

23103884D

SENATE BILL NO. 1085

Offered January 11, 2023

Prefiled January 9, 2023

A BILL to amend and reenact §§ 46.2-1047 and 46.2-1165 of the Code of Virginia and to amend the Code of Virginia by adding a section numbered 46.2-1049.1, relating to motor vehicle exhaust systems; aftermarket amplifying devices; inspections.

Patron—Ebbin

Referred to Committee on Transportation

Be it enacted by the General Assembly of Virginia:

1. That §§ 46.2-1047 and 46.2-1165 of the Code of Virginia are amended and reenacted and that the Code of Virginia is amended by adding a section numbered 46.2-1049.1 as follows:

§ 46.2-1047. Muffler cutout, etc., illegal.

It ~~shall be~~ is unlawful to sell or offer for sale any (i) muffler without interior baffle plates or other effective muffling device ~~or~~; (ii) gutted muffler, muffler cutout, or straight exhaust; ~~or (iii) mechanical or electronic device designed to create or amplify noise emitted by a motor vehicle, moped, or motorized skateboard or scooter that is louder than the noise emitted by the motor vehicle, moped, or motorized skateboard or scooter as originally manufactured.~~ It ~~shall be~~ is unlawful for any person to operate on the highways in the Commonwealth a motor vehicle, moped, or motorized skateboard or ~~foot-scooter~~ scooter equipped with a gutted muffler, muffler cutout, ~~or~~ straight exhaust, ~~or any mechanical or electronic device designed to create or amplify noise emitted by a motor vehicle, moped, or motorized skateboard or scooter that is louder than the noise emitted by the motor vehicle, moped, or motorized skateboard or scooter as originally manufactured.~~

§ 46.2-1049.1. Limitations on exhaust system noise level.

No person shall operate any motor vehicle, moped, or motorized skateboard or scooter with a gross weight of 10,000 pounds or less with an exhaust system that emits noise equivalent to noise in excess of 85 decibels as measured from a distance of 50 feet (i) on any highway; (ii) in any driveway or premises of a church, school, recreational facility, or business or governmental property open to the public; (iii) on the premises of any industrial establishment providing parking space for customers, patrons, or employees; or (iv) on any highway under construction or not yet open to the public.

§ 46.2-1165. Regulations for inspection of vehicles; posting.

The Superintendent shall promulgate regulations for the inspection of motor vehicles under this title and shall furnish each official inspection station with a printed set of such regulations suitable for posting. Such station shall post the regulations in a conspicuous place in the portion of its premises where inspections are made and shall cause its employees making official inspections to be conversant with such regulations. *Such regulations shall require the inspection of motor vehicles for compliance with § 46.2-1047.*

INTRODUCED

SB1085