
A BILL FOR AN ACT

RELATING TO MOTOR VEHICLES.

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

1 SECTION 1. Section 286-41, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:
3 "(b) Application for the registration of a vehicle shall
4 be made upon the appropriate form furnished by the director of
5 finance and shall ~~contain~~ include but not be limited to the
6 name, occupation, ~~and~~ address of residence, driver's license
7 number, phone number, and emergency contacts of the owner and
8 legal owner; and, if the applicant is a member of the United
9 States naval or military forces, the applicant shall give the
10 organization and station. All applications shall also contain a
11 description of the vehicle, including the name of the maker, the
12 type of fuel for the use of which it is adapted (e.g., gasoline,
13 diesel oil, liquefied petroleum gas), the serial or motor
14 number, and the date first sold by the manufacturer or dealer,
15 and such further description of the vehicle as is called for in
16 the form, and such other information as may be required by the
17 director of finance, to establish legal ownership. A person



1 applying for initial registration of a neighborhood electric
2 vehicle shall certify in writing that a notice of the
3 operational restrictions applying to the vehicle as provided in
4 section 291C-134 are contained on a permanent notice attached to
5 or painted on the vehicle in a location that is in clear view of
6 the driver."

7 SECTION 2. Section 290-1, Hawaii Revised Statutes, is
8 amended to read as follows:

9 "**§290-1 Disposition by counties of certain abandoned**
10 **vehicles [-]; fines.** (a) The counties shall cause vehicles that
11 have been abandoned to be taken into custody within ten business
12 days of abandonment. For the purposes of this subsection, a
13 vehicle is "abandoned" if it is defined to be abandoned by an
14 ordinance of the county in which the vehicle is located. In the
15 absence of such an ordinance, a vehicle is "abandoned" if it is
16 left unattended for a continuous period of more than twenty-four
17 hours and it is unlawfully parked on any public highway or other
18 public property or private lands defined as a setback, shoulder,
19 easement, or right of way that is adjacent to or part of a
20 public highway. The mayors of the several counties may
21 designate an agency within their counties to carry out the



1 functions and requirements of this section. For the purposes of
2 this subsection, "agency" means any office, department, or other
3 governmental unit of the county.

4 (b) The Hawaii public housing authority may cause vehicles
5 that have been abandoned on any public housing property owned,
6 managed, or administered by the Hawaii public housing authority
7 to be taken into custody and disposed of. For the purposes of
8 this subsection, a vehicle is "abandoned" if it is left
9 unattended for a continuous period of more than twenty-four
10 hours after a notice is conspicuously posted on the vehicle that
11 the vehicle is subject to disposal pursuant to this subsection.

12 (c) At the request of the landowner, a county may cause
13 vehicles to be taken into custody and disposed of that have been
14 abandoned on roads for which dedication to the State or county
15 is pending. For purposes of this subsection, a vehicle is
16 deemed abandoned if it is left unattended for a continuous
17 period of more than twenty-four hours after a notice is
18 conspicuously posted on the vehicle stating that the vehicle is
19 subject to disposal pursuant to this subsection.

20 (d) The counties may assess a fine of \$1,000 against the
21 legal or registered owner of a vehicle that is deemed abandoned



1 pursuant to this section. The fines collected pursuant to this
2 subsection shall be deposited into the general fund of the
3 county that collected the fine."

4 SECTION 3. Section 290-4, Hawaii Revised Statutes, is
5 amended to read as follows:

6 "§290-4 **Repossession by person entitled.** [Any] Subject to
7 the requirements set forth in section 290-2, any person entitled
8 to the vehicle may repossess the same prior to the date of
9 public auction upon payment of all towing, handling, storage,
10 appraisal, advertising, and any other expenses incurred in
11 connection with the vehicle[-], including the fine pursuant to
12 section 290-1(d); provided that if the person claiming the
13 vehicle is the legal or registered owner, the person shall show
14 proof of an up-to-date motor vehicle registration pursuant to
15 section 286-41 and up-to-date motor vehicle insurance coverage
16 prior to repossession. If the person claiming the vehicle is
17 not the legal or registered owner, the person may repossess the
18 vehicle upon paying the foregoing expenses and posting adequate
19 security not to exceed the value of the vehicle. The security,
20 if not forfeited, shall be returned two years from receipt."



1 SECTION 4. No later than July 1, 2021, the department of
2 transportation shall implement a database of record that shall
3 link the requested personal information with the information for
4 driver's licenses, motor vehicle registration, county and state
5 traffic citation division, and motor vehicle control.

6 SECTION 5. This Act does not affect rights and duties that
7 matured, penalties that were incurred, and proceedings that were
8 begun before its effective date.

9 SECTION 6. Statutory material to be repealed is bracketed
10 and stricken. New statutory material is underscored.

11 SECTION 7. This Act shall take effect on July 1, 2050.



Report Title:

Abandoned Vehicles; Motor Vehicle Registration; Fines

Description:

Requires an application for motor vehicle registration to include additional identifying information. Authorizes the counties to assess a fine against the legal or registered owner of a vehicle deemed abandoned. Requires the legal or registered owner to have up-to-date motor vehicle registration and motor vehicle insurance prior to repossession of the abandoned vehicle. Requires DOT to implement records database linking driver's license, motor vehicle registration, traffic citation divisions, and motor vehicle control. (HB1234 HD1)

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