
A BILL FOR AN ACT

RELATING TO MUFFLERS.

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

1 SECTION 1. Section 291-24, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§291-24 Motorcycles and mopeds, noisy mufflers; penalty.**

4 (a) Every motorcycle and moped moving under its own power on a
5 public highway shall at all times be equipped with a muffler in
6 constant operation to prevent any excessive or unusual noise and
7 no such muffler or exhaust system shall be equipped with a
8 cutout, bypass, or similar device. No person shall modify the
9 exhaust system of a motorcycle or a moped in a manner which will
10 amplify or increase the noise emitted by the motor of such
11 motorcycle or moped above that emitted by the muffler originally
12 installed on the motorcycle or moped except a motorcycle or
13 moped that:

- 14 (1) Has three wheels;
- 15 (2) Is powered by an electric motor;
- 16 (3) Has a full body enclosed cab; and
- 17 (4) Has a seat belt assembly or a child restraint system
18 for the driver and passenger;



1 shall not be required to be equipped with a muffler.

2 (b) As used in this section[7]:

3 "Muffler" means a device consisting of a series of chambers
4 or baffle plates, or other mechanical design, for the purpose of
5 receiving exhaust gas from the engine of the motorcycle or
6 moped, and being effective in reducing noise.

7 "Person" includes the owner of the moped as well as the
8 individual or business that performed the modifications.

9 (c) [~~Whoever violates this section shall be fined not more~~
10 ~~than \$100]~~ Violation of this section shall be a misdemeanor,
11 provided that a person conviction of a violation of this section
12 shall be fined \$1,000 in addition to incarceration, if any."

13 SECTION 4. New statutory material is underscored.

14 SECTION 5. This Act shall take effect upon its approval.

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INTRODUCED BY:

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JAN 25 2006

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HB NO. 3111

Report Title:

Modifications; motorcycles and mopeds

Description:

Criminalizes the modification of motorcycles and moped mufflers.

HB HMIA 100-2006

