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January 16, 2026

MEMO TO: DRIP-9(6) File

F R O M: Tamara Paltin, Chair
Disaster Recovery, International Affairs, and Planning Committee

Tamara A. M. Paltin

SUBJECT: **TRANSMITTAL OF INFORMATIONAL DOCUMENT RELATING TO
ELECTRIC BICYCLE SAFETY (DRIP-9(6))**

The attached informational document pertains to Item 9(6) on the Committee's agenda.

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Attachment

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Report Title:

Electric Bicycles; Electric Micro Mobility Devices; Regulation; Electric Mobility Devices; High-Speed Electric Device; Electric Motorcycles

Description:

Establishes safe riding behaviors for electric bicycles. Prohibits the operation of high-speed electric devices in certain locations. Beginning 12/31/2026, establishes labeling and signage requirements for electric bicycles. Prohibits the operation of a moped or electric motorcycle in certain locations. Amends the definition of "bicycle" for purposes of county vehicular taxes. Defines "electric bicycle" in place of "low-speed electric bicycle". Defines "electric micro-mobility device" and requires the same regulations as electric foot scooters. Prohibits a person under the age of sixteen from operating a class 3 electric bicycle. Authorizes a person under the age of fourteen to operate class 2 electric bicycles under supervision. Prohibits a person from riding a class 3 electric bicycle on a sidewalk. Authorizes a person to ride a class 1 or class 2 electric bicycle on a sidewalk under certain circumstances. Prohibits a person from operating a bicycle or electric foot scooter under the age of eighteen without a helmet. Repeals the requirement that moped drivers use bicycle lanes. Substitutes the term "motor-driven cycle" with the term "motor scooter".

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



A BILL FOR AN ACT

RELATING TO TRANSPORTATION.

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

1 SECTION 1. Chapter 291C, Hawaii Revised Statutes, is
2 amended by adding two new sections to part XII to be
3 appropriately designated and to read as follows:

4 **"§291C- Safe riding behavior; electric bicycles. (a)**

5 All electric bicycles shall be operated with all wheels on the
6 ground at all times with the operator facing forward and seated
7 normally; provided that it shall not be a violation of this
8 subsection if the wheels lose contact with the ground briefly
9 due to the conditions of the road surface or other circumstances
10 beyond the control of the operator.

11 (b) The following shall be prohibited while operating an
12 electric bicycle:

13 (1) Operating an electric bicycle in an unsafe manner or
14 engaging in exhibition riding, such as wheelies or
15 stunts, on any public street, alley, or other public
16 right of way; provided that this paragraph shall not
17 apply to a person engaging in exhibition riding as



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1 part of a parade, tournament, or other activity
2 permitted by a state or county government agency;
3 (2) Standing or kneeling on any seat, riding on the
4 handlebars, or engaging in any other non-standard
5 riding position; and
6 (3) Engaging in any other maneuver that endangers the
7 operator, passenger, or the general public, or that
8 demonstrates reckless or negligent operation of the
9 electric bicycle.
10 (c) The department of transportation and each county may
11 adopt rules pursuant to chapter 91 to define additional unsafe
12 or reckless behaviors consistent with this section.

13 **§291C- Operating a high-speed electric device.** (a) No
14 person shall operate a high-speed electric device on a public
15 roadway, a bicycle lane, a travel path, a bicycle facility, or
16 other public area, such as a street, highway, or sidewalk.
17 (b) Violation of this section shall constitute a civil
18 traffic infraction pursuant to chapter 291D. In the case of a
19 violator under the age of eighteen, enforcement may be applied
20 against the parent or legal guardian or addressed through non-
21 monetary corrective action."



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1 SECTION 2. Chapter 291C, Hawaii Revised Statutes, is
2 amended by adding a new section to part XIII to be appropriately
3 designated and to read as follows:

4 **"S291C- Electric bicycle regulations; labels; signage;**

5 **public information.** (a) Manufacturers and distributors of
6 electric bicycles shall apply a label that is permanently
7 affixed, in a prominent location, to each electric bicycle. The
8 label shall contain the electric bicycle's:

9 (1) Classification number (class 1, 2, or 3);

10 (2) Top assisted speed; and

11 (3) Motor wattage.

12 No person shall alter, deface, or remove a label required
13 pursuant to this subsection.

14 (b) Distributors of electric bicycles shall place a sign
15 at or near the point of sale with wording substantially similar
16 to the following in all capital letters and printed in no less
17 than fourteen-point font:

18 "THE SALE AND OPERATION OF ELECTRIC BICYCLES IS REGULATED
19 UNDER CHAPTER 291C, HAWAII REVISED STATUTES. CERTAIN USES
20 AND RIDERS MAY BE RESTRICTED BY LAW."



1 (c) Distributors of electric bicycles shall provide to the
2 purchaser of an electric bicycle a booklet or pamphlet detailing
3 the associated state laws regulating the use of electric
4 bicycles in this chapter.

5 (d) Sellers and distributors, including online or third-
6 party platform sellers and distributors delivering or offering
7 for delivery to the State, of electric bicycles shall disclose
8 in writing whether the electric bicycle being sold is legal for
9 use on public roads, sidewalks, or bikes lanes. Disclosures
10 shall include registration, equipment, helmet, and age
11 requirements.

12 (e) The department of transportation may impose
13 administrative fines not to exceed \$500 per violation of
14 noncompliance with this section. The department of
15 transportation may inspect premises of manufacturers,
16 distributors, or sellers or investigate complaints to ensure
17 compliance with this section.

18 (f) The department of transportation shall adopt rules
19 pursuant to chapter 91 to carry out the purpose of this
20 section."



1 SECTION 3. Chapter 291C, Hawaii Revised Statutes, is
2 amended by adding a new section to part XVI to be appropriately
3 designated and to read as follows:

4 **"S291C- Driving mopeds and electric motorcycles on**
5 **bicycle lanes and paths; prohibited.** (a) No person shall
6 operate a moped or electric motorcycle on a bicycle path,
7 bicycle lane, or any other path or roadway designated for
8 bicycle use.

9 (b) For purposes of this section, "electric motorcycle"
10 means a two- or three-wheeled vehicle equipped with an electric
11 motor capable of exceeding a speed of twenty-eight miles per
12 hour on level ground, and that may be legally operated on public
13 roadways under the same licensing, registration, and insurance
14 requirements applicable to motorcycles under state law."

15 SECTION 4. Section 249-1, Hawaii Revised Statutes, is
16 amended as follows:

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

19 ""Electric bicycle" means a bicycle equipped with fully
20 operable pedals and an electric motor of no more than seven
21 hundred fifty watts."



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

2 ""Bicycle" means:

3 (1) A device propelled solely by human power upon which
4 any person may ride, having two tandem wheels
5 [~~sixteen~~ twelve inches in diameter or greater, and
6 including any device generally recognized as a bicycle
7 though equipped with two front or two rear wheels; or
8 (2) ~~[A low speed] An electric bicycle[, as defined under~~
9 ~~title 15 United States Code section 2085]~~ ."

10 SECTION 5. Section 249-14, Hawaii Revised Statutes, is

11 amended by amending subsection (b) to read as follows:

12 "(b) ~~[A low speed] An electric bicycle[, as defined under~~
13 ~~title 15 United States Code section 2085,~~] shall be required to
14 be registered, and shall be subject to a permanent registration
15 fee of \$30, to be paid by the owners thereof to the director of
16 finance. No person shall operate an electric bicycle on a
17 public roadway, sidewalk, or bicycle facility unless it has been
18 properly registered pursuant to this subsection. Failure to
19 register may result in citation or temporary impoundment by a
20 law enforcement officer or designated official pursuant to
21 section 249-15.



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1 The department of transportation may adopt rules pursuant
2 to chapter 91 to coordinate statewide implementation, provide
3 uniform forms and guidance, and support public education and
4 outreach on the registration requirement for electric bicycles
5 pursuant to this subsection."

6 SECTION 6. Section 286-2, Hawaii Revised Statutes, is
7 amended to read as follows:

8 1. By amending the definition of "moped" to read:

9 ""Moped" means a device upon which a person may ride that
10 has:

11 (1) Two or three wheels in contact with the ground;
12 (2) A motor having a maximum power output capability
13 measured at the motor output shaft, in accordance with
14 SAE International standards, of two horsepower (one
15 thousand four hundred ninety-two watts) or less and,
16 if it is a combustion engine, a maximum piston or
17 rotor displacement of 3.05 cubic inches (fifty cubic
18 centimeters) and that will propel the moped,
19 unassisted, on a level surface at a maximum speed no
20 greater than thirty miles per hour; and



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(3) A direct or automatic power drive system that requires no clutch or gear shift operation by the moped driver after the drive system is engaged with the power unit.

"Moped" does not include an electric foot scooter[.] or electric micro-mobility device, as defined in section 291C-1."

2. By deleting the definition of "bicycle".

~~[""Bicycle" means:~~

(1) A 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; or

(2) A low-speed electric bicycle, as defined under title 15 United States Code section 2085."]

15 SECTION 7. Section 291-31.5, Hawaii Revised Statutes, is
16 amended by amending its title and subsection (a) to read as
17 follows:

18 "§291-31.5 Blue lights prohibited for motor vehicles,
19 motorcycles, motor scooters, bicycles, electric foot scooters,
20 electric micro-mobility devices, and mopeds. (a) No person
21 shall knowingly operate, affix or cause to be affixed, display,



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1 or possess any lamp, reflector, or illumination device that
2 appears to be the color blue, or colors blue and red, upon any
3 motor vehicle, motorcycle, motor scooter, bicycle, electric foot
4 scooter, electric micro-mobility device, as defined in section
5 291C-1, or moped, except for:

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

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

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

18 This prohibition shall not apply to factory-installed
19 instrument illumination."

20 SECTION 8. Section 291C-1, Hawaii Revised Statutes, is
21 amended as follows:



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1 1. By adding six new definitions to be appropriately
2 inserted and to read:

3 "Class 1 electric bicycle" means an electric bicycle
4 equipped with a motor that provides assistance only when the
5 rider is pedaling, and that ceases to provide assistance when
6 the bicycle reaches the speed of twenty miles per hour.

7 "Class 2 electric bicycle" means an electric bicycle
8 equipped with a motor that may be used exclusively to propel the
9 bicycle and that is not capable of providing assistance when the
10 bicycle reaches the speed of twenty miles per hour.

11 "Class 3 electric bicycle" means an electric bicycle
12 equipped with a motor that provides assistance only when the
13 rider is pedaling and that ceases to provide assistance when the
14 bicycle reaches the speed of twenty-eight miles per hour and
15 equipped with a speedometer.

16 "Electric bicycle" means a bicycle equipped with fully
17 operable pedals and an electric motor of no more than seven
18 hundred fifty watts. "Electric bicycle" does not include a
19 high-speed electric device.

20 "Electric micro-mobility device" means a device weighing no
21 more than seventy-five pounds that is fully or partially



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1 motorized and used for personal transportation, such as one-
2 wheels and electric skateboards. "Electric micro-mobility
3 device" does not include electric bicycles or electric foot
4 scooters.

5 "High-speed electric device" means any device with a motor
6 exceeding seven hundred fifty watts and capable of speeds over
7 twenty-eight miles per hour. "High-speed electric device" does
8 not include a:

9 (1) Moped or motor vehicle that is registered as required
10 by law to operate on public roadways; or
11 (2) Motor vehicle that is specifically exempted from
12 registration in section 286-41."

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

14 ""Bicycle" means:

15 (1) A vehicle propelled solely by human power upon which
16 any person may ride, having two tandem wheels, and
17 including any vehicle generally recognized as a
18 bicycle though equipped with two front or two rear
19 wheels except a toy bicycle; or
20 (2) ~~[A low-speed] An electric bicycle[, as defined under~~
21 ~~title 15 United States Code section 2085]."~~



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

3 " (a) No person shall drive any vehicle other than a
4 bicycle, electric foot scooter, electric micro-mobility device,
5 or moped upon a bicycle lane or bicycle path, except upon a
6 permanent or authorized temporary driveway, or park any vehicle
7 upon a bicycle lane or bicycle path; provided that any vehicle
8 may be driven or parked in a bicycle lane or bicycle path as
9 applicable if[÷] it is:

10 (1) ~~[It is in]~~ In the process of executing a legal turn,
11 lane change, or parking maneuver;

12 (2) ~~[It is an]~~ An authorized emergency vehicle performing
13 the functions under section 291C-26;

14 (3) ~~[It is an]~~ An official federal, state, or county
15 vehicle in the performance of its actual duty;

16 (4) ~~[It is a]~~ A stalled or broken vehicle;

17 (5) ~~[It is necessary]~~ Necessary to assist a stalled or
18 broken vehicle;

19 (6) ~~[It is necessary]~~ Necessary to yield to an authorized
20 emergency vehicle pursuant to section 291C-65; or

21 (7) ~~[It is otherwise]~~ Otherwise provided by law."



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1 SECTION 10. Section 291C-139, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "[§]§291C-139[§] **Electric foot scooters[-]; electric**
4 **micro-mobility devices.** (a) This section shall apply whenever
5 an electric foot scooter or electric micro-mobility device is
6 operated upon any highway, street, roadway, or other designated
7 public area set aside for the use of electric foot scooters[-]
8 or electric micro-mobility devices.

9 (b) Every person operating an electric foot scooter or
10 electric micro-mobility device upon a roadway shall be granted
11 all of the rights and shall be subject to all of the duties
12 applicable to a driver of a vehicle under this chapter, except
13 as to provisions of this:

14 (1) Section to the contrary; and

15 (2) Chapter that, by their nature, can have no
16 application.

17 (c) The counties by ordinance shall regulate operations of
18 electric foot scooters and electric micro-mobility devices with
19 regard to, but not limited to, the following:

20 (1) Operations in or upon roadways, bikeways, bicycle
21 paths, and sidewalks;



17 (e) No person shall operate an electric foot scooter or
18 electric micro-mobility device that is carrying any other
19 person, nor shall any person other than the operator ride upon
20 an electric foot scooter [.] or electric micro-mobility device.



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1 (f) No person operating an electric foot scooter or
2 electric micro-mobility device shall carry any package, bundle,
3 or article that prevents the use of both hands in the control
4 and operation of the electric foot scooter[.] or electric micro-
5 mobility device.

6 (g) Any electric foot scooter or electric micro-mobility
7 device used from thirty minutes after sunset until thirty
8 minutes before sunrise shall meet the specifications of and
9 requirements for lamps and other equipment on bicycles as set
10 out in section 291C-147; provided that in lieu of the
11 requirement of section 291C-147(b), every electric foot scooter
12 or electric micro-mobility device shall be equipped with a
13 lighted lamp that is visible from the rear.

14 (h) No person shall operate an electric foot scooter or
15 electric micro-mobility device at a speed other than is
16 reasonable and prudent and having regard to the actual and
17 potential hazards and conditions then existing; provided that no
18 person shall operate an electric foot scooter or electric micro-
19 mobility device at a speed greater than fifteen miles per hour.

20 (i) Any person who operates an electric foot scooter or
21 electric micro-mobility device recklessly in disregard of the



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1 safety of persons or property shall be assessed penalties as set
2 forth in section 291C-161(b).

3 (j) A person or entity that provides electric foot
4 scooters or electric micro-mobility devices for hire shall not
5 rent or lease an electric foot scooter or electric micro-
6 mobility device to any person unless:

7 (1) Each renter or lessee that is under the age of
8 [sixteen] eighteen wears a safety helmet, as required
9 by subsection (d), while operating the electric foot
10 scooter[+] or electric micro-mobility device; and
11 (2) Each renter or lessee is provided with a copy of the
12 electric foot scooter and electric micro-mobility
13 device ordinances or rules that have been adopted by
14 the applicable county.

15 (k) Electric foot scooters and electric micro-mobility
16 devices shall only be stored or docked at specific locations
17 that shall be authorized by the counties."

18 SECTION 11. Section 291C-143.5, Hawaii Revised Statutes,
19 is amended to read as follows:

20 "[+]§291C-143.5[+] ~~Low-speed electric bicycles;~~] Electric
21 bicycles; operator age. (a) No person under the age of



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1 [fifteen] sixteen shall operate a [~~low-speed~~] class 3 electric
2 bicycle [~~as defined under title 15 United States Code section~~
3 2085].

4 (b) A person under the age of fourteen may operate a class
5 2 electric bicycle only under the direct supervision of a
6 parent, guardian, or a person eighteen years of age or older.

7 (c) For purposes of this section, "direct supervision"
8 means a supervising parent, guardian, or person eighteen years
9 of age or older is physically present and in reasonable
10 proximity to observe and control the operation of the electric
11 bicycle."

12 SECTION 12. Section 291C-145, Hawaii Revised Statutes, is
13 amended by amending subsection (g) to read as follows:

14 "(g) No person shall ride a bicycle equipped with a motor
15 or class 3 electric bicycle on any sidewalk[.]; provided that a
16 person may ride a class 1 electric bicycle or class 2 electric
17 bicycle on a sidewalk at a speed not exceeding ten miles per
18 hour, except in business districts or where prohibited by county
19 ordinance. The counties may, by ordinance, post bicycle lanes
20 and bicycle paths to prevent persons riding a bicycle equipped
21 with a motor from using them."



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1 SECTION 13. Section 291C-150, Hawaii Revised Statutes, is
2 amended by amending subsections (a) and (b) to read as follows:

3 " (a) No person under [sixteen] eighteen years of age shall
4 operate a bicycle upon a street, a bikeway, or any other public
5 property unless that person is wearing a properly fitted and
6 fastened bicycle helmet that has been tested by a nationally
7 recognized agency such as the National Highway Traffic Safety
8 Administration, [the] National Safety Council, or [the]
9 Children's Safety Network, and is designed to fit the user and
10 protect against head trauma. This requirement shall also
11 [applies] apply to a person who rides upon a bicycle while in a
12 restraining seat that is attached to the bicycle or who rides in
13 a trailer towed by the bicycle.

14 (b) A person who provides bicycles for hire shall not rent
15 a bicycle to any person unless every person who is under age
16 [sixteen] eighteen is wearing a bicycle helmet, as required in
17 subsection (a), while operating the rented bicycle, occupying a
18 restraining seat that is attached to the rented bicycle, or
19 riding in a trailer towed by the rented bicycle."

20 SECTION 14. Section 291C-197, Hawaii Revised Statutes, is
21 repealed.



1 ["§291C-197 ~~Driving mopeds on bicycle lanes and paths.~~

2 ~~(a) Wherever bicycle lanes are provided on the roadway, moped~~
3 ~~drivers shall use such bicycle lanes.~~

4 ~~(b) The director of transportation by rule and the~~
5 ~~counties by ordinance may with respect to bicycle paths under~~
6 ~~their respective jurisdictions restrict or prohibit the use of~~
7 ~~such bicycle paths by mopeds. Signs clearly visible to an~~
8 ~~ordinarily observant person indicating the restriction or~~
9 ~~prohibition shall be placed along bicycle paths so designated~~
10 ~~and every moped driver shall obey the directions thereof.~~

11 ~~(c) This section shall not apply to a three-wheeled~~
12 ~~moped."~~]

13 SECTION 15. Sections 249-1, 249-9.2, 286-2, 286-81, 286-
14 81.5, 286-102, 286-102.6, 286-108, 286-109, 286-110, 291-11,
15 291-22, 291-25, 291-31, 291-31.5, 291C-1, 291C-206, 431:10C-103,
16 431:10C-304, 431:10C-305, 431:10C-408, 431:10G-101, 431:10G-102,
17 431:10G-103, 431:10G-104, 431:10G-105, 431:10G-106, 431:10G-107,
18 431:10G-108, 431:10G-201, 431:10G-202, 431:10G-206, 431:10G-301,
19 437-7, 437B-1, 481I-2, and 604A-2, Hawaii Revised Statutes, are
20 amended by substituting the term "motor-driven cycle", or



1 similar term, wherever the term "motor scooter", or similar
2 term, appears, as the context requires.

3 SECTION 16. Nothing in this Act shall be construed to
4 prohibit the use of mobility devices, as defined in the
5 Americans with Disabilities Act.

6 SECTION 17. This Act does not affect rights and duties
7 that matured, penalties that were incurred, and proceedings that
8 were begun before its effective date.

9 SECTION 18. If any provision of this Act, or the
10 application thereof to any person or circumstance, is held
11 invalid, the invalidity does not affect other provisions or
12 applications of the Act that can be given effect without the
13 invalid provision or application, and to this end the provisions
14 of this Act are severable.

15 SECTION 19. Statutory material to be repealed is bracketed
16 and stricken. New statutory material is underscored.

17 SECTION 20. This Act shall take effect upon its approval;
18 provided that section 2 shall take effect on December 31, 2026.

19

INTRODUCED BY: _____



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2026-0035 HB HMSO

