

JAN 17 2014

A BILL FOR AN ACT

RELATING TO SEAT BELTS.

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

1 SECTION 1. Section 291-11.6, Hawaii Revised Statutes, is
2 amended by amending subsection (c) to read as follows:

3 "(c) No person shall be guilty of violating this section
4 if:

5 (1) The person is in a motor vehicle which is not required
6 to be equipped with a seat belt assembly under any
7 federal motor vehicle safety standard unless the
8 vehicle is in fact equipped with a seat belt assembly;

9 (2) The person not restrained by a seat belt assembly is
10 in a vehicle in which the number of persons exceeds
11 the number of seat belt assemblies available in the
12 vehicle or the number of seat belt assemblies
13 originally installed in the vehicle, whichever is
14 greater; provided that all available seat belt
15 assemblies are being used to restrain passengers;

16 (3) The person not restrained by a seat belt assembly has
17 a condition which prevents appropriate restraint by
18 the seat belt assembly; provided the condition is duly



1 certified by a physician or a physician assistant who
2 shall state the nature of the condition, as well as
3 the reason the restraint is inappropriate;

- 4 (4) The person [~~not restrained by a seat belt assembly~~] is
5 operating a taxicab or other motor vehicle used in
6 performing a bona fide metered taxicab service which
7 is regulated under chapter 269 or by county ordinance
8 and is restrained by a seat belt assembly but is
9 carrying passengers [~~in the vehicle~~] who are
10 unrestrained by a seat belt assembly in the course of
11 performing taxicab services; [~~or~~] provided that
12 appropriate signage in the English language is posted
13 in the passenger compartment of the vehicle notifying
14 passengers that state law requires the mandatory use
15 of seat belts; provided further that each adult
16 passenger who is unrestrained by a seat belt assembly
17 shall be subject to subsection (e); or
18 (5) Otherwise exempted by rules adopted by the department
19 of transportation pursuant to chapter 91."

20 SECTION 2. Statutory material to be repealed is bracketed
21 and stricken. New statutory material is underscored.

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

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INTRODUCED BY:

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S.B. NO. 2650

Report Title:

Seat Belts; Taxicabs

Description:

Exempts, under certain conditions, taxicab operators from the seat belt law when carrying passengers in the back seat who refuse to be restrained if appropriate signage in English is posted in the passenger compartment to notify passengers of the mandatory seat belt law. Subjects such adult passengers who refuse to be restrained to penalties.

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