
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-32, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

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

10 (1) Green indication:

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



1 A turning vehicle shall yield the right-of-way to
2 a pedestrian who enters the crosswalk proceeding
3 with the signal, even if the pedestrian enters
4 the crosswalk after the vehicle has begun its
5 turn.

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

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

22 (2) Steady yellow indication:



1 (A) Vehicular traffic facing a steady yellow signal
2 is thereby warned that the related green movement
3 is being terminated or that a red indication will
4 be exhibited immediately thereafter when
5 vehicular traffic shall not enter the
6 intersection.

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

14 (3) Steady red indication:

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



- 1 (B) The driver of a vehicle which is stopped in
2 obedience to a steady red indication may make a
3 right turn but shall yield the right-of-way to
4 pedestrians and other traffic proceeding as
5 directed by the signal at said intersection[~~7~~
6 except that counties by ordinance may prohibit
7 any such right turn against a steady red
8 indication, which ordinance shall be effective
9 when a sign is erected at such intersection
10 giving notice thereof]. If the signal changes to
11 green after the driver initiates the turn but
12 before the vehicle enters the crosswalk, the
13 driver shall yield the right-of-way to
14 pedestrians who enter the crosswalk proceeding
15 with the change of signal. Counties may enact
16 ordinances to prohibit any right turn against a
17 steady red indication, which ordinance shall be
18 effective when a sign is erected at the
19 intersection giving notice thereof.
- 20 (C) The driver of a vehicle on a one-way street which
21 intersects another one-way street on which
22 traffic moves to the left shall stop in obedience



1 to a steady red indication but may then make a
2 left turn into said one-way street, but shall
3 yield right-of-way to pedestrians, proceeding as
4 directed by the signal at said intersection
5 ~~[except that counties by ordinance may prohibit~~
6 ~~any such left turn as above described which~~
7 ~~ordinance shall be effective when a sign is~~
8 ~~erected at such intersection giving notice~~
9 ~~thereof].~~ If the signal changes to green after
10 the driver initiated the turn but before the
11 vehicle enters the crosswalk, the driver shall
12 yield the right-of-way to pedestrians who enter
13 the crosswalk proceeding with the change of
14 signal. Counties may enact ordinances to
15 prohibit any left turn against a steady red
16 indication, which ordinance shall be effective
17 when a sign is erected at the intersection giving
18 notice thereof.

19 (D) Unless otherwise directed by a pedestrian-control
20 signal as provided in section 291C-33,
21 pedestrians facing a steady red signal alone
22 shall not enter the roadway."



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

4 SECTION 3. Statutory material to be repealed is bracketed
5 and stricken. New statutory material is underscored.

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

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INTRODUCED BY: *Kal Hood*

JAN 21 2009



Report Title:

Traffic Code; Pedestrians' Right-of-Way

Description:

Requires turning driver to yield right-of-way to pedestrian in a crosswalk even if the pedestrian enters the crosswalk after the vehicle begins its turn.

