
A BILL FOR AN ACT

RELATING TO MOTOR SCOOTERS.

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

1 SECTION 1. Chapter 437, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§437- Motor scooter; noise emission prohibition. No
5 dealer shall sell a motor scooter, as defined in section 286-2,
6 with a muffler or exhaust system that emits a noise level of
7 decibels or more."

8 SECTION 2. Section 291-24, Hawaii Revised Statutes, is
9 amended by amending the title and subsections (a) and (b) to
10 read as follows:

11 "§291-24 Motorcycles, motor scooters, and mopeds, noisy
12 mufflers; penalty. (a) Every motorcycle, motor scooter, and
13 moped moving under its own power on a public highway shall at
14 all times be equipped with a muffler in constant operation to
15 prevent any excessive or unusual noise and no such muffler or
16 exhaust system shall be equipped with a cutout, bypass, or
17 similar device. No person shall modify the exhaust system of a
18 motorcycle, motor scooter, or a moped in a manner [which] that



1 will amplify or increase the noise emitted by the motor of
 2 [~~such~~] the motorcycle, motor scooter, or moped above that
 3 emitted by the muffler originally installed on the motorcycle,
 4 motor scooter, or moped [~~except~~]; provided that a motorcycle,
 5 motor scooter, or moped that:

- 6 (1) Has three wheels;
- 7 (2) Is powered by an electric motor;
- 8 (3) Has a full body enclosed cab; and
- 9 (4) Has a seat belt assembly or a child restraint system
- 10 for the driver and passenger;

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

12 (b) As used in this section, "muffler" means a device
 13 consisting of a series of chambers or baffle plates, or other
 14 mechanical design, for the purpose of receiving exhaust gas from
 15 the engine of the motorcycle, motor scooter, or moped, and being
 16 effective in reducing noise."

17 SECTION 3. Statutory material to be repealed is bracketed
 18 and stricken. New statutory material is underscored.

19 SECTION 4. This Act shall take effect upon its approval;
 20 provided that section 1 shall take effect on January 1, 2012.

21

INTRODUCED BY: *[Signature]*



H.B. NO. 80

Report Title:

Motor Scooter; Noise; Muffler; Motor Vehicle Dealer

Description:

Prohibits dealers from selling motor scooters with noise emissions exceeding a specified number of decibels. Adds motor scooters to noisy muffler law currently applicable to motorcycles and mopeds.

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