

JAN 22 2010

A BILL FOR AN ACT

RELATING TO THE STATEWIDE TRAFFIC CODE.

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

1 SECTION 1. Section 291C-41, Hawaii Revised Statutes, is
2 amended to read as follows:

3 " [†] §291C-41 [†] Drive on right side of roadway;

4 exceptions. (a) Upon all roadways of sufficient width a
5 vehicle shall be driven upon the right half of the roadway,
6 except as follows:

7 (1) When overtaking and passing another vehicle proceeding
8 in the same direction under the rules governing such
9 movement;

10 (2) When an obstruction exists making it necessary to
11 drive to the left of the center of the highway;
12 provided any person so doing shall yield the right-of-
13 way to all vehicles traveling in the proper direction
14 upon the unobstructed portion of the highway within
15 such distance as to constitute an immediate hazard;

16 (3) Upon a roadway divided into three marked lanes for
17 traffic under the rules applicable thereon; or



1 (4) Upon a roadway designated and signposted one-way
2 traffic.

3 (b) Upon all roadways any vehicle proceeding at less than
4 the normal speed of traffic at the time and place and under the
5 conditions then existing shall be driven in the right-hand lane
6 then available for traffic, or as close as practicable to the
7 right-hand curb or edge of the roadway, except when overtaking
8 and passing another vehicle proceeding in the same direction or
9 when preparing for a left turn at an intersection or into a
10 private road or driveway.

11 (c) Upon any roadway having four or more lanes for moving
12 traffic and providing for two-way movement of traffic, no
13 vehicle shall be driven to the left of the center line of the
14 roadway, except when authorized by official traffic-control
15 devices designating certain lanes to the left side of the center
16 of the roadway for use by traffic not otherwise permitted to use
17 such lanes, or except as permitted under subsection (a) (2). This
18 subsection shall not be construed to prohibit the crossing of
19 the center line in making a left turn into or from an alley,
20 private road, or driveway.

21 (d) No truck, truck-tractor, semitrailer, or pole trailer
22 having a gross vehicle weight rating of more than ten thousand



1 pounds shall be driven in the far left lane of any roadway
2 having three or more lanes of traffic proceeding in the same
3 direction. This subsection shall not apply when:

4 (1) It is necessary for the driver to follow traffic
5 control devices that direct use of a lane other than
6 the right lane; or

7 (2) The right half of a roadway is closed to traffic while
8 under construction or repair.

9 For the purposes of this section, "truck", "truck-tractor",
10 "semitrailer", and "pole trailer" shall have the same meanings
11 as in section 286-2."

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

15 SECTION 3. Statutory material to be repealed is bracketed
16 and stricken. New statutory material is underscored.

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

18

INTRODUCED BY: Clarence K. Mishkin

Will Eyer
[Signature]

Report Title:

Statewide Traffic Code; Driving on Right Side of Roadway; Large Trucks

Description:

Prohibits large trucks from being driven in the far left lane of any roadway having three or more lanes of traffic proceeding in the same direction.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

