

JAN 23 2009

A BILL FOR AN ACT

RELATING TO TRAFFIC VIOLATIONS.

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

1 SECTION 1. Section 291C-32, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§291C-32 Traffic-control signal legend. (a) Whenever
4 traffic is controlled by traffic-control signals exhibiting
5 different colored lights, or colored lighted arrows,
6 successively one at a time or in combination, only the colors
7 green, red, and yellow shall be used, except for special
8 pedestrian signals carrying a word or symbol legend, and the
9 lights shall indicate and apply to drivers of vehicles and
10 pedestrians as follows:

11 (1) Green indication:

12 (A) Vehicular traffic facing a circular green signal
13 may proceed straight through or turn right or
14 left unless a sign at the place prohibits either
15 such turn. But vehicular traffic, including
16 vehicles turning right or left, shall yield the
17 right-of-way to other vehicles and to pedestrians
18 lawfully within the intersection or an adjacent



1 crosswalk at the time [such] that signal is
2 exhibited.

3 (B) Vehicular traffic facing a green arrow signal,
4 shown alone or in combination with another
5 indication, may cautiously enter the intersection
6 only to make the movement indicated by [such] the
7 arrow, or such other movement as is permitted by
8 other indications shown at the same time. [Such]
9 The vehicular traffic shall yield the right-of-
10 way to pedestrians lawfully within an adjacent
11 crosswalk and to other traffic lawfully using the
12 intersection.

13 (C) Unless otherwise directed by a pedestrian-control
14 signal, as provided in section 291C-33,
15 pedestrians facing any green signal, except when
16 the sole green signal is a turn arrow, may
17 proceed across the roadway within any marked or
18 unmarked crosswalk.

19 (2) Steady yellow indication:

20 (A) Vehicular traffic facing a steady yellow signal
21 is thereby warned that the related green movement
22 is being terminated or that a red indication will



1 be exhibited immediately thereafter when
2 vehicular traffic shall not enter the
3 intersection.

4 (B) Pedestrians facing a steady yellow signal, unless
5 otherwise directed by a pedestrian-control signal
6 as provided in section 291C-33, are thereby
7 advised that there is insufficient time to cross
8 the roadway before a red indication is shown and
9 no pedestrian shall then start to cross the
10 roadway.

11 (3) Steady red indication:

12 (A) Vehicular traffic facing a steady red signal
13 alone shall stop at a clearly marked stop line,
14 but if none, before entering the crosswalk on the
15 near side of the intersection or, if none, then
16 before entering the intersection and shall remain
17 standing until an indication to proceed is shown,
18 except as provided in the next succeeding
19 paragraphs.

20 (B) The driver of a vehicle which is stopped in
21 obedience to a steady red indication may make a
22 right turn but shall yield the right-of-way to



1 pedestrians and other traffic proceeding as
2 directed by the signal at [said] that
3 intersection, except that counties by ordinance
4 may prohibit any such right turn against a steady
5 red indication, which ordinance shall be
6 effective when a sign is erected at [~~such~~] the
7 intersection giving notice thereof.

8 (C) The driver of a vehicle on a one-way street which
9 intersects another one-way street on which
10 traffic moves to the left shall stop in obedience
11 to a steady red indication but may then make a
12 left turn into [said] that one-way street, but
13 shall yield right-of-way to pedestrians,
14 proceeding as directed by the signal at [said]
15 that intersection except that counties by
16 ordinance may prohibit any such left turn as
17 above described which ordinance shall be
18 effective when a sign is erected at [~~such~~] the
19 intersection giving notice thereof.

20 (D) Unless otherwise directed by a pedestrian-control
21 signal as provided in section 291C-33,



1 pedestrians facing a steady red signal alone
2 shall not enter the roadway.

3 (b) In the event an official traffic-control signal is
4 erected and maintained at a place other than an intersection,
5 ~~[the provisions of]~~ this section shall ~~[be applicable]~~ apply
6 except as to those provisions which by their nature can have no
7 application. Any stop required shall be made at a sign or
8 marking on the pavement indicating where the stop shall be made,
9 but in the absence of any such sign or marking the stop shall be
10 made at the signal.

11 (c) Every driver of a vehicle who violates this section
12 shall pay a fine of \$150."

13 SECTION 2. Section 291C-161, Hawaii Revised Statutes, is
14 amended by amending subsection (c) to read as follows:

15 "(c) Every person convicted under or found in violation of
16 section 291C-12, 291C-12.5, 291C-12.6, 291C-13, 291C-14,
17 291C-15, 291C-16, 291C-32, 291C-72, 291C-73, 291C-95, 291C-102,
18 291C-103, 291C-104, or 291C-105 shall be sentenced or fined in
19 accordance with those sections."

20 SECTION 3. This Act does not affect rights and duties that
21 matured, penalties that were incurred, and proceedings that were
22 begun, before its effective date.



1 SECTION 4. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 5. This Act shall take effect upon its approval.
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INTRODUCED BY:

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Report Title:

Traffic Violations; Fines

Description:

Establishes a \$150 fine for traffic-control signal violations.

