



EXECUTIVE CHAMBERS  
HONOLULU

NEIL ABERCROMBIE  
GOVERNOR

June 20, 2014

**GOV. MSG. NO. 1221**

The Honorable Donna Mercado Kim,  
President  
and Members of the Senate  
Twenty-Seventh State Legislature  
State Capitol, Room 409  
Honolulu, Hawaii 96813

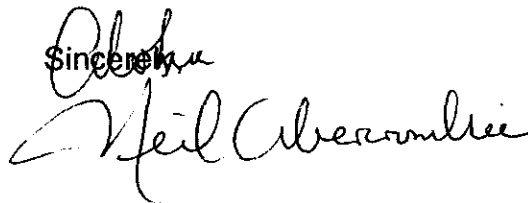
The Honorable Joseph M. Souki,  
Speaker and Members of the  
House of Representatives  
Twenty-Seventh State Legislature  
State Capitol, Room 431  
Honolulu, Hawaii 96813

Dear President Kim, Speaker Souki, and Members of the Legislature:

This is to inform you that on June 20, 2014, the following bill was signed into law:

HB1706 HD1 SD1 CD1

RELATING TO ILLEGAL PARKING UPON  
BIKEWAYS  
**ACT 120 (14)**

Sincerely,  


NEIL ABERCROMBIE  
Governor, State of Hawaii

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## A BILL FOR AN ACT

RELATING TO ILLEGAL PARKING UPON BIKEWAYS.

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

1           SECTION 1. Pursuant to section 291C-123(a), Hawaii Revised  
2 Statutes, subject to enumerated exceptions, "[n]o person shall  
3 drive any vehicle other than a bicycle or moped upon a bicycle  
4 lane or bicycle path, except upon a permanent or authorized  
5 temporary driveway, or park any vehicle upon a bicycle lane or  
6 bicycle path." Illegal driving or more frequently, parking upon  
7 bicycle lanes and bicycle paths, is a persistent problem in the  
8 State. Although the maximum fine for a parking violation under  
9 section 291C-123(b) is \$500, ticketing officers typically impose  
10 only a minimum fine of \$35. This \$35 minimum fine is typically  
11 paid by the offending individual via return mail and a higher  
12 fine is rarely imposed by a court of law for any repeat  
13 offenses.

14           As the counties move towards greater implementation of a  
15 robust network of bicycle lanes and bicycle paths, with a  
16 greater emphasis on alternative forms of travel, the current  
17 minimum fine of \$35 has proven insufficient to deter motorists  
18 from obstructing bicycle lanes and bicycle paths. Obstruction



1 of bicycle lanes and bicycle paths by motorists is a real and  
2 present danger and poses a safety hazard to bicyclists and to  
3 neighborhoods.

4 Accordingly, the purpose of this Act is to deter illegal  
5 parking on bicycle lanes and bicycle paths by setting a non-  
6 discretionary fine for the offense of parking a vehicle on a  
7 bicycle lane or bicycle path.

8 SECTION 2. Section 291C-123, Hawaii Revised Statutes, is  
9 amended by amending subsection (b) to read as follows:

10 "(b) Any person violating the parking prohibition in  
11 subsection (a) shall be fined [~~not more than \$500.~~] \$200. Fines  
12 collected pursuant to this section shall be deposited into the  
13 state highway fund."

14 SECTION 3. This Act does not affect rights and duties that  
15 matured, penalties that were incurred, and proceedings that were  
16 begun before its effective date.

17 SECTION 4. Statutory material to be repealed is bracketed  
18 and stricken. New statutory material is underscored.

19 SECTION 5. This Act shall take effect on July 1, 2014.

APPROVED this 20 day of JUN, 2014



GOVERNOR OF THE STATE OF HAWAII

