A BILL FOR AN ACT

RELATING TO ELECTRIC FOOT SCOOTERS.

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

SECTION 1. Section 249-1, Hawaii Revised Statutes, is amended as follows:

1. By adding a new definition to be appropriately inserted and to read:

"Electric foot scooter" means a device weighing less than one hundred pounds, with two or three wheels, handlebars, and a floorboard that can be stood upon while riding, which is solely powered by an electric motor or human power, and whose maximum speed, with or without human propulsion on a paved level surface, is no more than twenty miles per hour. An electric foot scooter shall not be considered a moped, motor vehicle, rental motor vehicle, or vehicle."

2. By amending the definition of "bicycle" to read:

"Bicycle" means every device propelled solely by human power upon which any person may ride, having two tandem wheels sixteen inches in diameter or greater, and including any device generally recognized as a bicycle though equipped with two front
or two rear wheels; provided that the term shall include an electric foot scooter."

SECTION 2. Section 286-2, Hawaii Revised Statutes, is amended as follows:

1. By adding a new definition to be appropriately inserted and to read:

   "Electric foot scooter" means a device weighing less than one hundred pounds, with two or three wheels, handlebars, and a floorboard that can be stood upon while riding, which is solely powered by an electric motor or human power, and whose maximum speed, with or without human propulsion on a paved level surface, is no more than twenty miles per hour. An electric foot scooter shall not be considered a moped, motor vehicle, rental motor vehicle, or vehicle."

2. By amending the definition of "bicycle" to read:

   "Bicycle" means every device propelled solely by human power upon which any person may ride, having two tandem wheels sixteen inches in diameter or greater, and including any device generally recognized as a bicycle though equipped with two front or two rear wheels; provided that the term shall include an electric foot scooter."
SECTION 3. Section 291-31.5, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

"(a) No person shall knowingly operate, affix or cause to be affixed, display, or possess any lamp, reflector, or illumination device that appears to be the color blue, or colors blue and red, upon any motor vehicle, motorcycle, motor scooter, bicycle, electric foot scooter, or moped except for:

(1) County law enforcement vehicles authorized and approved by the chief of police of the county in which the vehicle is operated;

(2) Department of public safety law enforcement vehicles with blue and red lamps, reflectors, or illumination devices authorized and approved by the director of public safety;

(3) Department of land and natural resources division of conservation and resources enforcement vehicles with blue and red lamps, reflectors, or illumination devices authorized and approved by the chairperson of the board of land and natural resources; or

(4) Department of transportation division of harbors law enforcement vehicles with blue and red lamps,
reflectors, or illumination devices authorized and approved by the director of transportation. This prohibition shall not apply to factory-installed instrument illumination."

SECTION 4. Section 291C-1, Hawaii Revised Statutes, is amended as follows:

1. By adding a new definition to be appropriately inserted and to read:

"Electric foot scooter" means a device weighing less than one hundred pounds, with two or three wheels, handlebars, and a floorboard that can be stood upon while riding, which is solely powered by an electric motor or human power, and whose maximum speed, with or without human propulsion on a paved level surface, is no more than twenty miles per hour. An electric foot scooter shall not be considered a moped, motor vehicle, rental motor vehicle, or vehicle."

2. By amending the definition of "bicycle" to read:

"Bicycle" means every vehicle propelled solely by human power upon which any person may ride, having two tandem wheels, and including any vehicle generally recognized as a bicycle though equipped with two front or two rear wheels except a toy
bicycle[→]; provided that the term shall include an electric
foot scooter."

SECTION 5. Section 291C-114, Hawaii Revised Statutes, is
amended to read as follows:

"§291C-114 Parking on sidewalks. (a) The director
of transportation is authorized to and the counties by ordinance
may with respect to highways under their respective
jurisdictions prohibit or restrict the stopping, standing, or
parking of vehicles on sidewalks.

(b) An electric foot scooter may be parked on a sidewalk
in a manner not impeding the normal or reasonable movement of
pedestrians or other traffic."

SECTION 6. Section 707-700, Hawaii Revised Statutes, is
amended by amending the definition of "vulnerable user" to read
as follows:

"Vulnerable user" means:

(1) A pedestrian legally within a street or public
highway;

(2) A roadway worker actually engaged in work upon a
street or public highway or in work upon utility
facilities along a street or public highway, or
engaged in the provision of emergency services within a street or public highway, including but not limited to:

(a) Construction and maintenance workers; and
(b) Police, fire, and other emergency responders; or
(3) A person legally operating any of the following within the street or public highway:

(a) A bicycle or an electric foot scooter;
(b) A moped;
(c) An electric personal assistive mobility device;
(d) A wheelchair conveyance or other personal mobility device."

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

SECTION 8. This Act shall take effect upon its approval.

INTRODUCED BY: 

JAN 22 2019
Report Title:
Electric Foot Scooters; Regulation

Description:
Subjects electric foot scooters to certain bicycle laws. Allows electric foot scooters to be parked on sidewalks; provided they do not impede traffic. Applies blue light prohibition to electric foot scooters. Applies "vulnerable user" definition to electric foot scooters.

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