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## A BILL FOR AN ACT

RELATING TO ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICES.

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

1           SECTION 1. The legislature finds that sidewalks are  
2 becoming more dangerous because of the increasing prevalence of  
3 electric vehicles on them. Use of certain types of vehicles on  
4 sidewalks is already regulated in business districts and a  
5 similar restriction is appropriate with regard to electric  
6 vehicles.

7           The purpose of this Act is to prohibit the use of electric  
8 personal assistive mobility devices on sidewalks in business  
9 districts, except when being used by a police officer or person  
10 with a disability.

11           SECTION 2. Section 291C-134.5, Hawaii Revised Statutes, is  
12 amended to read as follows:

13           "**§291C-134.5 Electric personal assistive mobility devices;**  
14 **restrictions.** (a) Unless otherwise prohibited or regulated by  
15 a county ordinance, an electric personal assistive mobility  
16 device may be operated on sidewalks, at a speed no greater than  
17 eight miles per hour, and bicycle paths of the State. An  
18 electric personal assistive mobility device shall be prohibited



1 on sidewalks in business districts, except when being used by a  
2 police officer or person with a disability.

3 For the purposes of this subsection, "person with a  
4 disability" has the same meaning as in section 291-51.

5 (b) The sale of consumer models of electric personal  
6 assistive mobility devices in the State shall be limited to  
7 those models operated by a key that can set the maximum forward  
8 speed at no more than eight miles per hour.

9 ~~(b)~~ (c) An electric personal assistive mobility device  
10 operator shall be sixteen years of age or older.

11 ~~(c)~~ (d) An electric personal assistive mobility device  
12 operator on a sidewalk or bicycle path shall exercise due care  
13 to avoid colliding with, and shall yield the right-of-way to,  
14 persons traveling on foot and those using mobility aids.

15 ~~(d)~~ (e) An electric personal assistive mobility device  
16 operator shall give an audible signal before overtaking and  
17 passing any pedestrian.

18 ~~(e)~~ (f) An electric personal assistive mobility device  
19 operator shall wear or equip the electric personal assistive  
20 mobility device with reflectors and a headlamp when operating  
21 between one-half hour after sunset and one-half hour before  
22 sunrise.



# H.B. NO. 74

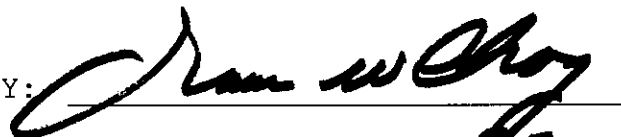

1        [~~(f)~~] (g) Any operator who operates an electric personal  
2 assistive mobility device recklessly in disregard for the safety  
3 of persons or property shall be assessed penalties as set forth  
4 in section 291C-161."

5        SECTION 3. Statutory material to be repealed is bracketed  
6 and stricken. New statutory material is underscored.

7        SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY:

  
\_\_\_\_\_  
JAN 16 2013 



# H.B. NO. 74

**Report Title:**

Electric Personal Assistive Mobility Device; Business District;  
Prohibited; Exceptions

**Description:**

Prohibits the use of electric personal assistive mobility devices on sidewalks in business districts, except when used by a police officer or person with a disability.

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

