H.B. NO. <sup>1258</sup> H.D. 2 S.D. 2 C.D. 1

## A BILL FOR AN ACT

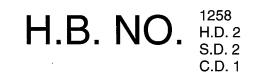
RELATING TO TRANSPORTATION.

## 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	" <u>§286- Autocycles.</u> (a) Every autocycle, as described		
5	in paragraph (2) of the definition of "motorcycle" in section		
6	286-2, operated in this State shall first be registered as a		
7	motor vehicle as provided in section 286-41.		
8	(b) No person shall operate an autocycle on a public		
9	street, road, or highway in this State unless the person		
10	possesses a valid type 3 driver's license pursuant to section		
11	286-102(b)(2) and the autocycle has been duly registered		
12	pursuant to subsection (a).		
13	(c) Occupants in an autocycle not equipped with a front		
14	windshield shall use eye protection.		
15	(d) All occupants in an autocycle shall comply with the		
16	seat belt requirements under section 291-11.6.		



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1	(e)	All dealers, sellers, lessors, and rental agencies
2	shall be	required to disclose the following, if true, regarding
3	<u>each auto</u>	cycle offered for sale, lease, or rent, as applicable:
4	(1)	The autocycle does not meet the federal Motor Vehicle
5		Safety Standards for passenger vehicles and light
6		trucks;
7	(2)	The autocycle is not equipped with airbags; and
8	(3)	Autocycle rollover protection has not been certified
9		to protect an occupant from injury in the event of a
10		rollover; therefore, the use of a department of
11		transportation certified safety helmet is recommended
12		when operating an autocycle."
13	SECT	ION 2. Section 286-2, Hawaii Revised Statutes, is
14	amended b	y amending the definition of "motorcycle" to read as
15	follows:	
16	" "Mo	torcycle" means [ <del>every</del> ] <u>:</u>
17	(1)	Every motor vehicle [having a seat or saddle for use
18		of the rider] that has a handlebar and seating that
19		requires the operator to straddle or sit astride on it
20		and is designed to travel on not more than three



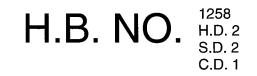
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1		wheels in contact with the ground, but excludes a farm	
2		tractor and a moped[-]; or	
3	(2)	Every motor vehicle that has a steering wheel and	
4		seating that does not require the operator to straddle	
5		or sit astride on it, and is designed to travel on	
6		three wheels in contact with the ground, called an	
7		autocycle which is certified by the manufacturer to	
8		comply with all applicable federal motor vehicle	
9		safety standards as of the date of manufacture."	
10	SECT	ION 3. Section 291C-152, Hawaii Revised Statutes, is	
11	amended to read as follows:		
12	" [+]	§291C-152[] Riding on motorcycles. (a) A person	
13	operating a motorcycle shall ride only upon the permanent and		
14	regular seat attached thereto, and such operator shall not carry		
15	any other	person nor shall any other person ride on a motorcycle	
16	unless the motorcycle is designed to carry more than one person,		
17	in which event a passenger may ride upon the permanent and		
18	regular s	eat if designed for two persons, or upon another seat	

19 firmly attached to the motorcycle at the rear or side of the 20 operator.



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1 (b) A person shall ride upon a motorcycle, except for an 2 autocycle, only while sitting astride the seat, facing forward, 3 with one leq on each side of the motorcycle. A person shall 4 ride upon an autocycle only while sitting in the seat and facing 5 forward. 6 No person shall operate a motorcycle while carrying (C) 7 any package, bundle, or other article which prevents the person 8 from keeping both hands on the handlebars [-,] or, for an 9 autocycle, on the steering wheel. 10 (d) No operator shall carry any person, nor shall any 11 person ride, in a position that will interfere with the 12 operation or control of the motorcycle or the view of the 13 operator." 14 SECTION 4. Statutory material to be repealed is bracketed 15 and stricken. New statutory material is underscored. 16 SECTION 5. This Act shall take effect on January 1, 2018.





**Report Title:** Transportation; Autocycles; Registration; Operation

**Description:** Establishes registration requirements and driver's licensing requirements for operation of autocycles. (HB1258 CD1)

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

