

JAN 20 2012

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# A BILL FOR AN ACT

RELATING TO TRAFFIC.

**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~~] Notwithstanding a provision in  
5 subsection (d) to the contrary, upon all roadways of sufficient  
6 width a vehicle shall be driven upon the right half of the  
7 roadway, except as follows:

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

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

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



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

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

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



1        (d) No pole tractor, semitrailer, tractor-semitrailer  
2 combination, truck, truck-tractor, or truck-trailer combination  
3 having a gross vehicle weight rating of more than ten thousand  
4 pounds shall be driven in the far left lane of any roadway  
5 having three or more lanes of moving traffic proceeding in the  
6 same direction; provided that this subsection shall not apply:

7        (1) To mass transit vehicles using a zipper lane or a high  
8 occupancy vehicle lane, as defined in section  
9 291C-221;

10       (2) To an emergency vehicle as defined in section  
11 291-11.6;

12       (3) To any motor vehicle with a gross vehicle weight  
13 rating of more than ten thousand pounds that is using  
14 the left lane to execute a left turn or to pass a  
15 vehicle that is stalled or stopped;

16       (4) When it is necessary for the driver to follow traffic  
17 control devices that direct use of a lane other than  
18 the right lane; or

19       (5) When the right half of a roadway is closed to traffic  
20 while under construction or repair.

21       (e) For the purposes of this section, "mass transit  
22 vehicle" shall have the same meaning as in section 291-11.6.



1 "Pole tractor", "semitrailer", "tractor-semitrailer  
2 combination", "truck", "truck-tractor", and "truck-trailer  
3 combination" shall have the same meanings as in section 286-2."

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

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

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INTRODUCED BY:

  
  




**Report Title:**

Statewide Traffic Code; Large Trucks; Traffic Safety; Roads and Highways

**Description:**

Prohibits motor vehicles with a gross vehicle weight rating of more than ten thousand pounds from being driven in the far left lane of any roadway having three or more lanes of traffic proceeding in the same direction, except in certain circumstances.

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

