

JAN 19 2018

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# A BILL FOR AN ACT

RELATING TO MOTOR VEHICLES.

**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 "aftermarket motorcycle  
3 frame" to read as follows:

4           "\"Aftermarket motorcycle frame\" means [a]:

5           (1)   A frame that is manufactured to replace the frame of a  
6           motorcycle that was certified by its manufacturer to  
7           be in compliance with all applicable Federal Motor  
8           Vehicle Safety Standards as of the date of  
9           manufacture[~~r~~]; or [~~the~~]

10          (2)   The frame of a homemade motorcycle that was  
11          manufactured not for profit by a person who built the  
12          motorcycle as a hobby[~~r~~] and who retrofitted the  
13          motorcycle to be in compliance with all applicable  
14          Federal Motor Vehicle Safety Standards with the  
15          following features:

16          (A)   Head light;

17          (B)   Tail light;



- 1            (C) Turn signals;
- 2            (D) Mirrors;
- 3            (E) Horn;
- 4            (F) Ignition cut off switch;
- 5            (G) Front and rear fenders;
- 6            (H) Chain guards;
- 7            (I) Exhaust system;
- 8            (J) Reflectors on the right and left of the front and
- 9            rear ends of the motorcycle;
- 10           (K) Tires;
- 11           (L) Rims;
- 12           (M) Front and rear brakes; and
- 13           (N) Brake lights that are actuated from the front
- 14           brake lever and footbrake lever."

15           SECTION 2. Section 286-42, Hawaii Revised Statutes, is  
16 amended by amending subsection (a) to read as follows:

17           "(a) The county director of finance shall examine and to  
18 the best of the director's ability determine the genuineness and  
19 regularity of every registration and transfer of registration of  
20 a vehicle pursuant to this part to ensure that every certificate  
21 issued for a vehicle contains true statements of the ownership



1 of the vehicle and to prevent the registration of a vehicle by  
2 any person not entitled to the vehicle. The director of finance  
3 may require any applicant to furnish information, in addition to  
4 that contained in the application, that is necessary to satisfy  
5 the director of finance of the truth and regularity of the  
6 application. The director of finance may accept any county  
7 certificate of title issued for a vehicle as prima facie  
8 evidence of ownership for registration and transfer of  
9 registration. The director may issue vehicle identification  
10 numbers for reconstructed vehicles, special interest vehicles,  
11 or motorcycles that do not have vehicle identification numbers  
12 if the director determines that the requirements of this section  
13 have been met.

14 The county director of finance [~~may~~] shall register a  
15 motorcycle with an aftermarket motorcycle frame, using the  
16 number of the frame as issued by the manufacturer of the frame,  
17 the vehicle identification number on the certification label, or  
18 a vehicle identification number assigned by the director of  
19 finance[-]; provided that the motorcycle with an aftermarket  
20 motorcycle frame meets the requirements of this subsection. A  
21 bill of sale and Manufacturer's Statement of Origin for the



1 frame, engine, and transmission must be presented and retained  
 2 as a part of the permanent county registration records. If a  
 3 Manufacturer's Statement of Origin is not available for the  
 4 engine and transmission due to the use of a used or  
 5 reconstructed engine, transmission, or both, then a bill of sale  
 6 or other proof of ownership, satisfactory to the director of  
 7 finance must be presented. Except for motorcycles that are  
 8 built on an aftermarket motorcycle frame, special interest  
 9 vehicles, and reconstructed vehicles, any motor vehicle or  
 10 device that is not certified by the manufacturer to be in  
 11 compliance with all applicable Federal Motor Vehicle Safety  
 12 Standards as of the date of [+]manufacture[+] shall not be  
 13 registered."

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

16 SECTION 4. This Act shall take effect upon its approval.  
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INTRODUCED BY:

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# S.B. NO. 2324

**Report Title:**

Aftermarket Motorcycle Frames; Motor Vehicle Registration

**Description:**

Expands the definition of "aftermarket motorcycle frame" to include a frame that was built as a hobby and retrofitted with certain features to be in compliance with all applicable Federal Motor Vehicle Safety Standards. Requires a county director of finance to register a motorcycle with an aftermarket motorcycle frame that meets all registration requirements.

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

