

JAN 17 2014

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# A BILL FOR AN ACT

RELATING TO TRANSPORTATION.

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

- 1 SECTION 1. Chapter 286, Hawaii Revised Statutes, is  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:
- 4 "§286- All-terrain vehicle; permitted use. (a) All-  
5 terrain vehicles shall be operated:
- 6 (1) As farm equipment;  
7 (2) On a street, as defined in section 291C-1, in  
8 conjunction with the use of the all-terrain vehicle as  
9 farm equipment; and  
10 (3) By an operator who holds a current category (3) driver  
11 license under section 286-102 or a commercial driver's  
12 license under part XIII;
- 13 provided that, while in operation, any operator and passenger of  
14 an all-terrain vehicle shall wear a safety helmet with a  
15 securely fastened chin strap that meets the specifications and  
16 requirements established by rules adopted by the director.
- 17 (b) For purposes of this section:  
18 "All-terrain vehicle" means a motor vehicle that:



- 1        (1) Is designed for operation off of a highway by an
- 2                    operator, with no more than one passenger if so
- 3                    designed as provided in paragraph (5);
- 4        (2) Is fifty inches or less in width;
- 5        (3) Is nine hundred pounds or less of unladen weight;
- 6        (4) Is suspended on three or more tires;
- 7        (5) Has a single seat designed to be straddled by the
- 8                    operator, or a single seat designed to be straddled by
- 9                    the operator and a seat for not more than one
- 10                   passenger; and
- 11        (6) Has handlebars for steering control.

12        "Farm equipment" refers to any kind of machinery used on a

13 farm to help with farming, including but not limited to a

14 tractor, cultivator, or plow.

15        (c) Any person who violates this section shall be fined

16 \$250 for each violation."

17        SECTION 2. This Act does not affect rights and duties that

18 matured, penalties that were incurred, and proceedings that were

19 begun before its effective date.

20        SECTION 3. New statutory material is underscored.

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1 SECTION 4. This Act shall take effect upon its approval.

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# S.B. NO. 2126

**Report Title:**

All-terrain Vehicles; Permitted Use

**Description:**

Allows all-terrain vehicles (ATV) to be driven on any street if the ATV is being used as farm equipment, if the operator holds a current category (3) license or a commercial driver's license, and if the operator and passengers wear safety helmets secured with a chin strap.

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

