



GOV. MSG. NO. 695

EXECUTIVE CHAMBERS

HONOLULU

LINDA LINGLE
GOVERNOR

May 28, 2009

The Honorable Colleen Hanabusa, President
and Members of the Senate
Twenty-Fifth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on May 28, 2009, the following bill was signed into law:

SB281 HD1 CD1

A BILL FOR AN ACT
RELATING TO THE STATEWIDE TRAFFIC CODE.
ACT 078 (09)

Sincerely,



LINDA LINGLE

A BILL FOR AN ACT

RELATING TO THE STATEWIDE TRAFFIC CODE.

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

1 SECTION 1. Section 291C-134.5, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) [~~An~~] Unless otherwise prohibited or regulated by a
4 county ordinance, an electric personal assistive mobility device
5 may be operated on [~~the~~] sidewalks, at a speed no greater than
6 eight miles per hour, and bicycle paths of the State. The sale
7 of consumer models of electric personal assistive mobility
8 devices in the State shall be limited to those models operated
9 by a key that can set the maximum forward speed at no more than
10 eight miles per hour."

11 SECTION 2. Section 291C-163, Hawaii Revised Statutes, is
12 amended by amending subsection (a) to read as follows:

13 "(a) This chapter shall not be deemed to prevent counties
14 with respect to streets and highways under their jurisdiction
15 from:

16 (1) Regulating or prohibiting stopping, standing, or
17 parking except as provided in section 291C-111;



- 1 (2) Regulating traffic by means of police officers or
- 2 official traffic-control devices;
- 3 (3) Regulating or prohibiting processions or assemblages
- 4 on the highways;
- 5 (4) Designating particular highways or roadways for use by
- 6 traffic moving in one direction;
- 7 (5) Establishing speed limits for vehicles in public
- 8 parks;
- 9 (6) Designating any highway as a through highway or
- 10 designating any intersection as a stop or yield
- 11 intersection;
- 12 (7) Restricting the use of highways;
- 13 (8) Regulating the operation and equipment of and
- 14 requiring the registration and inspection of bicycles,
- 15 including the requirement of a registration fee;
- 16 (9) Regulating or prohibiting the turning of vehicles or
- 17 specified types of vehicles;
- 18 (10) Altering or establishing speed limits;
- 19 (11) Requiring written accident reports;
- 20 (12) Designating no-passing zones;
- 21 (13) Prohibiting or regulating the use of controlled-access
- 22 roadways by any class or kind of traffic;



- 1 (14) Prohibiting or regulating the use of heavily traveled
2 streets by any class or kind of traffic found to be
3 incompatible with the normal and safe movement of
4 traffic;
- 5 (15) Establishing minimum speed limits;
- 6 (16) Designating hazardous railroad grade crossing;
- 7 (17) Designating and regulating traffic on play streets;
- 8 (18) Prohibiting pedestrians from crossing a roadway in a
9 business district or any designated highway except in
10 a crosswalk;
- 11 (19) Restricting pedestrian crossing at unmarked
12 crosswalks;
- 13 (20) Regulating persons propelling push carts;
- 14 (21) Regulating persons upon skates, coasters, sleds, and
15 other toy vehicles;
- 16 (22) Adopting and enforcing such temporary or experimental
17 regulations as may be necessary to cover emergencies
18 or special conditions;
- 19 (23) Adopting maximum and minimum speed limits on streets
20 and highways within their respective jurisdictions;
- 21 (24) Adopting requirements on stopping, standing, and
22 parking on streets and highways within their



1 respective jurisdictions except as provided in section
2 291C-111;

3 (25) Prohibiting or regulating electric personal assistive
4 mobility devices on sidewalks and bicycle paths; and

5 ~~[(25)]~~ (26) Adopting such other traffic regulations as are
6 specifically authorized by this chapter."

7 SECTION 3. Statutory material to be repealed is bracketed
8 and stricken. New statutory material is underscored.

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

APPROVED this 28 day of MAY , 2009


GOVERNOR OF THE STATE OF HAWAII