
A BILL FOR AN ACT

RELATING TO TRANSPORTATION.

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

1 SECTION 1. Chapter 286, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:
4 "§286- All-terrain vehicle; utility-terrain vehicle;
5 permitted use. (a) All-terrain vehicles and utility-terrain
6 vehicles shall be operated:
7 (1) As farm equipment;
8 (2) On a street, as defined in section 291C-1, in
9 conjunction with the use of the all-terrain vehicle as
10 farm equipment; and
11 (3) By an operator who holds a current category (3)
12 driver's license under section 286-102 or a commercial
13 driver's license under part XIII;
14 provided that, while in operation, any operator and passenger of
15 an all-terrain vehicle or a utility-terrain vehicle shall wear a
16 safety helmet with a securely fastened chin strap that meets the
17 specifications and requirements established by rules adopted by
18 the director.



1 (b) For purposes of this section:

2 "All-terrain vehicle" means a motor vehicle that:

3 (1) Is designed for operation off of a highway by an
4 operator, with no more than one passenger if so
5 designed as provided in paragraph (5);

6 (2) Is fifty inches or less in width;

7 (3) Is nine hundred pounds or less of unladen weight;

8 (4) Is suspended on three or more tires;

9 (5) Has a single seat designed to be straddled by the
10 operator, or a single seat designed to be straddled by
11 the operator and a seat for not more than one
12 passenger; and

13 (6) Has handlebars for steering control.

14 "Farm equipment" refers to any kind of machinery used on a
15 farm to help with farming, including but not limited to a
16 tractor, cultivator, or plow.

17 "Utility-terrain vehicle" means a motor vehicle that:

18 (1) Is designed for operation off of a highway by an
19 operator;

20 (2) Is sixty inches or less in width;

21 (3) Is one thousand three hundred pounds or less of
22 unladen weight;



- 1 (4) Is suspended on four to six tires;
- 2 (5) Has a steering wheel for steering control;
- 3 (6) Is equipped with roll over protection;
- 4 (7) Has a single seat to accommodate one driver and one
5 passenger sitting side-by-side; and
- 6 (8) Is equipped with seat belts for driver and passenger
7 protection.
- 8 (c) Any person who violates this section shall be fined
9 \$250 for each violation."

10 SECTION 2. This Act does not affect rights and duties that
11 matured, penalties that were incurred, and proceedings that were
12 begun before its effective date.

13 SECTION 3. New statutory material is underscored.

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



Report Title:

All-terrain Vehicles; Utility-terrain Vehicles; Permitted Use

Description:

Allows all-terrain vehicles (ATV) and utility-terrain vehicles to be driven on any street if the ATV or utility-terrain vehicle is being used as farm equipment, if the operator holds a current category (3) license or a commercial driver's license, and if the operator and passengers wear safety helmets secured with a chin strap. (SD1)

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