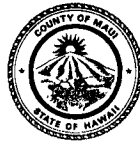


Council Chair
Danny A. Mateo

Vice-Chair
Joseph Pontanilla

Council Members
Gladys C. Baisa
Robert Carroll
Elle Cochran
Donald G. Couch, Jr.
G. Riki Hokama
Michael P. Victorino
Mike White

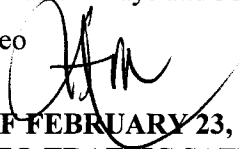


Director of Council Services
Ken Fukuoka

COUNTY COUNCIL
COUNTY OF MAUI
200 S. HIGH STREET
WAILUKU, MAUI, HAWAII 96793
www.mauicounty.gov/council

February 17, 2012

TO: The Honorable David Y. Ige, Chair
Senate Committee on Ways and Means

FROM: Danny A. Mateo
Council Chair 

SUBJECT: **HEARING OF FEBRUARY 23, 2012; TESTIMONY IN SUPPORT OF SB 2045,
RELATING TO TRAFFIC SAFETY**

Thank you for the opportunity to testify in support of this important measure. The purpose of this measure is to prohibit moped drivers from using bicycle paths wherever bicycle lanes are provided.

This measure is in the Maui County's Legislative Package; therefore, I offer this testimony on behalf of the Maui County Council.

The County Council supports this measure for the following reasons:

1. Section 291C-197(a), Hawaii Revised Statutes ("HRS"), currently requires moped drivers to use bicycle lanes wherever they are provided on the roadway. HRS Section 291C-123(a) allows moped drivers to use bicycle lanes *or* bicycle paths, with certain exceptions, but does not specifically address the circumstance where both a bicycle lane *and* a bicycle path are provided.
2. A bicycle path, in contrast to a bicycle lane, is physically separate from the roadway. A bicycle path is primarily intended to provide a safe venue for pedestrians and bicyclists. Thus, when moped users have the option of using a bicycle lane, they should be required to do so, leaving the bicycle path free for the exclusive use of pedestrians and bicyclists.
3. The Maui County Department of Police has indicated it is unclear whether officers have the authority to cite moped drivers using bicycle paths when bicycle lanes are available. Enactment of State legislation prohibiting moped drivers from using bicycle paths wherever bicycle lanes are provided will supply needed clarification. This will also enhance the safety and welfare of pedestrians and bicyclists on bicycle paths by preventing potentially hazardous interactions between mopeds and such users. Moped users will be able to continue to use bicycle paths where bicycle lanes are not an option.

For the foregoing reasons, the Maui County Council supports this measure.

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: bossfrog@maui.net
Subject: Testimony for SB2045 on 2/23/2012 9:00:00 AM
Date: Monday, February 20, 2012 8:58:31 AM
Attachments: [BIKE TESTIMONY.rtf](#)

Testimony for WAM 2/23/2012 9:00:00 AM SB2045

Conference room: 211
Testifier position: Oppose
Testifier will be present: No
Submitted by: Phil Kasper
Organization: Boss Frog's Dive & Surf
E-mail: bossfrog@maui.net
Submitted on: 2/20/2012

Comments:

TESTIMONY IN OPPOSITION

We strongly oppose this bill for the safety of bicyclists and pedestrians.

Phil Kasper

Maui Bicycle Alliance

Keeping Maui on the Right Path!

Transmittal Cover Sheet:

FROM:

Walter Enomoto, President
Maui Bicycle Alliance
293 S. Mokapu St.
Kahului, HI 96732

Email: bikeguy@hawaiiantel.net
Phone: 808-877-5947

TO: Senate Ways and Means Committee

DATE: Hearing Thursday, February 23, 2012. 9:00am

RE: Senate Bill 2045 RELATING TO TRAFFIC SAFETY

(17) Copies Needed.

Maui Bicycle Alliance

Keeping Maui on the Right Path!

The Honorable David Y. Ige, Chair
Senate Ways and Means Committee
415 South Beretania St.
Honolulu, HI 96813

RE: SB2045. RELATING TO TRAFFIC SAFETY. IN OPPOSITION TO CURRENT BILL LANGUAGE.

Aloha Senator Ige,

The Maui Bicycle Alliance is a grassroots bicycling advocacy organization committed to improving conditions for bicycling in Maui County. We promote bicycling and advocate bicycle use in Maui County for health, recreation, sport and transportation purposes.

I am writing to ask for your support to either amend or defer the current version of SB2045, *Relating to Traffic Safety* to be heard in the Senate Ways and Means Committee on Thursday, February 23, 2012.

The Mokulele Bikepath located between Kahului and Kihei is the only bikepath that is overseen by the HDOT Highways in Maui County. Since 2007 and the opening the highway and bikepath, we have had numerous issues with these faster moving mopeds versus other bikepath users who actively utilize his facility.

Maui County has banned the use of mopeds along their bikepath facilities to increase the safety for all bikepath users. We had hoped that this measure would do the same so that it is consistent with current County of Maui ordinances

The current bill as written will **FORCE** moped drivers to use the Mokulele Bikepath as there are no "Bike Lanes" (only improved shoulders or bike routes) located next to the Mokulele Bikepath.

From the current language of SB2045 (emphasis in red and bold added):

(b) No person shall drive any vehicle other than a bicycle **or moped** upon a bicycle path, except upon a permanent or authorized temporary driveway, or park any vehicle upon a bicycle path; provided that a moped driver shall be required to use a bicycle lane where available, pursuant to section 291C-197(a).

The above section of the proposed bill STILL allows mopeds to be used on bikepaths.

SECTION 3. Section 291C-197, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

Maui Bicycle Alliance

Keeping Maui on the Right Path!

"(a) Wherever bicycle lanes are provided on the roadway, moped drivers shall use such bicycle lanes[?] and shall not use bicycle paths.

If no bike lanes exist, as is the current situation along the Mokulele Highway, then this *opens the door for moped use along the Mokulele Bikepath and directly allows that which we want to avoid, potentially negative interaction between mopeds and other bikepath users.*

There is adequate space located in the wide 6-10 ft shoulder area for moped drivers to use for their transportation needs *without conflicting with other transportation users either in the vehicular travel lane or bikepath.*

Bicyclists currently use these shoulders or bike routes along other State highways without bikepath facilities. Moped drivers should SOLELY USE THESE AREAS WHERE A BIKEPATH IS PRESENT to avoid conflicting movements with vehicles or bicycle/ped users.

I have spoken with a local DOT State Highway official and they have confirmed that they would never have any reason to add "Bike Lanes", as defined, engineered and built to AASHTO Standards, located next to another bicycle facility like a "Bike Path" as it would be redundant and wasteful.

The current shoulders along the Mokulele Highway are NOT "Bike Lanes" as they fail to meet the design and engineering standards required by AASHTO and the State DOT Hwys. They are technically and legally defined as improved shoulders or bike routes.

Because of the way this bill is currently worded, mopeds would be forced to use bikepaths and would jeopardize the safety and well being of others who use this non-motorized type of facility.

We respectfully ask that you amend the language of this bill to totally ban mopeds from bikepaths altogether or defer the measure at this time.

Aloha and Mahalo,
Walter Enomoto
Maui Bicycle Alliance

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: Pandiorama@yahoo.com
Subject: Testimony for SB2045 on 2/23/2012 9:00:00 AM
Date: Saturday, February 18, 2012 6:07:34 AM

Testimony for WAM 2/23/2012 9:00:00 AM SB2045

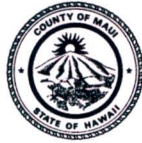
Conference room: 211
Testifier position: Support
Testifier will be present: No
Submitted by: Andrea Hamblin
Organization: Individual
E-mail: Pandiorama@yahoo.com
Submitted on: 2/18/2012

Comments:

Council Chair
Danny A. Mateo

Vice-Chair
Joseph Pontanilla

Council Members
Gladys C. Baisa
Robert Carroll
Elle Cochran
Donald G. Couch, Jr.
G. Riki Hokama
Michael P. Victorino
Mike White



Director of Council Services
Ken Fukuoka

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WAILUKU, MAUI, HAWAII 96793
www.mauicounty.gov/council

February 17, 2012

TO: Honorable David Y. Ige, Chair
Senate Committee on Ways and Means

FROM: Joseph Pontanilla, Council Vice- Chair

A handwritten signature in black ink, reading "Joseph Pontanilla", is written over the name in the "FROM:" field.

DATE: Tuesday February 23, 2012

SUBJECT: **SUPPORT OF SB 2045, RELATING TO TRAFFIC SAFETY**

Thank you for the opportunity to testify in support of this measure. I provide this testimony as an individual member of the Maui County Council.

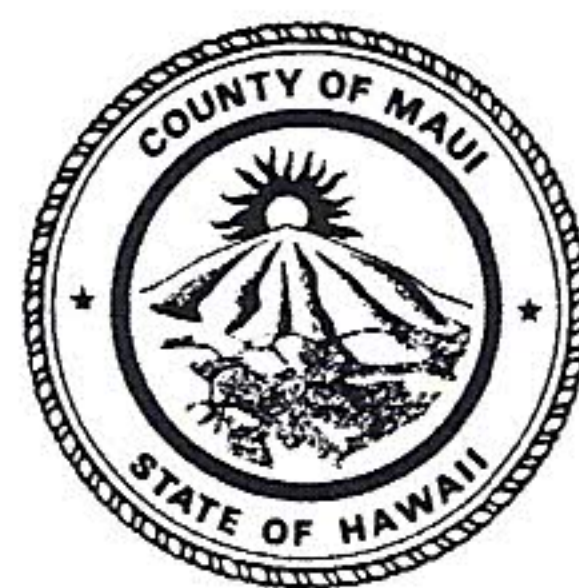
I **support SB 2045** for the reasons cited in testimony submitted by Maui County Council Chair Danny A. Mateo and urge you to support this measure.

12:02:17:kbm/JP: SB 2045

Council Chair
Danny A. Mateo

Vice-Chair
Joseph Pontanilla

Council Members
Gladys C. Baisa
Robert Carroll
Elle Cochran
Donald G. Couch, Jr.
G. Riki Hokama
Michael P. Victorino
Mike White



Director of Council Services
Ken Fukuoka

COUNTY COUNCIL
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WAILUKU, MAUI, HAWAII 96793
www.mauicounty.gov/council

February 17, 2012

TO: Honorable David Y. Ige, Chair
Senate Committee on Ways and Means

FROM: Robert Carroll
Council Member, East Maui

A handwritten signature in black ink, appearing to read "Robert Carroll", is written over the printed name.

SUBJECT: **HEARING OF FEBRUARY 23, 2012; TESTIMONY IN SUPPORT OF SB 2045 ,
RELATING TO TRAFFIC SAFETY**

I SUPPORT SB 2045 for the reasons cited in testimony submitted by the Maui County Council Chair Danny Mateo, and urge you to pass this measure.

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: giebink@gmail.com
Subject: Testimony for SB2045 on 2/23/2012 9:00:00 AM
Date: Tuesday, February 21, 2012 9:28:04 AM

Testimony for WAM 2/23/2012 9:00:00 AM SB2045

Conference room: 211
Testifier position: Oppose
Testifier will be present: No
Submitted by: Bill Giebink
Organization: Individual
E-mail: giebink@gmail.com
Submitted on: 2/21/2012

Comments:

I am absolutely opposed to measure SB2045 because it will force moped users to use bicycle paths. This will place them in direct conflict with bicyclists and pedestrian users. Several years ago while my daughter and I were bicycling on a designated bike path she was forced off the path by a reckless motorcyclist. We never went on the path again. Motor vehicles such as mopeds and motorcycles belong with other motorized vehicles. They do not mix with bicyclists and pedestrians. Thank you for your time and attention,
Bill Giebink

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: bo@bopetty.com
Subject: Testimony for SB2045 on 2/23/2012 9:00:00 AM
Date: Monday, February 20, 2012 3:46:19 PM

Testimony for WAM 2/23/2012 9:00:00 AM SB2045

Conference room: 211
Testifier position: Oppose
Testifier will be present: No
Submitted by: Bo Petty
Organization: Individual
E-mail: bo@bopetty.com
Submitted on: 2/20/2012

Comments:

I am afraid of mixing pedestrians, bicycles and mopeds on the same "Bike" trails. Bicyclists typically do not travel above 15 or 20 miles an hour on most days. They have more time to avoid pedestrians when they are present. Perhaps bicycles and pedestrians are a safer mix.

Mopeds on bike trails are dangerous. I have witnessed mopeds traveling above 30 and 40 mph. They can and do come upon bicyclists and pedestrians with surprising suddenness. A bicyclist may be trying to avoid a pedestrian and unknowingly swerve into the path of a motorized vehicle rapidly approaching from behind. This can create situations where severe injury can occur. "Bike" trails should be used by "slow" moving, non-motorized vehicles, giving cyclists the incentive to commute under "sustainable" power in "safe" conditions away from much higher speed, motorized vehicles.

Please change the wording in this measure to remove mopeds from bike trails or remove this measure.

Thank you.

SB4025

I am opposed to the SB4025 in its current language. The purpose of this bill is to get the mopeds off the bike paths. I ride the Mokulele Hwy 2 times a day 5 days a week. At least 1-2 times a week I am run off the path by a moped. It states on the sign on the path no motorized vehicles yet you have mopeds on it.

This is unsafe for the very public the trail was intended for. It makes no sense to put language into this bill that would allow mopeds on this path for any reason. It makes no sense at all to allow them to ride on any bike lane. You would have to be blind to not see the un safe practices of mopeds while using the bike lanes. They only use them to pass cars on the right. They use them to get ahead of traffic then back onto the street. How many bike/moped accidents need to happen before Hawaii will force mopeds to be treated just like a motor cycle?

As long as any language is in this bill that allows mopeds on any bike paths I am opposed to it.

Mahalo

Bob Bouillon

(808)446-2126

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: dcohen@maui.net
Subject: Testimony for SB2045 on 2/23/2012 9:00:00 AM
Date: Monday, February 20, 2012 6:56:17 AM

Testimony for WAM 2/23/2012 9:00:00 AM SB2045

Conference room: 211
Testifier position: Oppose
Testifier will be present: No
Submitted by: Dan Cohen
Organization: Individual
E-mail: dcohen@maui.net
Submitted on: 2/20/2012

Comments:

Please DO NOT pass this bill allowing mopeds (MOTOR VEHICLE) on bike paths. This is wrong, wrong, wrong.

I am registered to vote and have voted in every election in my district since 1973. This is a "voting" issue for me and I cannot support anyone who votes for this bill as written.

Thank you.

Dan Cohen

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: daveboote@hawaii.rr.com
Subject: Testimony for SB2045 on 2/23/2012 9:00:00 AM
Date: Monday, February 20, 2012 7:18:21 PM

Testimony for WAM 2/23/2012 9:00:00 AM SB2045

Conference room: 211
Testifier position: Oppose
Testifier will be present: No
Submitted by: David Boote
Organization: Individual
E-mail: daveboote@hawaii.rr.com
Submitted on: 2/20/2012

Comments:

Please, Please, Please oppose this bill. We finally got a bike path on Maui and now Mopeds are suppose to use it???????????????? No motorized vehicle please.

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: dkscibor@aol.com
Subject: Testimony for SB2045 on 2/23/2012 9:00:00 AM
Date: Tuesday, February 21, 2012 9:14:09 AM

Testimony for WAM 2/23/2012 9:00:00 AM SB2045

Conference room: 211
Testifier position: Oppose
Testifier will be present: No
Submitted by: David Scibor
Organization: Individual
E-mail: dkscibor@aol.com
Submitted on: 2/21/2012

Comments:

Keep our cyclists and runners safe. Do not allow mopeds on the Mokulele bike path!

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: superdave.temple@gmail.com
Subject: Testimony for SB2045 on 2/23/2012 9:00:00 AM
Date: Monday, February 20, 2012 7:37:11 AM

Testimony for WAM 2/23/2012 9:00:00 AM SB2045

Conference room: 211
Testifier position: Oppose
Testifier will be present: No
Submitted by: David Temple
Organization: Individual
E-mail: superdave.temple@gmail.com
Submitted on: 2/20/2012

Comments:

PLEASE PLEASE PLEASE do not pass this bill unamended. We can not allow mopeds on the Mokulele Bike Path. To allow mopeds, bicyclists and pedestrians to share the same space is a disaster waiting to happen. Mopeds going 30 mph should NEVER be utilizing the same space as pedestrians. If you disagree, I recommend you try it as a pedestrian or cyclist.

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: dibrandy@hawaii.rr.com
Subject: Testimony for SB2045 on 2/23/2012 9:00:00 AM
Date: Monday, February 20, 2012 8:20:05 AM

Testimony for WAM 2/23/2012 9:00:00 AM SB2045

Conference room: 211
Testifier position: Oppose
Testifier will be present: No
Submitted by: Donald Brandeburg
Organization: Individual
E-mail: dibrandy@hawaii.rr.com
Submitted on: 2/20/2012

Comments:

Kill this bill or ammend as the Maui Bicycle Alliance has suggested. This bill, as currently written, jeopardizes the safety of bicycle riders. Mopeds should not be on bicycle paths!!!
Donald Brandeburg

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: scottspalapa@yahoo.com
Subject: Testimony for SB2045 on 2/23/2012 9:00:00 AM
Date: Monday, February 20, 2012 8:16:00 AM

Testimony for WAM 2/23/2012 9:00:00 AM SB2045

Conference room: 211
Testifier position: Oppose
Testifier will be present: No
Submitted by: Ernest Jepson
Organization: Individual
E-mail: scottspalapa@yahoo.com
Submitted on: 2/20/2012

Comments:

Please do not mix MOPEDS and Bicycles on bike paths. Mopeds are motor vehicles which are moving to fast for bicycles and pedestrians to mix well with

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: fhsands@me.com
Subject: Testimony for SB2045 on 2/23/2012 9:00:00 AM
Date: Monday, February 20, 2012 8:20:12 AM

Testimony for WAM 2/23/2012 9:00:00 AM SB2045

Conference room: 211
Testifier position: Oppose
Testifier will be present: No
Submitted by: Fredrick Sands
Organization: Individual
E-mail: fhsands@me.com
Submitted on: 2/20/2012

Comments:

I oppose mopeds and other motorized vehicles on bike paths. I ride to work nearly everyday . There is enough congestion with pedestrians, skaters and bicyclists. There is the wide shoulder lane on Mokulele that works well for Mopeds. Thank you for considering my testimony

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: goldmanh001@hawaii.rr.com
Subject: Testimony for SB2045 on 2/23/2012 9:00:00 AM
Date: Tuesday, February 21, 2012 6:35:25 AM

Testimony for WAM 2/23/2012 9:00:00 AM SB2045

Conference room: 211
Testifier position: Oppose
Testifier will be present: No
Submitted by: Herman Goldman
Organization: Individual
E-mail: goldmanh001@hawaii.rr.com
Submitted on: 2/21/2012

Comments:

Please amend this bill to the wording proposed by the Maui Bicycle Alliance. Failure to do this will lead to mopeds on the greenways, which is the opposite of what is needed. The injuries of pedestrians and/or cyclists that will result from the current wording are unacceptable. Mopeds must not be allowed on the greenways.

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: kathy@shipwreckmaui.com
Subject: Testimony for SB2045 on 2/23/2012 9:00:00 AM
Date: Tuesday, February 21, 2012 9:30:54 AM

Testimony for WAM 2/23/2012 9:00:00 AM SB2045

Conference room: 211
Testifier position: Oppose
Testifier will be present: No
Submitted by: Kathy Shipman
Organization: Individual
E-mail: kathy@shipwreckmaui.com
Submitted on: 2/21/2012

Comments:

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: mac.junk@hotmail.com
Subject: Testimony for SB2045 on 2/23/2012 9:00:00 AM
Date: Tuesday, February 21, 2012 8:54:54 AM

Testimony for WAM 2/23/2012 9:00:00 AM SB2045

Conference room: 211
Testifier position: Oppose
Testifier will be present: No
Submitted by: Meleana Zice
Organization:
E-mail: mac.junk@hotmail.com
Submitted on: 2/21/2012

Comments:

Seriously, motor vehicles (mopeds) and mothers pushing baby carriages on the same bike/pedestrian path? You've got to joking!!! I rest my case.

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: mike@proactech.com
Subject: Testimony for SB2045 on 2/23/2012 9:00:00 AM
Date: Monday, February 20, 2012 7:48:30 AM

Testimony for WAM 2/23/2012 9:00:00 AM SB2045

Conference room: 211
Testifier position: Oppose
Testifier will be present: No
Submitted by: Michael Gibbons
Organization: Individual
E-mail: mike@proactech.com
Submitted on: 2/20/2012

Comments:

This bill mandates that mopeds use bicycle paths. This should never be allowed as powered and unpowered vehicles do not mix well. Mopeds on bike paths are a menace to bike riders and pedestrians also using the path. Mopeds are similar to motor cycles and should use roadways not bicycle paths.

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: sandramai@aol.com
Subject: Testimony for SB2045 on 2/23/2012 9:00:00 AM
Date: Tuesday, February 21, 2012 9:55:16 PM

Testimony for WAM 2/23/2012 9:00:00 AM SB2045

Conference room: 211
Testifier position: Oppose
Testifier will be present: No
Submitted by: Sandra McGuinness
Organization: Nutrition & Phys Activity Coalition of Maui County
E-mail: sandramai@aol.com
Submitted on: 2/21/2012

Comments:

Aloha mai kakou, The Nutrition & Physical Activity Coalition (NPAC) of Maui County opposes the passage of SB2045 because, as written, will mix motorized vehicles (mopeds) with pedestrians and bicyclists. Last Wednesday NPAC, in collaboration with Kaunoa Senior Center, held a walk along the North Shore Greenway. There were approximately 70 participants, most of them seniors, and we were leisurely enjoying the walk from Kaunoa toward the airport on the paved bike path. I heard a "beep beep beep" from behind, and much to my dismay, it was a moped driver telling us to pull over so he could use the pedestrian and bicycle path! I indicated to him he shouldn't be on the path but he just whizzed past us on his way toward Kahului. Motorized vehicles should not be allowed on bike and pedestrian paths, and this bill, as written, would require moped drivers to use bike paths instead of shoulders of roads. As NPAC is working toward encouraging our Maui residents to be more physically active, we need to advocate for safe conditions. Please do not pass this bill as written.

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: sue@kauaibeach.com
Subject: Testimony for SB2045 on 2/23/2012 9:00:00 AM
Date: Sunday, February 19, 2012 5:32:06 PM

Testimony for WAM 2/23/2012 9:00:00 AM SB2045

Conference room: 211
Testifier position: Oppose
Testifier will be present: No
Submitted by: Sue Scott
Organization: Individual
E-mail: sue@kauaibeach.com
Submitted on: 2/19/2012

Comments:

Here on Kauai we have a wonderful bike path heavily used by walkers and bicyclist and mothers with strollers. I feel that allowing mopeds on the path would endanger the current users.

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: brandenburg@hawaii.rr.com
Subject: Testimony for SB2045 on 2/23/2012 9:00:00 AM
Date: Monday, February 20, 2012 8:16:17 AM

Testimony for WAM 2/23/2012 9:00:00 AM SB2045

Conference room: 211
Testifier position: Oppose
Testifier will be present: No
Submitted by: Tama Brandenburg
Organization: Individual
E-mail: brandenburg@hawaii.rr.com
Submitted on: 2/20/2012

Comments:

Kill this bill or ammend as the Maui Bicycle alliance has suggested for the safety of bicycle riders!!!
Please do not put us in harm's way.

Tama Brandenburg

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: teri@seatrill.com
Subject: Testimony for SB2045 on 2/23/2012 9:00:00 AM
Date: Monday, February 20, 2012 8:27:43 AM

Testimony for WAM 2/23/2012 9:00:00 AM SB2045

Conference room: 211
Testifier position: Oppose
Testifier will be present: No
Submitted by: teri kolder
Organization: Individual
E-mail: teri@seatrill.com
Submitted on: 2/20/2012

Comments:

TO: Members of the Committee on Ways and Means

FROM: Natalie Iwasa, aka Bike Mom
808-395-3233

HEARING: 9 a.m. Thursday, February 23, 2012

SUBJECT: SB 2045 Traffic Safety – No Mopeds in Bike Paths (**Amendments Requested**)

Aloha Chair and Committee Members,

Thank you for allowing me to provide testimony on SB 2045 which would prohibit mopeds from using bike paths in certain situations. Bike paths are often also used by pedestrians, skateboarders and other users who appreciate the fact that the paths are separate from roadways and motorized traffic. Sometimes these paths are narrow, such as the Malaekahana Bike Path in Laie, which is eight feet wide, and the new path behind the Alapai Transit Station, which is only ten feet wide. Neither of these paths meets federal guidelines for width for their expected usage levels, although it is noted that the path in Laie is on private property.¹

Mopeds should not be allowed on shared-use or bicycle paths because of the conflict they create with those going much slower, as noted in the TIA's committee report. Please therefore change the bill as noted, or hold it in committee.

Recommended Changes for Mopeds in Bike Paths

On page 1, line 9, please remove "or moped."

On page 3, line 2, please keep the period after "lanes," delete "and" and insert "Mopeds," so that the line reads "drivers shall use such bicycle lanes. Mopeds shall not use bicycle . . ." This change will emphasize the fact that moped drivers should not be on bike paths.

Recommended Change for Mopeds in Bike Lanes

Currently moped drivers are required to use bike lanes if present. This causes conflict with bicyclists who are also in the bike lane, especially when traffic is heavy, and moped drivers have a difficult time getting in the regular travel lane to pass. Therefore, please also consider adding language that would allow moped drivers to use the traffic lane when they are traveling the speed limit or the speed of traffic. This change would apply to page 1, lines 5 and 12, and page 3 line 2.

¹ According to the U.S. Department of Transportation, Federal Highway Administration, shared use paths should be ten feet wide with two feet of graded area on each side of the path. (A minimum of eight feet may be used when paths have limited use.) When usage of the path is expected to be heavy, however, such as in the downtown area, the recommended width is 12 to 14 feet with 2 feet of graded area on each side. The guidelines are available at <http://www.fhwa.dot.gov/environment/sidewalk2/sidewalks214.htm>.