22 Session of 2010, a traffic count of the number of vehicles using  
23 the zipper lane from July 2008 to March 2009, and July 2007 to  
24 March 2008; and  
25

26 BE IT FURTHER RESOLVED that a certified copy of this  
27 Concurrent Resolution be transmitted to the Director of  
28 Transportation.  
29  
30  
31

OFFERED BY:



MAR 18 2009

