

JAN 20 2017

A BILL FOR AN ACT

RELATING TO PICKUP TRUCKS.

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

1 SECTION 1. Section 291-14, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "~~§291-14 Pickup trucks; passenger restrictions.~~ (a) No
4 person shall stand in the bed or load-carrying area of any motor
5 vehicle commonly known as a pickup truck while the vehicle is in
6 operation. No operator of any pickup truck shall operate the
7 vehicle with a passenger seated in the bed or load-carrying area
8 of the vehicle [~~unless:~~

- 9 ~~(1) There is no seating available in the cab of the~~
10 ~~vehicle;~~
11 ~~(2) The side racks of the vehicle are securely attached~~
12 ~~and the tailboard or tailgate is securely closed;~~
13 ~~(3) Every passenger in the bed or load carrying area of~~
14 ~~the vehicle is seated on the floor and does not~~
15 ~~attempt to control unlashd cargo.~~

16 ~~(b) This section shall not apply to persons or~~
17 ~~corporations operating a business or businesses that serve the~~



1 ~~public, who or which are subject to the jurisdiction,~~
2 ~~supervision, and regulations prescribed by state agencies or~~
3 ~~departments nor to their agents or employees when engaged in the~~
4 ~~business of such persons or corporations.~~

5 ~~(e) No operator of any pickup truck may operate the~~
6 ~~vehicle with any passenger twelve years of age or under in the~~
7 ~~bed or load carrying area of the vehicle,]~~ unless one of the
8 following applies:

- 9 (1) An emergency exists that threatens the life of the
10 passenger being transported in the bed or load-
11 carrying area of the vehicle; or
12 (2) The vehicle is being operated in parades, caravans, or
13 exhibitions which are officially authorized or
14 otherwise permitted by law.

15 ~~[(d)]~~ (b) Any person who violates this section shall be
16 subject to a fine of [~~\$25~~] \$100 for each [~~violation; provided~~
17 ~~that any person who violates subsection (e) shall be subject to~~
18 ~~a fine of \$50 for each separate]~~ violation.

19 ~~[(e)]~~ (c) As used in this section, "pickup truck" means a
20 light truck that has a cab on the front part of the vehicle
21 covering the driver's seat and an open bed behind the cab



1 designed primarily to transport property or cargo, with sides
 2 and a tailgate to retain the contents within the confines of the
 3 bed, and has a maximum gross vehicle weight rating (GVWR) of
 4 11,000 pounds or less.

5 (d) This section shall be applicable to counties with
 6 populations of 600,000 or greater."

7 SECTION 2. This Act does not affect rights and duties that
 8 matured, penalties that were incurred, and proceedings that were
 9 begun before its effective date.

10 SECTION 3. Statutory material to be repealed is bracketed
 11 and stricken. New statutory material is underscored.

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

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S.B. NO. 581

Report Title:

Pickup Trucks; Passengers; Fines

Description:

Prohibits operation of a pickup truck with a passenger in the bed or load-carrying area. Increases fine. Makes applicable to counties with populations of 600,000 or greater.

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