
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, "no 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. While the maximum fine under section 291C-3(b) is \$500
9 for any vehicle that drives or parks on a bicycle lane or
10 pathway that is not within one of the enumerated exceptions, the
11 minimum fine of \$35 is usually ticketed by an enforcing officer.
12 This \$35 minimum fine is typically paid by the offending
13 individual via return mail and a higher fine is rarely imposed
14 by a court of law for any repeat offenses.

15 As the counties move towards greater implementation of a
16 robust network of bicycle lanes and bicycle paths, with a
17 greater emphasis on alternative forms of travel, the current
18 minimum fine of \$35 for driving or parking upon bicycle lanes



1 and bicycle paths has proven insufficient to deter motorists
 2 from obstructing bicycle lanes and bicycle paths. Obstruction
 3 of bicycle lanes and bicycle paths by motorists is a real and
 4 present danger and poses a safety hazard to bicyclists and to
 5 neighborhoods. Accordingly, the purpose of this act is to deter
 6 illegal parking upon bicycle lanes and bicycle paths by
 7 increasing the minimum fine for those respective offenses.



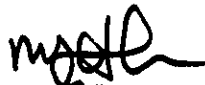



8 SECTION 2. Section 291C-123, Hawaii Revised Statutes, is
 9 amended by amending subsection (b) to read as follows:

10 "(b) Any person violating the parking prohibition in
 11 subsection (a) shall be fined not less than \$100 but not more
 12 than \$500."

13 SECTION 3. New statutory material is underscored.

14 SECTION 4. This Act shall take effect upon its approval.
 15

INTRODUCED BY:



H.B. NO. 1706

Report Title:

Parking a Vehicle on a Bicycle Lane or Pathway; Minimum Fine

Description:

Sets a minimum fine of \$100 for driving or parking a vehicle on a bicycle lane or pathway.

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