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# A BILL FOR AN ACT

RELATING TO HIGH OCCUPANCY VEHICLE LANES.

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

1           SECTION 1. Section 291C-222, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "§291C-222 Designation of high occupancy vehicle lane.

4           (a) The director of transportation by rules adopted in  
5 accordance with chapter 91, and the counties by ordinance, may  
6 designate high occupancy vehicle lanes as to roadways under  
7 their respective jurisdictions.

8           (b) Signs and other official traffic-control devices that  
9 designate high occupancy vehicle lanes shall be placed and  
10 maintained to advise drivers of the high occupancy vehicle  
11 requirement and the hours of usage. When the high occupancy  
12 vehicle lane also serves as a contraflow lane, the hours of  
13 usage as a high occupancy vehicle lane shall be the time when  
14 the lane is coned for use as a high occupancy vehicle lane.

15           (c) No motor vehicle shall be operated upon these lanes  
16 except in conformance with the instructions on the signs and  
17 other official traffic-control devices.



1 (d) A motorcycle may use any high occupancy vehicle lane,  
2 regardless of the number of occupants.

3 (e) Any vehicle authorized by rules adopted in accordance  
4 with chapter 91 may use any high occupancy vehicle lane,  
5 regardless of the number of occupants, when the use is  
6 determined to enhance public safety and improves traffic  
7 conditions.

8 (f) Notwithstanding any other penalty established in this  
9 part, any person who violates subsection (c) shall be deemed to  
10 have committed a traffic infraction, as defined in section  
11 291D-2, and shall be subject to a fine of \$150 that shall be  
12 deposited into the state highway fund."

13 SECTION 2. Section 291C-227, Hawaii Revised Statutes, is  
14 amended to read as follows:

15 "**§291C-227 Penalty.** A person who violates any provision  
16 of this part shall for a first conviction thereof be fined \$75;  
17 for conviction of a second offense committed within one year  
18 after the date of the first offense, the person shall be fined  
19 \$150; for conviction of a third or subsequent offense committed  
20 within one year after the date of the first offense, the person  
21 shall be fined \$200[-]; provided that a person who violates



1 section 291C-222(c) shall be subject to the penalty specified in  
2 that section."

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

6 SECTION 4. Statutory material to be repealed is bracketed  
7 and stricken. New statutory material is underscored.

8 SECTION 5. This Act shall take effect on July 1, 2050.

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**Report Title:**

High Occupancy Vehicle Lane; Violations; Penalties; Fine

**Description:**

Specifies that an unauthorized person who drives in a high occupancy vehicle lane shall be subject to a \$150 fine. Effective 7/1/2050. (SD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

