



H.B. 579

123rd General Assembly
(As Introduced)

**Reps. Grendell, Hartnett, Peterson, Austria, Evans, Hollister, Williams,
Netzley, Hoops, Allen**

BILL SUMMARY

- Permits a board of county commissioners or board of township trustees to prohibit the manipulation of the engine speed or transmission of a motor vehicle in a manner that results in the exhaust system emitting a loud, cracking, or chattering noise unusual to its normal operation.

CONTENT AND OPERATION

Existing law

Current law permits a board of county commissioners or board of township trustees, in the unincorporated area of the county or township, to regulate noise from passenger cars, motorcycles, or other devices using internal combustion engines (except those operated on commercial racetracks) by the following (among other) methods (sec. 4513.221(A), (E), and (F)):

(1) Prohibiting operation of any motor vehicle, agricultural tractor, motorcycle, all-purpose vehicle, or snowmobile not equipped with a factory-installed muffler or equivalent muffler in good working order and in constant operation;

(2) Prohibiting the removal or rendering inoperative of any muffler other than for maintenance, repair, or replacement;

(3) Prohibiting the discharge into the open air of exhaust of any stationary or portable internal combustion engine except through a factory-installed muffler or equivalent muffler in good working order and in constant operation;

(4) Prohibiting the *racing* of the *motor* of the motor vehicles listed in (1) above, so that the exhaust system emits a loud, cracking, or chattering noise unusual to its normal operation.

A violation of any of these prohibitions is a minor misdemeanor, the penalty for which is a fine of up to \$100. Fines go to the county general fund, if collected by a county, or to the township general fund, if collected by a township. (Sec. 4513.221(F).)

Changes proposed by the bill

The bill changes prohibition (4) above to allow counties or townships to prohibit, as a minor misdemeanor, any person from manipulating the *motor speed*, either by racing the motor or *slowing down the motor*, of a motor vehicle, motorcycle, agricultural tractor, all-purpose vehicle, or snowmobile described in prohibition (1) above (except those operated on commercial racetracks) or from *manipulating the transmission of any of those vehicles*, in a manner that results in the exhaust system emitting a loud, cracking, or chattering noise unusual to its normal operation (sec. 4513.221(E)(4) and (F)).

HISTORY

ACTION	DATE	JOURNAL ENTRY
Introduced	02-16-00	p. 1618

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