THE SENATE THIRTY-THIRD LEGISLATURE, 2025 STATE OF HAWAII

S.B. NO. 1272

JAN 2 3 2025

#### A BILL FOR AN ACT

RELATING TO TOWING.

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

1	SECTION 1. The Hawaii Revised Statutes is amended by
2	adding a new chapter to be appropriately designated and to read
3	as follows:
4	"CHAPTER
5	TOWING OPERATIONS
6	<b>§ -1 Definitions</b> . As used in this chapter, unless the
7	context otherwise requires:
8	"Authority" means the towing authority established under
9	section -3.
10	"Department" means the department of transportation.
11	"Motor vehicle" shall have the same meaning as in
12	section 291C-1.
13	"Towing" means the removal of a motor vehicle from any
14	location by using a tow truck or similar equipment and without
15	the consent of the owner or operator of the motor vehicle. The
16	act of parking a vehicle at a location with or without any



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signs, shall not be considered consent of the owner or operator
 of the motor vehicle.

3 "Towing operation" means any business engaged in the4 business of towing.

5 § -2 Towing license; required. It shall be unlawful to
6 engage in the act of towing without a valid towing license under
7 this chapter.

8 § -3 Towing authority; established. There is
9 established within the department of transportation the towing
10 authority. The towing authority shall issue towing licenses and
11 regulate towing operations.

12 § -4 Towing licenses; issuance. A towing license shall
13 be issued by the authority upon application therefor, in the
14 form and manner required by rule of the authority, and the
15 payment of a fee of \$ , and shall be renewable annually on
16 July 1 for the twelve months ending the succeeding June 30.
17 Each towing license shall have a unique number.

18 § -5 Towing license; suspension, revocation. (a) The 19 authority may suspend, revoke, or decline to renew any license 20 issued under this chapter or deny an application for a license 21 issued under this chapter whenever the authority finds that the



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1 applicant or licensee has failed to comply with this chapter or 2 any rule adopted under this chapter, or for any other good 3 cause. Good cause includes instances where an applicant or 4 licensee has: 5 Submitted a false or fraudulent application or (1) provided a false statement in an application; 6 7 Failed to comply with, violated, or been convicted of (2) violating any county, state, or federal law directly 8 9 pertaining to towing; Failed to maintain complete and accurate records when 10 (3) 11 and if required to be kept; Failed to possess a license authorizing the towing 12 (4) 13 operation to operate in the applicable county, if 14 required; 15 (5) If the towing operation transports motor vehicles to a 16 facility held by the applicant or licensee, failed to 17 open that facility during business hours and equip 18 that facility with security features as required by the towing authority; 19 20 Been convicted, or employs an individual who has been (6)

convicted, within the most recent five years of a

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1		criminal offense involving one or more of the
2		following:
3		(A) Bodily injury or attempt to inflict bodily injury
4		to another person;
5		(B) Theft of property or attempted theft of property;
6		or
7		(C) Sexual assault or attempted sexual assault;
8	(7)	Failed to maintain that each person operating a
9		vehicle on behalf of the licensee has the appropriate
10		license under chapter 286 for the operation of the
11		applicable vehicle;
12	(8)	Violated or failed to comply with any requirement
13		under section 290-11, 290-41, 291C-135, 291C-165.5, or
14		437D-15(8);
15	(9)	Failed to properly register a vehicle used by the
16		licensee, display a valid number plate pursuant to
17		section 249-7, or satisfy any vehicle weight
18		requirement; and
19	(10)	Violated any other law or rule adopted by the
20		authority.



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(b) Upon suspending or revoking any license, the authority
may request that the licensee immediately surrender the license
or any duplicate issued to or printed by the licensee, and the
licensee shall surrender the license or duplicate promptly to
the authority as requested.

6 (c) Whenever the authority suspends, revokes, or declines 7 to renew a license, the authority shall notify the applicant or 8 licensee immediately and afford the applicant or licensee a 9 hearing, if requested; provided that a hearing has not already 10 been afforded. The authority shall provide no less than thirty 11 days' notice to the applicant or licensee of a hearing afforded 12 under this subsection. After the hearing, the authority shall:

13 (1) Rescind its order of suspension;

- 14 (2) Continue the suspension;
- 15 (3) Revoke the license;
- 16 (4) Rescind its order of revocation;
- 17 (5) Decline to renew the license; or

18 (6) Renew the license.

19 § -6 Penalties. Any person who violates this chapter or
20 section 290-11(b)(1), (2), or (5) shall be fined not more than
21 \$ for each separate violation.



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1 -7 Exclusions. This chapter shall not apply to any S towing of a motor vehicle with the consent of the owner or 2 operator of the motor vehicle. 3 4 S. -8 Rules. The authority or the department may adopt 5 rules under chapter 91 for the purposes of this chapter. SECTION 2. Section 46-1.5, Hawaii Revised Statutes, is 6 7 amended to read as follows: 8 "§46-1.5 General powers and limitation of the counties. 9 Subject to general law, each county shall have the following powers and shall be subject to the following liabilities and 10 11 limitations: Each county shall have the power to frame and adopt a 12 (1) charter for its own self-government that shall 13 establish the county executive, administrative, and 14 15 legislative structure and organization, including but not limited to the method of appointment or election 16 of officials, their duties, responsibilities, and 17 18 compensation, and the terms of their office; Each county shall have the power to provide for and 19 (2) regulate the marking and lighting of all buildings and 20 21 other structures that may be obstructions or hazards



1		to aerial navigation, so far as may be necessary or
2		proper for the protection and safeguarding of life,
3		health, and property;
4	(3)	Each county shall have the power to enforce all claims
5		on behalf of the county and approve all lawful claims
6		against the county, but shall be prohibited from
7		entering into, granting, or making in any manner any
8		contract, authorization, allowance payment, or
9		liability contrary to the provisions of any county
10		charter or general law;
11	(4)	Each county shall have the power to make contracts and
12		to do all things necessary and proper to carry into
13		$\cdot$ execution all powers vested in the county or any
14		county officer;
15	(5)	Each county shall have the power to:
16		(A) Maintain channels, whether natural or artificial,
17		including their exits to the ocean, in suitable
18		condition to carry off storm waters;
19		(B) Remove from the channels, and from the shores and
20		beaches, any debris that is likely to create an
21		unsanitary condition or become a public nuisance;



1		provided that, to the extent any of the foregoing
2		work is a private responsibility, the
3		responsibility may be enforced by the county in
4		lieu of the work being done at public expense;
5	(C)	Construct, acquire by gift, purchase, or by the
6		exercise of eminent domain, reconstruct, improve,
7		better, extend, and maintain projects or
8		undertakings for the control of and protection
9		against floods and flood waters, including the
10		power to drain and rehabilitate lands already
11		flooded;
12	(D)	Enact zoning ordinances providing that lands
13		deemed subject to seasonable, periodic, or
14		occasional flooding shall not be used for
15		residence or other purposes in a manner as to
16		endanger the health or safety of the occupants
17		thereof, as required by the Federal Flood
18		Insurance Act of 1956 (chapter 1025, Public
19		Law 1016); and
20	(E)	Establish and charge user fees to create and
21		maintain any stormwater management system or



1 infrastructure; provided that no county shall 2 charge against or collect user fees from the 3 department of transportation in excess of \$1,500,000 in the aggregate per year; provided 4 further that no services shall be denied to the 5 6 department of transportation by reason of 7 nonpayment of the fees; Each county shall have the power to exercise the power 8 (6) 9 of condemnation by eminent domain when it is in the 10 public interest to do so; 11 (7) Each county shall have the power to exercise 12 regulatory powers over business activity as are 13 assigned to them by chapter 445 or other general law; 14 Each county shall have the power to fix the fees and (8) 15 charges for all official services not otherwise 16 provided for; 17 (9) Each county shall have the power to provide by 18 ordinance assessments for the improvement or maintenance of districts within the county; 19 20 Except as otherwise provided, no county shall have the (10)21 power to give or loan credit to, or in aid of, any



1 person or corporation, directly or indirectly, except 2 for a public purpose; 3 (11)Where not within the jurisdiction of the public utilities commission, each county shall have the power 4 5 to regulate by ordinance the operation of motor 6 vehicle common carriers transporting passengers within 7 the county and adopt and amend rules the county deems 8 necessary for the public convenience and necessity; 9 Each county shall have the power to enact and enforce (12)10 ordinances necessary to prevent or summarily remove 11 public nuisances and to compel the clearing or removal 12 of any public nuisance, refuse, and uncultivated 13 undergrowth from streets, sidewalks, public places, 14 and unoccupied lots. In connection with these powers, each county may impose and enforce liens upon the 15 property for the cost to the county of removing and 16 17 completing the necessary work where the property 18 owners fail, after reasonable notice, to comply with the ordinances. The authority provided by this 19 paragraph shall not be self-executing, but shall 20 21 become fully effective within a county only upon the



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1 enactment or adoption by the county of appropriate and particular laws, ordinances, or rules defining "public 2 3 nuisances" with respect to each county's respective 4 circumstances. The counties shall provide the 5 property owner with the opportunity to contest the 6 summary action and to recover the owner's property; 7 Each county shall have the power to enact ordinances (13)deemed necessary to protect health, life, and 8 9 property, and to preserve the order and security of 10 the county and its inhabitants on any subject or matter not inconsistent with, or tending to defeat, 11 12 the intent of any state statute where the statute does 13 not disclose an express or implied intent that the statute shall be exclusive or uniform throughout the 14 15 State; 16 (14)Each county shall have the power to: 17 (A) Make and enforce within the limits of the county 18 all necessary ordinances covering all: 19 Local police matters; (i) 20 (ii) Matters of sanitation; (iii) Matters of inspection of buildings; 21



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1		(iv)	Matters of condemnation of unsafe
2			structures, plumbing, sewers, dairies, milk,
3			fish, and morgues; and
4		(v)	Matters of the collection and disposition of
5			rubbish and garbage;
6	(B)	Prov	ide exemptions for homeless facilities and
7		any d	other program for the homeless authorized by
8		part	XVII of chapter 346, for all matters under
9		this	paragraph;
10	(C)	Appor	int county physicians and sanitary and other
11		inspe	ectors as necessary to carry into effect
12		ordin	nances made under this paragraph, who shall
13		have	the same power as given by law to agents of
14		the d	department of health, subject only to
15		limit	tations placed on them by the terms and
16		cond	itions of their appointments; and
17	(D)	Fix a	a penalty for the violation of any ordinance,
18		which	n penalty may be a misdemeanor, petty
19		misde	emeanor, or violation as defined by general
20		law;	



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(15) Each county shall have the power to provide public
 pounds; to regulate the impounding of stray animals
 and fowl, and their disposition; and to provide for
 the appointment, powers, duties, and fees of animal
 control officers;

- 6 (16) Each county shall have the power to purchase and
  7 otherwise acquire, lease, and hold real and personal
  8 property within the defined boundaries of the county
  9 and to dispose of the real and personal property as
  10 the interests of the inhabitants of the county may
  11 require, except that:
- 12 (A) Any property held for school purposes may not be
  13 disposed of without the consent of the
  14 superintendent of education;
- 15 (B) No property bordering the ocean shall be sold or16 otherwise disposed of; and
- 17 (C) All proceeds from the sale of park lands shall be
  18 expended only for the acquisition of property for
  19 park or recreational purposes;
- 20 (17) Each county shall have the power to provide by charter21 for the prosecution of all offenses and to prosecute



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1		for a	offenses against the laws of the State under the
2		auth	ority of the attorney general of the State;
3	(18)	Each	county shall have the power to make
4		appro	opriations in amounts deemed appropriate from any
5		mone	ys in the treasury, for the purpose of:
6		(A)	Community promotion and public celebrations;
7		(B)	The entertainment of distinguished persons as may
8			from time to time visit the county;
9		(C)	The entertainment of other distinguished persons,
10			as well as, public officials when deemed to be in
11			the best interest of the community; and
12		(D)	The rendering of civic tribute to individuals
13			who, by virtue of their accomplishments and
14			community service, merit civic commendations,
15			recognition, or remembrance;
16	(19)	Each	county shall have the power to:
17		(A)	Construct, purchase, take on lease, lease,
18			sublease, or in any other manner acquire, manage,
19			maintain, or dispose of buildings for county
20			purposes, sewers, sewer systems, pumping
21			stations, waterworks, including reservoirs,



1			wells, pipelines, and other conduits for
2			distributing water to the public, lighting
3			plants, and apparatus and appliances for lighting
4			streets and public buildings, and manage,
5			regulate, and control the same;
6		(B)	Regulate and control the location and quality of
7			all appliances necessary to the furnishing of
8			water, heat, light, power, telephone, and
9			telecommunications service to the county;
10		(C)	Acquire, regulate, and control any and all
11			appliances for the sprinkling and cleaning of the
12			streets and the public ways, and for flushing the
13			sewers; and
14		(D)	Open, close, construct, or maintain county
15			highways or charge toll on county highways;
16			provided that all revenues received from a toll
17			charge shall be used for the construction or
18			maintenance of county highways;
19	(20)	Each	county shall have the power to regulate the
20		rent	ing, subletting, and rental conditions of property
21		for	places of abode by ordinance;



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1	(21)	Unle	ss otherwise provided by law, each county shall
2		have	the power to establish by ordinance the order of
3		succ	ession of county officials in the event of a
4		mili	tary or civil disaster;
5	(22)	Each	county shall have the power to sue and be sued in
6		its	corporate name;
7	(23)	Each	county shall have the power to:
8		(A)	Establish and maintain waterworks and sewer
9			works;
10		(B)	Implement a sewer monitoring program that
11			includes the inspection of sewer laterals that
12			connect to county sewers, when those laterals are
13			located on public or private property, after
14			providing a property owner not less than ten
15			calendar days' written notice, to detect leaks
16			from laterals, infiltration, and inflow, any
17			other law to the contrary notwithstanding;
18		(C)	Compel an owner of private property upon which is
19			located any sewer lateral that connects to a
20	·		county sewer to inspect that lateral for leaks,

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1		infiltration, and inflow and to perform repairs
2		as necessary;
3	(D)	Collect rates for water supplied to consumers and
4		for the use of sewers;
5	(E)	Install water meters whenever deemed expedient;
6		provided that owners of premises having vested
7		water rights under existing laws appurtenant to
8		the premises shall not be charged for the
9		installation or use of the water meters on the
10		premises;
11	(F)	Take over from the State existing waterworks
12		systems, including water rights, pipelines, and
13		other appurtenances belonging thereto, and sewer
14		systems, and to enlarge, develop, and improve the
15		same; and
16	(G)	For purposes of subparagraphs (B) and (C):
17		(i) "Infiltration" means groundwater, rainwater,
18		and saltwater that enters the county sewer
19		system through cracked, broken, or defective
20		sewer laterals; and

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1			(ii)	"Inflow" means non-sewage entering the
2				county sewer system via inappropriate or
3				illegal connections;
4	(24)	(A)	Each	county may impose civil fines, in addition
5			to cr	iminal penalties, for any violation of
6			count	y ordinances or rules after reasonable
7			notic	e and requests to correct or cease the
8			viola	tion have been made upon the violator. Any
9			admin	istratively imposed civil fine shall not be
10			colle	cted until after an opportunity for a
11			heari	ng under chapter 91. Any appeal shall be
12			filed	within thirty days from the date of the
13			final	written decision. These proceedings shall
14			not b	e a prerequisite for any civil fine or
15			injun	ctive relief ordered by the circuit court;
16		(B)	Each	county by ordinance may provide for the
17			addit	ion of any unpaid civil fines, ordered by
18			any c	ourt of competent jurisdiction, to any
19			taxes	, fees, or charges, with the exception of
20			fees	or charges for water for residential use and
21			sewer	charges, collected by the county. Each



1 county by ordinance may also provide for the 2 addition of any unpaid administratively imposed 3 civil fines, which remain due after all judicial review rights under section 91-14 are exhausted, 4 5 to any taxes, fees, or charges, with the 6 exception of water for residential use and sewer charges, collected by the county. The ordinance 7 shall specify the administrative procedures for 8 9 the addition of the unpaid civil fines to the 10 eligible taxes, fees, or charges and may require hearings or other proceedings. After addition of 11 12 the unpaid civil fines to the taxes, fees, or 13 charges, the unpaid civil fines shall not become a part of any taxes, fees, or charges. 14 The county by ordinance may condition the issuance or 15 renewal of a license, approval, or permit for 16 17 which a fee or charge is assessed, except for water for residential use and sewer charges, on 18 19 payment of the unpaid civil fines. Upon 20 recordation of a notice of unpaid civil fines in 21 the bureau of conveyances, the amount of the



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1 civil fines, including any increase in the amount 2 of the fine which the county may assess, shall 3 constitute a lien upon all real property or rights to real property belonging to any person 4 5 liable for the unpaid civil fines. The lien in favor of the county shall be subordinate to any 6 7 lien in favor of any person recorded or registered prior to the recordation of the notice 8 9 of unpaid civil fines and senior to any lien 10 recorded or registered after the recordation of the notice. The lien shall continue until the 11 12 unpaid civil fines are paid in full or until a 13 certificate of release or partial release of the 14 lien, prepared by the county at the owner's 15 expense, is recorded. The notice of unpaid civil 16 fines shall state the amount of the fine as of the date of the notice and maximum permissible 17 daily increase of the fine. The county shall not 18 19 be required to include a social security number, state general excise taxpayer identification 20 number, or federal employer identification number 21



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1 on the notice. Recordation of the notice in the 2 bureau of conveyances shall be deemed, at such 3 time, for all purposes and without any further 4 action, to procure a lien on land registered in 5 land court under chapter 501. After the unpaid civil fines are added to the taxes, fees, or 6 7 charges as specified by county ordinance, the 8 unpaid civil fines shall be deemed immediately 9 due, owing, and delinquent and may be collected 10 in any lawful manner. The procedure for 11 collection of unpaid civil fines authorized in 12 this paragraph shall be in addition to any other 13 procedures for collection available to the State 14 and county by law or rules of the courts; Each county may impose civil fines upon any 15 (C) 16 person who places graffiti on any real or personal property owned, managed, or maintained 17 by the county. The fine may be up to \$1,000 or 18 19 may be equal to the actual cost of having the damaged property repaired or replaced. 20 The parent or quardian having custody of a minor who 21



1 places graffiti on any real or personal property 2 owned, managed, or maintained by the county shall 3 be jointly and severally liable with the minor for any civil fines imposed hereunder. Any such 4 fine may be administratively imposed after an 5 opportunity for a hearing under chapter 91, but 6 such a proceeding shall not be a prerequisite for 7 8 any civil fine ordered by any court. As used in 9 this subparagraph, "graffiti" means any 10 unauthorized drawing, inscription, figure, or 11 mark of any type intentionally created by paint, 12 ink, chalk, dye, or similar substances; 13 (D) At the completion of an appeal in which the 14 county's enforcement action is affirmed and upon 15 correction of the violation if requested by the violator, the case shall be reviewed by the 16 17 county agency that imposed the civil fines to 18 determine the appropriateness of the amount of the civil fines that accrued while the appeal 19 20 proceedings were pending. In its review of the



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1	amount of the accrued fines, the county agency
2	may consider:
3	(i) The nature and egregiousness of the
4	violation;
5	(ii) The duration of the violation;
6	(iii) The number of recurring and other similar
7	violations;
8	(iv) Any effort taken by the violator to correct
9	the violation;
10	(v) The degree of involvement in causing or
11	continuing the violation;
12	(vi) Reasons for any delay in the completion of
13	the appeal; and
14	(vii) Other extenuating circumstances.
15	The civil fine that is imposed by administrative
16	order after this review is completed and the
17	violation is corrected shall be subject to
18	judicial review, notwithstanding any provisions
19	for administrative review in county charters;
20	(E) After completion of a review of the amount of
21	accrued civil fine by the county agency that



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1			imposed the fine, the amount of the civil fine
2			determined appropriate, including both the
3			initial civil fine and any accrued daily civil
4			fine, shall immediately become due and
5			collectible following reasonable notice to the
6			violator. If no review of the accrued civil fine
7			is requested, the amount of the civil fine, not
8			to exceed the total accrual of civil fine prior
9			to correcting the violation, shall immediately
10			become due and collectible following reasonable
11			notice to the violator, at the completion of all
12			appeal proceedings; and
13		(F)	If no county agency exists to conduct appeal
14			proceedings for a particular civil fine action
15			taken by the county, then one shall be
16			established by ordinance before the county shall
17			impose the civil fine;
18	(25)	Any	law to the contrary notwithstanding, any county
19		mayo	r, by executive order, may exempt donors, provider
20		agen	cies, homeless facilities, and any other program
21		for	the homeless under part XVII of chapter 346 from



1 real property taxes, water and sewer development fees, 2 rates collected for water supplied to consumers and 3 for use of sewers, and any other county taxes, 4 charges, or fees; provided that any county may enact 5 ordinances to regulate and grant the exemptions 6 granted by this paragraph; 7 Any county may establish a captive insurance company (26)8 pursuant to article 19, chapter 431; and 9 Each county shall have the power to enact and enforce (27) 10 ordinances regulating towing operations [-] that are 11 more stringent than the requirements under state law." 12 SECTION 3. Section 46-20.5, Hawaii Revised Statutes, is 13 amended to read as follows: 14 "[+]§46-20.5[+] Regulation of towing operations. Any law 15 to the contrary notwithstanding, the council of any county may 16 adopt and provide for the enforcement of ordinances regulating towing operations, including but not limited to ordinances 17 18 relating to rates, equipment standards, hours of operation, 19 storage and safeguarding of towed vehicles, records retention

20 and inspection, insurance requirements, vehicle operator



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1	requirements, and tax clearances; provided that an ordinance
2	shall not be effective to the extent that it $[\frac{is}{2}]$ :
3	(1) Is inconsistent with any law or department of health
4	rule governing solid waste salvage facilities[-]; or
5	(2) Less stringent than state law."
6	SECTION 4. Section 291C-135, Hawaii Revised Statutes, is
7	amended to read as follows:
8	"§291C-135 Tow trucks; signage and insurance requirements.
9	Notwithstanding any other law to the contrary, the registered
10	owner or lessee of a tow truck shall:
11	(1) Permanently affix on each door of the truck a sign
12	with the name [and], telephone number, and towing
13	license number issued under section -4 of the [tow
14	business.] towing operation. The letters and numbers
, 15	used in the sign shall be no less than two inches in
16	height; and
17	(2) Maintain insurance in the following amounts:
18	(A) Bodily injury of not less than \$500,000;
19	(B) Property damage of not less than \$200,000; and
20	(C) On-hook coverage of not less than \$175,000; or



1	(D) A combined single limit of liability of not less
2	than \$1,000,000,
3	to protect owners of towed vehicles in the event of
4	vehicle loss or damage due to towing or bodily injury
5	in the course of towing. If a [tow operator]
6	registered owner or lessee of the tow truck fails to
7	comply with the [ <del>insurance</del> ] requirements of this
8	section, no charges, including storage charges, may be
9	collected by the [ <del>tow operator</del> ] <u>towing operation</u> as a
10	result of the tow or as a condition of the release of
11	the towed vehicle. Any person, including the
12	registered owner, lien holder, or insurer of the
13	vehicle, who has been injured by the [ <del>tow operator's</del> ]
14	the registered owner or lessee of the tow truck's
15	failure to comply with this section [ <del>is</del> ] <u>shall be</u>
16	entitled to sue for damages sustained. If a judgment
17	is obtained by the plaintiff, the court shall award
18	the plaintiff a sum of not less than \$1,000 or
19	threefold damages sustained by the plaintiff,
20	whichever sum is greater, and reasonable attorney's
21	fees and costs.



1 [This section shall not apply to a county that has adopted ordinances regulating-towing-operations.]" 2 3 SECTION 5. Section 507-73, Hawaii Revised Statutes, is 4 amended to read as follows: 5 "[+]§507-73[+] Occupant in default; motor vehicle or boat 6 **removal.** If an occupant is in default for sixty or more days 7 and the personal property stored in the leased space is a motor 8 vehicle or boat, the motor vehicle or boat shall be deemed to be 9 left unattended on private property without authorization of the owner of the property and may be towed away, at the expense of 10 11 the owner of the motor vehicle or boat; provided that for 12 purposes of this section, a vehicle may be towed pursuant to 13 section 290-11; provided further that [a]: 14 (1) If a motor vehicle is being towed, the motor vehicle shall be towed by a towing operation licensed under 15 16 chapter ; and (2) If a vessel is being towed, the towing company engaged 17 18 pursuant to this section shall be a towing company 19 registered in Hawaii. 20 At least fifteen days prior to having the motor vehicle or boat

towed, the owner shall provide notice to the occupant, stating



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1 the name, address, and contact information of the towing operation or towing company, by certified mail at the occupant's 2 last known postal address and by electronic mail at the 3 4 occupant's last known electronic mail address. For purposes of applying section 290-11 to this section, 5 the term "vehicle" shall be deemed to correspond to the terms 6 "motor vehicle" and "boat"." 7 8 SECTION 6. Sections 286-51(b)(2), 290-11, 291C-165.5, 9 431:10C-313(b)(2), Hawaii Revised Statutes, are amended by substituting the term "towing operation" where the terms "tow 10 11 company" or "towing company" appears, as the context requires. 12 SECTION 7. Sections 290-11 and 291C-165.5(h), Hawaii Revised Statutes, are amended by substituting the term "towing 13 14 operations" where the terms "tow companies" or "towing 15 companies" appears, as the context requires. 16 SECTION 8. There is appropriated out of the general 17 revenues of the State of Hawaii the sum of \$ or so much 18 thereof as may be necessary for fiscal year 2025-2026 and the same sum or so much thereof as may be necessary for fiscal year 19 20 2026-2027 for the establishment and operation of the towing 21 authority.



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The sums appropriated shall be expended by the department 1

of transportation for the purposes of this Act. 2

SECTION 9. This Act shall take effect on July 1, 2025; 3

provided that the towing license requirements under section 1 of 4 5 this Act shall not be required until after June 30, 2026.

INTRODUCED BY: HATACH



#### Report Title:

Towing Authority; Tow Trucks; Towing License; DOT

#### Description:

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Requires towing truck operators to obtain a towing license. Establishes the Towing Authority within the Department of Transportation to issue towing licenses and regulate towing operations.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

