

ACT 167

S.B. NO. 379

A Bill for an Act Relating to Traffic Violations.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. Chapter 291, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

**“§291- Pickup trucks; passenger restrictions.** (a) No person shall stand in the bed or load-carrying area of any motor vehicle commonly known as a pickup truck while the vehicle is in operation. No operator of any pickup truck shall operate the vehicle with a passenger seated in the bed or load-carrying area of the vehicle unless:

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

(b) This section shall not apply to persons or corporations operating a business or businesses that serve the public, who or which are subject to the jurisdiction, supervision, and regulations prescribed by state agencies or departments nor to their agents or employees when engaged in the business of such persons or corporations.

(c) Any person who violates this section shall be subject to a fine of \$25 for each violation but shall not be guilty of a violation for which points shall be assessed pursuant to section 286-128.”

**SECTION 2.** New statutory material is underscored.<sup>1</sup>

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

(Approved June 7, 1989.)

**Note**

1. Edited pursuant to HRS §23G-16.5.