

125th MAINE LEGISLATURE

FIRST REGULAR SESSION-2011

Legislative Document

No. 1011

H.P. 747

House of Representatives, March 10, 2011

An Act To Curb the Noise of Motorcycles without Mufflers

Reference to the Committee on Transportation suggested and ordered printed.

Heather J.R. PRIEST

Clerk

Presented by Representative RUSSELL of Portland.

Cosponsored by Representatives: BLODGETT of Augusta, BOLDUC of Auburn, CHIPMAN of Portland, PILON of Saco, SHAW of Standish, WELSH of Rockport.

1	Be it enacted by the People of the State of Maine as follows:
2	Sec. 1. 29-A MRSA §1912, sub-§7 is enacted to read:
3	7. Confiscation of muffler. If a law enforcement officer stops a motorcycle for
4 5	excessive or unusual noise pursuant to subsection 1 that is due to the condition of the muffler, the law enforcement officer shall confiscate the muffler.
6	Sec. 2. 29-A MRSA §1912, sub-§8 is enacted to read:
7	8. Penalty. A person who violates subsection 1 with a motorcycle commits a traffic
8	infraction for which a fine of not less than \$150 may be adjudged.
9	Sec. 3. Rulemaking. The Department of Public Safety shall adopt rules to
10	establish procedures for the retention of a registration certificate and plate when a person
11	is stopped for operating a motorcycle without a muffler and to give the court direction
12	pertaining to the destruction of an illegal exhaust pursuant to the Maine Revised Statutes,
13	Title 29-A, section 1912, subsection 3. Rules adopted pursuant to this section are routine
14	technical rules as defined in Title 5, chapter 375, subchapter 2-A.
15	SUMMARY
16	This bill imposes a fine of \$150 for operating a motorcycle without a muffler. The
17	bill also requires a law enforcement officer to confiscate a muffler that is making
18	excessive noise.