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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. Section 286-2, Hawaii Revised Statutes, is  
2 amended by amending the definition of "motorcycle" to read as  
3 follows:

4           ""Motorcycle" means:

- 5           (1) Every motor vehicle that has a handlebar and seating  
6           that requires the operator to straddle or sit astride  
7           on it and is designed to travel on not more than three  
8           wheels in contact with the ground, but excludes a farm  
9           tractor and a moped; or
- 10          (2) Every motor vehicle that has a steering wheel or  
11          handlebar and seating that does not require the  
12          operator to straddle or sit astride on it, [~~and~~] is  
13          designed to travel on three wheels in contact with the  
14          ground, and is called an autocycle, which is certified  
15          by the manufacturer to comply with all applicable  
16          Federal Motor Vehicle Safety Standards as of the date  
17          of manufacture."



1 SECTION 2. Section 286-81, Hawaii Revised Statutes, is  
2 amended by amending subsection (c) to read as follows:

3 "(c) A safety helmet shall not be required for any person  
4 who operates or rides as a passenger on a motorcycle or motor  
5 scooter; provided that the motorcycle or motor scooter:

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

11 and the operator and passenger uses the seat belt or child  
12 restraint system pursuant to sections 291-11.5 and 291-11.6."

13 SECTION 3. Statutory material to be repealed is bracketed  
14 and stricken. New statutory material is underscored.

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

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INTRODUCED BY:   
JAN 25 2021



# H.B. NO. 717

**Report Title:**

Transportation; Electric Powered Vehicles; Three Wheels;  
Autocycles

**Description:**

Includes autocycles equipped with handlebars in the definition of motorcycle in the Hawaii Safety Act. Exempts motorcycles and motor scooters with partially enclosed cabs from the safety helmet requirement.

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

