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# 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."



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:

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**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.

