

JAN 25 2006

S.B. NO. 3282

A BILL FOR AN ACT

RELATING TO MOTOR VEHICLES.

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

1 SECTION 1. Section 286-51, Hawaii Revised Statutes, is
2 amended to read as follows:
3 "**§286-51 Registration, expense.** (a) Every certificate of
4 registration issued under this part shall expire at midnight on
5 December 31 of each year and shall be renewed annually before
6 April 1 of each year upon application by the registered owner by
7 presentation of the last issued certificate of registration or
8 the last issued application for renewal, such renewal to take
9 effect as of January 1 of each year; provided that the
10 certificate of registration for each motor vehicle in the
11 counties of the State may be renewed on a staggered basis, if a
12 county elects to do so. The director of finance of each county
13 may adopt rules to carry out the purposes stated in this section
14 and shall expend the necessary funds from the director's
15 operating funds as may be necessary for these purposes; provided
16 that the director of finance, if the director has ascertained as
17 of the date of the application that the registered owner has not
18 deposited or paid bail with respect to any summons or citation



1 issued to the registered owner for stopping, standing, or
2 parking in violation of traffic ordinances within the county,
3 may require, as a condition precedent to the renewal, that the
4 registered owner deposit or pay bail with respect to all such
5 summons or citations. The certificates of registration issued
6 hereunder shall show, in addition to all information required
7 under section 286-47, the serial number of the tag or emblem and
8 shall be valid during the registration year only for which they
9 are issued. The certificates of ownership need not be renewed
10 annually but shall remain valid as to any interest shown therein
11 until canceled by the director of finance as provided by law or
12 replaced by new certificates of ownership as hereinafter
13 provided.

14 (b) This part shall be administered by the director of
15 finance in conjunction with the requirements of sections 249-1
16 to 249-13 and shall entail no additional expense or charge to
17 the person registering the ownership of a motor vehicle other
18 than as provided by this section or by other laws; provided that
19 for each new certificate of ownership issued by the director of
20 finance under section 286-52, the director of finance may charge
21 a fee which shall be deposited in the general fund. The fees



1 charged to issue a new certificate of ownership shall be
2 established by the county's legislative body.

3 Notwithstanding any other law to the contrary, an
4 additional fee of not more than \$1 for each certificate of
5 registration for a U-drive motor vehicle and \$2 for each
6 certificate of registration for all other motor vehicles may be
7 established by ordinance and collected annually by the director
8 of finance of each county, to be used and administered by each
9 county:

- 10 (1) For the purpose of beautification and other related
11 activities of highways under the ownership, control,
12 and jurisdiction of each county; and
- 13 (2) To defray the additional cost in the disposition and
14 other related activities of abandoned or derelict
15 vehicles as prescribed in chapter 290.

16 The \$2 fee established pursuant to this subsection for
17 certificates of registration for motor vehicles other than U-
18 drive motor vehicles may be increased by ordinance up to a
19 maximum of \$5; provided that all amounts received from any fee
20 increase over \$2 shall be expended only for the purposes of
21 paragraph (2). The moneys so assessed and collected shall be



1 placed in a revolving fund entitled, "the highway beautification
2 and disposal of abandoned or derelict vehicles revolving fund"

3 (c) An additional fee of \$100 may be charged by the
4 director of finance in each county for a new certificate of
5 ownership. The fee shall be held in a special fund as
6 established by the counties. Interest from the fund shall be
7 deposited into the highway beautification and disposal of
8 abandoned or derelict vehicles revolving fund and be used to
9 defray the additional cost in the disposition and other related
10 activities of abandoned or derelict vehicles as prescribed in
11 chapter 290. The fee shall be refunded to the holder of the
12 certificate of ownership upon the proper disposal of the
13 vehicle. The director of finance of each county may adopt rules
14 to enforce this section and to collect this fee from vehicles
15 already in operation through the vehicle registration process.

16 (d) If a fee is forfeited due to improper disposal or non-
17 presentment of the certificate of ownership for refund of the
18 fee, the fee will escheat to the highway beautification and
19 disposal of abandoned or derelict vehicles revolving fund of
20 each county. Such funds shall be used solely for defraying the
21 additional cost in the disposition and other related activities
22 of abandoned or derelict vehicles as prescribed in chapter 290."



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1 SECTION 2. New statutory material is underscored.

2 SECTION 3. This Act shall take effect on July 1, 2006.

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INTRODUCED BY: Roody H Baker



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Report Title:
Motor vehicles

Description:
Establishes a refundable fee for certificates of ownership to be used for the disposal of derelict vehicles.

SB HMIA 85-2006

