A BILL FOR AN ACT

RELATING TO TRAFFIC.

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

SECTION 1. Chapter 291C, Hawaii Revised Statutes, is amended by amending the title of Part VIII to read as follows:

"PART VIII. TURNING [AND—STARTING], STARTING, AND PROCEEDING AND SIGNALS ON STOPPING [AND—TURNING], TURNING, AND BICYCLE PROCEEDING"

SECTION 2. Section 291C-81, Hawaii Revised Statutes, is amended to read as follows:

"§291C-81 Required position and method of turning at or bicycle proceeding through intersections. The driver of a vehicle intending to turn at an intersection shall do so as follows:

(1) Right turns. Both the approach for a right turn and a right turn shall be made as close as practicable to the right-hand curb or edge of the roadway.

(2) Left turns. The driver of a vehicle intending to turn left at any intersection shall approach the intersection in the extreme left-hand lane lawfully
available to traffic moving in the direction of travel
of such vehicle, and, after entering the intersection,
the left turn shall be made so as to leave the
intersection in a lane lawfully available to traffic
moving in such direction upon the roadway being
entered. Whenever practicable the left turn shall be
made in that portion of the intersection to the left
of the center of the intersection.

(3) Proceeding. The driver of a bicycle proceeding in a
right turn only lane may continue proceeding through
an intersection in the direction of travel if the
driver cannot with reasonable safety merge left into
the traffic lane prior to the intersection; provided
that the driver of the bicycle shall make a signal of
intention to turn left, which in this circumstance
shall indicate the intention to merge left into the
traffic lane as soon as practicable and continue
proceeding in the traffic lane.

(4) The director of transportation and the counties
in their respective jurisdictions may cause official
traffic-control devices to be placed within or
adjacent to intersections and thereby require and direct that a different course from that specified in this section be traveled by vehicles turning at an intersection, and when such devices are so placed no driver of a vehicle shall turn a vehicle at an intersection other than as directed and required by such devices.

SECTION 3. Section 291C-84, Hawaii Revised Statutes, is amended to read as follows:

"§291C-84 Turning and bicycle proceeding movements and required signals. (a) No person shall turn a vehicle at an intersection unless the vehicle is in proper position upon the roadway as required in section 291C-81, or turn a vehicle to enter a private road or driveway, or otherwise turn a vehicle from a direct course or move right or left upon a roadway unless and until such movement can be made with reasonable safety. No person shall so turn any vehicle without giving an appropriate signal in the manner hereinafter provided.

(b) [A] Except as provided in subsection (c), a signal of intention to turn right or left when required shall be given continuously during not less than the last one hundred feet
traveled by the vehicle before turning; provided that for a
bicycle or moped, such signal shall be given continuously during
not less than the last one hundred feet traveled by the bicycle
or moped before turning, and shall be given when the bicycle or
moped is stopped waiting to turn; and further provided that a
signal by hand and arm need not be given continuously by the
driver of a bicycle or moped if the hand is needed in the
braking, control, or operation of the bicycle or moped.

(c) The driver of a bicycle proceeding in a right turn
only lane may continue proceeding through an intersection in the
direction of travel if the driver cannot with reasonable safety
merge left into the traffic lane prior to the intersection;
provided that the driver of bicycle shall make a signal of
intention to turn left, which in this circumstance shall
indicate the intention to merge left into the traffic lane as
soon as practicable and continue proceeding in the traffic lane.

(d) No person shall stop or suddenly decrease the
speed of a vehicle without first giving an appropriate signal in
the manner provided herein to the driver of any vehicle
immediately to the rear when there is opportunity to give such
signal.
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(e) The signals provided for in section 291C-85(b) shall be used to indicate an intention to turn, change lanes, or start from a parked position and shall not be flashed on one side only on a parked or disabled vehicle, or flashed as a courtesy or "do pass" signal to operators of other vehicles approaching from the rear."

SECTION 4. Section 291C-145, Hawaii Revised Statutes, is amended to read as follows:

"§291C-145 Riding on roadways and bikeways. (a) Every person operating a bicycle upon a roadway at a speed less than the normal speed of traffic moving in the same direction at such time shall ride as near to the right-hand curb, on the edge of the roadway, or on the shoulder off of the roadway as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction; except under any of the following situations:

(1) When preparing for a left turn at an intersection or into a private road or driveway, except where prohibited by official traffic-control devices;

(2) When reasonably necessary to avoid conditions (including but not limited to fixed or moving objects,
vehicles, bicycles, pedestrians, animals, surface hazards, or substandard width lanes) that make it unsafe to continue along the right-hand curb, on the edge of the roadway, or on the shoulder off of the roadway. For purposes of this section, a "substandard width lane" is a lane that is too narrow for a bicycle and a vehicle to travel safely side-by-side within the lane; or

(3) When a roadway is designated and signposted to carry traffic in one direction only and has two or more marked traffic lanes, a person operating a bicycle may ride as near to the left-hand curb, on the edge of the roadway, or on the shoulder off of such roadway as practicable.

(b) When approaching an intersection where right turns are permitted and there is a right turn only lane, a driver of a bicycle may proceed in the right turn only lane even if the driver of the bicycle does not intend to turn right; provided that the driver of the bicycle shall not pass a vehicle that is stopped in the right turn only lane; provided further that the driver of the bicycle shall exercise reasonable safety when
passing a vehicle proceeding in the same direction in the right turn only lane.

[c] Persons riding bicycles upon a roadway shall ride in single file; provided that where the flow of traffic is unimpeded, riding two abreast upon bicycle lanes and bicycle paths shall be permitted when such lane or path is of sufficient width to allow riding two abreast unless otherwise prohibited by rule or ordinance adopted by the director of transportation or by the counties.

d Whenever a usable bicycle lane has been provided on a highway, any person operating a bicycle at a speed less than the normal speed of traffic moving in the same direction at such time shall ride within such bicycle lane, except that such person may move out of the lane under any of the following situations:

(1) When overtaking and passing another bicycle, vehicle, or pedestrian within the lane or about to enter the lane if such overtaking and passing cannot be done safely within the lane;

(2) When preparing for a left turn at an intersection or into a private road or driveway; or
(3) When reasonably necessary to leave the bicycle lane to
avoid debris or other hazardous conditions.

(e) No person operating a bicycle shall leave a
bicycle lane until the movement can be made with reasonable
safety and then only after giving an appropriate signal in the
event that any vehicle may be affected by the movement.

(f) No person shall operate or ride a bicycle within
a bicycle lane in any direction except that permitted of
vehicular traffic traveling on the same side of the highway.

Upon all bicycle paths of sufficient width and providing for
two-way movement of bicycle traffic, bicycles proceeding in
opposite directions shall pass each other to the right.

(g) The director of transportation by rule and the
counties by ordinance may with respect to bikeways under their
respective jurisdictions restrict or prohibit the use of such
bikeways by mopeds.

(h) No person shall ride a bicycle equipped with a
motor on any sidewalk. The counties may, by ordinance, post
bicycle lanes and bicycle paths to prevent persons riding a
bicycle equipped with a motor from using them."
SECTION 5. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 6. This Act shall take effect upon its approval.

INTRODUCED BY:

[Signatures]

[Signatures]
Report Title:
Bicycles; Traffic Safety; Right Turn Only Lanes

Description:
Permits a bicyclist to proceed through an intersection from a right turn only lane if they cannot safely merge into the traffic lane, provided they signal intention to merge left. Permits a bicyclist to proceed in a right turn only lane when approaching an intersection, even if they do not intend to turn right, provided that they do not pass a stopped vehicle and that they exercise reasonable safety when passing a moving vehicle.

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