
A BILL FOR AN ACT

RELATING TO BICYCLE SAFETY.

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

1 SECTION 1. Section 291C-148, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§291C-148 Driving upon sidewalk.** (a) Except as provided
4 in subsection (b), no person shall drive any vehicle upon a
5 sidewalk or sidewalk area except upon a permanent or authorized
6 temporary driveway.

7 (b) Unless otherwise prohibited, a bicycle may be driven
8 at a speed of ten miles per hour or less on a sidewalk or
9 sidewalk area; provided that the driver of the bicycle shall
10 yield the right-of-way to any pedestrian and that bicycle riding
11 shall be prohibited on sidewalks in business districts.

12 (c) When traveling on any sidewalk or sidewalk area, the
13 driver of a bicycle shall provide an audible warning by bell,
14 horn, or otherwise, when overtaking a pedestrian, whether
15 approaching the pedestrian from in front or behind.

16 [~~(e)~~] (d) This section shall not be construed as
17 preempting the director of transportation's or counties'
18 authority to control parking on sidewalks under section 291C-



1 114. Nor shall this section be construed as prohibiting the
2 director or a county from authorizing parking on sidewalks when
3 the authorization is [~~promulgated~~] adopted in accordance with
4 section 291C-114."

5 SECTION 2. Statutory material to be repealed is bracketed
6 and stricken. New statutory material is underscored.

7 SECTION 3. This Act shall take effect upon its approval.

8

INTRODUCED BY:

Karl Rhoads

JAN 19 2011



Report Title:

Bicycle Safety; Sidewalks; Overtaking Pedestrians; Warning

Description:

Requires the operator of a bicycle on any sidewalk or sidewalk area to make an audible warning when overtaking a pedestrian.

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