

A Bill for an Act Relating to Mopeds.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. 291C-194, Hawaii Revised Statutes, is amended to read as follows:

“Sec. 291C-194 Driver’s license required. (a) No person shall drive a moped unless he:

- (1) Possesses a valid driver’s license of any category listed in section 286-102 provided that if he applies for a driver’s license solely to operate a moped, he may use a moped to meet the licensing requirements in section 286-102 and shall be licensed in the same category as motor scooters. After meeting the licensing requirements, he shall also be licensed to operate motor scooters.
- (2) Meets the requirements of section 286-105(3).

(b) The driver of a moped shall, upon the demand of a police officer, exhibit his driver’s license or instruction permit.

SECTION 2. Section 291C-202, Hawaii Revised Statutes, is amended to read as follows:

“Sec. 291C-202 Moped equipment requirements and inspection. (a) Every moped offered for sale for use upon, sold for use upon, or used upon the roadway and highways shall be equipped with:

- (1) A motor having a maximum power output capability, measured at the motor output shaft, in accordance with the Society of Automotive Engineers standards, of one and one-half horsepower (one thousand, one hundred nineteen watts) or less and, if it is a combustion engine, a maximum piston or rotor displacement of 3.05 cubic inches (fifty cubic centimeters) and which will propel the moped, unassisted, on a level surface at a maximum speed no greater than thirty-five miles per hour (fifty-eight kilometers per hour); and
- (2) A direct or automatic power drive system which requires no clutch or gear

shift operation by the moped driver after the drive system is engaged with the power unit.

(b) The director of transportation by rules and regulations, pursuant to chapter 91, shall establish criteria which shall comply with approved federal regulations for the following moped equipment: brake system; fuel system components; exhaust system components; steering system; handlebars; wheel rims; fenders; a guard or protective covering for drive belts, chains and rotating components; seat or saddle; lamps and reflectors; equipment controls; speedometer; retracting stand; horn; and identification markings.

(c) The director of transportation by rules and regulations, pursuant to chapter 91, shall establish criteria and procedures for the annual safety inspection of every moped. Safety inspection criteria shall include the criteria established by the director of transportation under subsection (b).''

SECTION 3. Statutory material to be repealed is bracketed. New material is underscored.*

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

(Approved May 25, 1979.)

*The text has been edited pursuant to HRS §23G-16.5, authorizing omission of the brackets, bracketed material, and underscoring.