
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-128, Hawaii Revised Statutes, is
2 amended to read as follows:

3 " ~~[+]§291C-128[+]~~ Following or passing stationary emergency
4 vehicle [prohibited]. (a) The driver of any vehicle other than
5 one on official business shall not follow any emergency vehicle
6 traveling in response to an emergency closer than five hundred
7 feet or drive or park such vehicle within five hundred feet of
8 where the emergency vehicle has stopped in answer to a fire
9 alarm.

10 (b) On approaching a stationary emergency vehicle using
11 visual signals, a driver who is passing the stationary emergency
12 vehicle, unless otherwise directed by a police officer or person
13 of authority, shall:

14 (1) Vacate the lane closest to the stationary emergency
15 vehicle when driving on a highway with two or more
16 lanes traveling in the direction of the stationary
17 emergency vehicle and continue traveling in that lane
18 until safely clear of the stationary emergency



1 vehicle; provided that the driver is able to execute
2 the lane change safely before reaching the stationary
3 emergency vehicle and without interfering with any
4 vehicular traffic; or

5 (2) Slow to a speed not to exceed:

6 (A) Twenty miles per hour less than the posted speed
7 limit when the posted speed limit is twenty-five
8 miles per hour or more; provided that before
9 reaching the stationary emergency vehicle the
10 driver may reduce the speed of the vehicle safely
11 and without interfering with any vehicular
12 traffic; or

13 (B) Five miles per hour when the posted speed limit
14 is less than twenty-five miles per hour; provided
15 that before reaching the stationary emergency
16 vehicle the driver may reduce the speed of the
17 vehicle safely and without interfering with any
18 vehicular traffic.

19 Any person who violates this subsection shall be guilty of
20 a petty misdemeanor.

21 As used in this subsection, "emergency vehicle" means a
22 police or fire department vehicle, ambulance, or a tow truck."



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 Statutory material to be repealed is bracketed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.



Report Title:

Emergency Vehicles; Traffic Safety; Passing; Vacate Lane; Reduce Speed

Description:

Requires motorists when passing a stationary authorized emergency vehicle on a highway to vacate the lane closest to the stationary authorized emergency vehicle or reduce driving speed until safely clear of the stationary authorized emergency vehicle. (HB2030 HD1)

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