
A BILL FOR AN ACT

RELATING TO TRANSPORTATION.

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

- 1 SECTION 1. Section 291-24, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:
- 3 "(a) Every motorcycle and moped moving under its own power
4 on a public highway shall at all times be equipped with a
5 muffler in constant operation to prevent any excessive or
6 unusual noise and no such muffler or exhaust system shall be
7 equipped with a cutout, bypass, or similar device. No person
8 shall modify the exhaust system of a motorcycle or a moped in a
9 manner which will amplify or increase the noise emitted by the
10 motor of such motorcycle or moped above that emitted by the
11 muffler originally installed on the motorcycle or moped as
12 indicated on the label attached to the motorcycle or moped in
13 accordance with Title 40 Code of Federal Regulations Section
14 205.158, except a motorcycle or moped that:
- 15 (1) Has three wheels;
- 16 (2) Is powered by an electric motor;
- 17 (3) Has a full body enclosed cab; and



1 (4) Has a seat belt assembly or a child restraint system
 2 for the driver and passenger;
 3 shall not be required to be equipped with a muffler."

4 SECTION 2. New statutory material is underscored.

5 SECTION 3. This Act shall take effect on July 1, 2013.

6

INTRODUCED BY:

Tom Brown

~~Richard~~

~~Hokoshime~~

~~Debra A. Belotti~~

~~[Signature]~~

~~Karen [Signature]~~

~~[Signature]~~

~~[Signature]~~

~~Assoc. [Signature]~~

~~[Signature]~~

~~Jan [Signature]~~

~~Cindy Evans~~

~~Nicole E. [Signature]~~

~~[Signature]~~

~~[Signature]~~

~~[Signature]~~

~~[Signature]~~

~~[Signature]~~

~~Ginther [Signature]~~

~~[Signature]~~

~~[Signature]~~

~~[Signature]~~
John M. [Signature]

~~[Signature]~~

~~[Signature]~~
Linda [Signature]

~~[Signature]~~

~~[Signature]~~



H.B. NO. 1189

Report Title:

Transportation; Motorcycles; Mopeds; Mufflers; Noise Control

Description:

Clarifies the prohibition on the modification of the exhaust system of a motorcycle or moped that amplifies or increases the noise emitted by the muffler originally installed on the motorcycle or moped. Effective July 1, 2013.

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



NEIL ABERCROMBIE
GOVERNOR



Testimony of
GLENN M. OKIMOTO
DIRECTOR

Deputy Directors
JADE BUTAY
FORD N. FUCHIGAMI
RANDY GRUNE
JADINE URASAKI

IN REPLY REFER TO:
(808) 586-2165

STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
869 PUNCHBOWL STREET
HONOLULU, HAWAII 96813-5097

February 11, 2013
9:30 am
State Capitol, Room 309

H.B. 1189
RELATING TO TRANSPORTATION

House Committee on Transportation

The Department of Transportation (DOT) **supports** HB 1189 provided it is modified.

We have concerns about the proposed amendment to subsection (a) of 291-24, HRS, because there are many mopeds and motorcycles with aftermarket mufflers that do not have numbers on them, and there are mopeds and motorcycles that have the EPA certification label missing. We recommend considering grandfathering mopeds and motorcycles up to a certain year, and requiring mopeds and motorcycles after that year to have mufflers that meet the original manufacturer's specifications.

Thank you for the opportunity to provide testimony.



ichiyama1 - Tate

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 08, 2013 1:59 PM
To: TRNtestimony
Cc: charlie_in_paradise@msn.com
Subject: Submitted testimony for HB1189 on Feb 11, 2013 10:00AM

HB1189

Submitted on: 2/8/2013

Testimony for TRN on Feb 11, 2013 10:00AM in Conference Room 309

Submitted By	Organization	Testifier Position	Present at Hearing
Charles Luce	Individual	Support	Yes

Comments: The noise of unmuffled motorcycles is so loud I cannot hear the TV in my own living room. I rode motorcycles for many years, tens of thousands of miles. It is not necessary to make so much noise.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov