
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, "[n]o 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. Although the maximum fine for a parking violation under
9 section 291C-123(b) is \$500, ticketing officers typically impose
10 only a minimum fine of \$35. This \$35 minimum fine is typically
11 paid by the offending individual via return mail and a higher
12 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 on bicycle lanes and bicycle paths by setting a non-
6 discretionary fine for the offense of parking a vehicle on a
7 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 more than \$500.~~] \$200. Fines
12 collected pursuant to this section shall be deposited into the
13 state highway fund."

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

17 SECTION 4. Statutory material to be repealed is bracketed
18 and stricken. New statutory material is underscored.

19 SECTION 5. This Act shall take effect on July 1, 2014.



Report Title:

Parking a Vehicle on a Bicycle Lane or Pathway; Fine

Description:

Sets a flat fine of \$200 for parking a vehicle on a bicycle lane or pathway. (HB1706 CD1)

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