

JAN 21 2011

---

---

# A BILL FOR AN ACT

RELATING TO MOTOR VEHICLE NOISE.

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

1           SECTION 1. Chapter 291, Hawaii Revised Statutes, is  
2 amended by adding a new section to part II to be appropriately  
3 designated and to read as follows:

4           "§291-       Operation of radios or other mechanical or  
5 electronic audio devices or instruments in vehicles; exemptions.

6           (a) It is unlawful for any person operating or occupying a  
7 motor vehicle on a street or highway to generate sound produced  
8 by a radio, tape player, or other mechanical or electronic audio  
9 device or instrument within the motor vehicle in areas adjoining  
10 churches, schools, or hospitals, so that the sound is:

11           (1) Plainly audible at a distance of twenty-five feet or  
12 more from the motor vehicle; or

13           (2) Louder than necessary for the reasonable and  
14 comfortable enjoyment of persons inside the vehicle.

15           (b) This section shall not apply to:

16           (1) Operators of motor vehicles used for law enforcement  
17 or emergency purposes; or



1           (2) Motorists who use a horn or other warning device  
2                   supplied as part of the motor vehicle's original  
3                   equipment.

4           (c) Whoever violates this section shall be subject to a  
5 fine of \$300.

6           (d) As used in this section:

7           "Motor vehicle" means a motor vehicle, moped, motor  
8 scooter, or motorcycle, as those terms are defined in section  
9 291C-1.

10           "Plainly audible" means any sound that can be detected by a  
11 person using unaided hearing faculties."

12           SECTION 2. Section 291-24, Hawaii Revised Statutes, is  
13 amended by amending subsection (c) to read as follows:

14           "(c) Whoever violates this section shall be fined [~~not~~  
15 ~~more than \$100.~~] \$300."

16           SECTION 3. Section 291-24.5, Hawaii Revised Statutes, is  
17 amended by amending subsection (b) to read as follows:

18           "(b) Any violation of this section shall [~~constitute a~~  
19 ~~violation and shall~~] be enforceable by police officers. [~~The~~  
20 ~~fine for this violation shall be not less than \$25 nor more than~~  
21 ~~\$250 for each separate offense.~~] Whoever violates this section  
22 shall be fined \$300. Any person who violates [~~the provisions~~



1 ~~of~~] this section may be issued a summons or citation for [~~such~~]  
2 the violation."

3 SECTION 4. Statutory material to be repealed is bracketed  
4 and stricken. New statutory material is underscored.

5 SECTION 5. This Act shall take effect upon its approval.

6

INTRODUCED BY: Michelle Kadani  
Josh M Will Gero  
P  
White  
Mark  
S.S.D.  
Randy de Bel  
John G



**Report Title:**

Motor Vehicle Noise

**Description:**

Establishes motor vehicle noise standards for noise emanating from a radio, tape player, or other mechanical or electronic sound making device or instrument within a motor vehicle.

Increases the fine for motor vehicle related noise violations.

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

