
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, "[n]o person shall drive any vehicle other than a
3 bicycle or moped upon a bicycle lane or bicycle path, except
4 upon a permanent or authorized temporary driveway, or park any
5 vehicle upon a bicycle lane or bicycle path", subject to
6 enumerated exceptions. Illegal driving or, more frequently,
7 parking upon bicycle lanes and bicycle paths, is a persistent
8 problem in the State. While the maximum fine under section
9 291C-123(b), Hawaii Revised Statutes, is \$500 for any person who
10 drives or parks a vehicle on a bicycle lane or pathway that is
11 not within one of the enumerated exceptions, the minimum fine of
12 \$35 is usually imposed by tickets issued by enforcing officers.
13 This \$35 minimum fine is typically paid by the offending
14 individual via return mail, and a higher fine is rarely imposed
15 by a court of law for any repeat offenses.

16 As the counties move towards greater implementation of a
17 robust network of bicycle lanes and bicycle paths, with a
18 greater emphasis on alternative forms of travel, the current



1 minimum fine of \$35 for driving or parking upon bicycle lanes
2 and bicycle paths has proven insufficient to deter motorists
3 from obstructing bicycle lanes and bicycle paths. Obstruction
4 of bicycle lanes and bicycle paths by motorists is a real and
5 present danger and poses a safety hazard to bicyclists and to
6 neighborhoods.

7 Accordingly, the purpose of this Act is to deter illegal
8 parking upon bicycle lanes and bicycle paths by increasing the
9 minimum fine for those respective offenses.

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

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

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

18 SECTION 4. New statutory material is underscored.

19 SECTION 5. This Act shall take effect on July 1, 2050.



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 bicycle pathway. Effective 7/1/2050. (SD2)

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

