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## 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~~] operate any vehicle  
5 upon a sidewalk or sidewalk area except upon a permanent or  
6 authorized temporary driveway.

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

13           (c) The operator of a bicycle shall provide an audible  
14 warning by bell, horn, or other sound emitting mechanism, when  
15 approaching and overtaking a pedestrian, whether from the front  
16 of or from behind the pedestrian, on a sidewalk or sidewalk  
17 area.



1        [~~e~~] (d) This section shall not be construed as  
 2 preempting the authority of the director of [transportation's or  
 3 counties' authority] transportation or the counties to control  
 4 parking on sidewalks under section 291C-114. Nor shall this  
 5 section be construed as prohibiting the director or a county  
 6 from authorizing parking on sidewalks when the authorization is  
 7 [~~promulgated~~] adopted in accordance with section 291C-114."

8        SECTION 2. Statutory material to be repealed is bracketed  
 9 and stricken. New statutory material is underscored.

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

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INTRODUCED BY: \_\_\_\_\_

*Karl Abrock*

JAN 17 2013



# H.B. NO. 89

**Report Title:**

Bicycle Safety; Sidewalks; Pedestrians; Warning Sound

**Description:**

Requires the operator of a bicycle to provide an audible warning by bell, horn, or other sound emitting mechanism when approaching and overtaking a pedestrian on a sidewalk or sidewalk area.

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

