
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, subject to enumerated exceptions, "no person shall
3 drive any vehicle other than a bicycle or moped upon a bicycle
4 lane or bicycle path, except upon a permanent or authorized
5 temporary driveway, or park any vehicle upon a bicycle lane or
6 bicycle path." Illegal driving or more frequently, parking upon
7 bicycle lanes and bicycle paths, is a persistent problem in the
8 State. While the maximum fine for a parking violation under
9 section 291C-123(b) is \$500, a minimum fine of \$35 is typically
10 imposed by ticketing officers. This \$35 minimum fine is
11 typically paid by the offending individual via return mail and a
12 higher fine is rarely imposed by a court of law for any repeat
13 offenses.

14 As the counties move towards greater implementation of a
15 robust network of bicycle lanes and bicycle paths, with a
16 greater emphasis on alternative forms of travel, the current
17 minimum fine of \$35 has proven insufficient to deter motorists
18 from obstructing bicycle lanes and bicycle paths. Obstruction



1 of bicycle lanes and bicycle paths by motorists is a real and
2 present danger and poses a safety hazard to bicyclists and to
3 neighborhoods.

4 Accordingly, the purpose of this Act is to deter illegal
5 parking upon bicycle lanes and bicycle paths by increasing the
6 minimum fine for a violation of the offense of parking a vehicle
7 on a bicycle lane or bicycle path.

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

10 "(b) Any person violating the parking prohibition in
11 subsection (a) shall be fined not less than \$200 but not more
12 than \$500."

13 SECTION 3. New statutory material is underscored.

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



Report Title:

Parking a Vehicle on a Bicycle Lane or Pathway; Minimum Fine

Description:

Sets a minimum fine of \$200 for parking a vehicle on a bicycle lane or pathway. (HB1706 HD1)

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