

JOSH GREEN, M.D.  
GOVERNOR  
KE KIA'ĀINA



**GOV. MSG. NO. 1272**

EXECUTIVE CHAMBERS  
KE KE'ENA O KE KIA'ĀINA

June 3, 2025

The Honorable Ronald D. Kouchi  
President of the Senate,  
and Members of the Senate  
Thirty-Third State Legislature  
State Capitol, Room 409  
Honolulu, Hawai'i 96813

The Honorable Nadine Nakamura  
Speaker, and Members of the  
House of Representatives  
Thirty-Third State Legislature  
State Capitol, Room 431  
Honolulu, Hawai'i 96813

Aloha President Kouchi, Speaker Nakamura, and Members of the Legislature:

This is to inform you that on June 3, 2025, the following bill was signed into law:

S.B. NO. 1216, S.D. 1,  
H.D. 2, C.D. 1

RELATING TO TRANSPORTATION.  
**ACT 172**

Mahalo,

A handwritten signature in black ink that reads "Josh Green M.D.".

Josh Green, M.D.  
Governor, State of Hawai'i

# A BILL FOR AN ACT

RELATING TO TRANSPORTATION.

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

1 SECTION 1. Section 286-26, Hawaii Revised Statutes, is  
2 amended as follows:

3 1. By amending subsection (e) to read:

4 "(e) Upon application for a certificate of inspection to  
5 be issued for a vehicle or moped, an inspection as prescribed by  
6 the director under subsection (g) shall be conducted on the  
7 vehicle or moped~~(, and if)~~. If the vehicle or moped is found to  
8 be in [a] safe operating condition, including adhering to head  
9 lamp requirements and specifications pursuant to section  
10 291-25(a), as applicable, and is not equipped with a muffler or  
11 exhaust system that fails to comply with section 291-24 or  
12 291-24.5, as applicable, a certificate of inspection shall be  
13 issued upon payment of a fee to be determined by the director.  
14 The certificate shall state the effective date, [~~the~~]  
15 termination date, [~~the~~] name of the issuing insurance carrier,  
16 [~~the~~] policy number of the motor vehicle insurance  
17 identification card for the inspected motor vehicle as specified



1 by section 431:10C-107 or state the information contained in the  
2 proof of insurance card as specified by section 431:10G-106, and  
3 the odometer reading of the vehicle on the date of inspection.  
4 A sticker, authorized by the director, shall be affixed to the  
5 vehicle or moped at the time a certificate of inspection is  
6 issued. An inspection sticker that has been lost, stolen, or  
7 destroyed shall be replaced without reinspection by the  
8 inspection station that issued the original inspection sticker  
9 upon presentation of the current certificate of inspection;  
10 provided that the current certificate of inspection and  
11 inspection sticker shall not have expired at the time the  
12 replacement is requested. The director shall adopt rules to  
13 determine the fee for replacement of lost, stolen, or destroyed  
14 inspection stickers."

15 2. By amending subsection (g) to read:

16 "(g) The director of transportation shall adopt necessary  
17 rules for the administration of inspections and the issuance of  
18 certificates of inspection; provided that the rules shall  
19 ~~include~~:

20 (1) At a minimum, require inspections to ensure that a  
21 vehicle or moped is not equipped with a muffler or



1           exhaust system that fails to comply with section  
2           291-24 or 291-24.5, as applicable; and  
3           (2) Include head lamp requirements that adhere to the  
4           specifications pursuant to section 291-25(a), as  
5           applicable."

6           SECTION 2. Section 286-211, Hawaii Revised Statutes, is  
7 amended to read as follows:

8           " ~~[+]~~§286-211~~[+]~~ **Permits to operate official inspection**  
9 **stations.** (a) The director shall issue permits for and furnish  
10 instructions and all forms to official inspection stations. The  
11 stations shall operate pursuant to standards established by the  
12 director.

13           (b) Application for an official inspection station permit  
14 shall be made upon an official form and shall be granted only  
15 when the director is satisfied that the station is properly  
16 equipped and has competent personnel to make the required  
17 inspections. Before issuing a permit, the director shall  
18 require the applicant to file proof that the applicant has, in  
19 effect, a liability insurance policy, issued to the applicant by  
20 an insurance company, authorized to do business in the State,  
21 insuring against the liability of the applicant and any of the



1 applicant's employees, in minimum amounts as follows:  
2 comprehensive public liability insurance in the amount of  
3 \$10,000 for one person and \$20,000 for one accident and  
4 comprehensive property damage insurance of \$5,000[7]; provided  
5 that the director may, by rules [~~and regulations~~], set higher  
6 limits; provided further that the proof of insurance need not be  
7 filed by an applicant who inspects only vehicles owned by the  
8 applicant; [~~and~~] provided further that the proof of insurance  
9 need not be filed by instrumentalities of the United States.

10 (c) A permit for an official inspection station shall not  
11 be assigned or transferred or used at any location other than  
12 that designated by the director and every permit shall be posted  
13 in a conspicuous place at the location so designated.

14 (d) A permit for an official inspection station shall be  
15 suspended or revoked, or renewal thereof shall be refused by the  
16 director, upon a third or subsequent wilful violation within a  
17 period of eighteen months of any rule requiring an official  
18 inspection station to ensure a vehicle or moped is not equipped  
19 with a muffler or exhaust system that fails to comply with  
20 section 291-24 or 291-24.5, as applicable."



1 SECTION 3. Section 291-24, Hawaii Revised Statutes, is  
2 amended by amending subsection (c) to read as follows:

3 "(c) Whoever violates this section shall be fined not more  
4 than [~~\$100-~~] \$150."

5 SECTION 4. Section 291-24.5, Hawaii Revised Statutes, is  
6 amended to read as follows:

7 "\$291-24.5 Motor vehicle muffler. (a) No person shall  
8 use on a public highway, sell, offer for sale, alter, or install  
9 a muffler, including but not limited to a cut-out, bypass, or  
10 similar device, that will noticeably increase the noise emitted  
11 by a motor vehicle above that emitted by the vehicle as equipped  
12 from the factory.

13 (b) Except as provided in section 291-24.4, any violation  
14 of this section shall [~~constitute a violation and shall~~] be  
15 enforceable by police officers. Violation of this section shall  
16 subject the violator to the following penalties:

17 (1) For a first violation, or any violation not preceded  
18 within a three-year period for a violation under this  
19 section, the person shall be fined not more than  
20 [~~\$100-~~] \$150;



1 (2) For a second violation committed within three years of  
2 any other violation under this section, the person  
3 shall be fined not more than [~~\$300~~] \$350; and

4 (3) For a violation of a third or subsequent offense  
5 committed within [~~five~~] three years of any other  
6 violation under this section, the person shall be  
7 fined not more than [~~\$900~~] \$950.

8 Any person who violates the provisions of this section may be  
9 issued a summons or citation for the violation."

10 SECTION 5. Section 437B-11, Hawaii Revised Statutes, is  
11 amended to read as follows:

12 "**§437B-11 Prohibited practices.** In addition to any other  
13 grounds for disciplinary action authorized by law, the following  
14 acts or omissions related to the repair of motor vehicles shall  
15 be grounds for invoking the enforcement procedures of section  
16 437B-12:

17 (1) Making or authorizing, in any manner or by any means  
18 whatever, any [~~statement~~] written or oral [~~which~~]  
19 statement that is untrue or misleading, and [~~which~~]  
20 that is known, or [~~which~~] that by the exercise of



- 1 reasonable care should be known, to be untrue or  
2 misleading;
- 3 (2) Causing or allowing a customer to sign any work order  
4 that does not state the repairs requested by the  
5 customer or the automobile's odometer reading at the  
6 time of repair;
- 7 (3) Failing or refusing to give to a customer a copy of  
8 any document requiring the customer's signature, as  
9 soon as the customer signs the document;
- 10 (4) Any other conduct that constitutes fraud;
- 11 (5) Conduct constituting gross negligence;
- 12 (6) Failure to comply with this chapter or rules adopted  
13 pursuant to it;
- 14 (7) Any wilful departure from or disregard of accepted  
15 practices or professional standards;
- 16 (8) Making false promises of a character likely to  
17 influence, persuade, or induce a customer to authorize  
18 the repair, service, or maintenance of a motor  
19 vehicle;
- 20 (9) Having repair work subcontracted without the knowledge  
21 or consent of the customer unless the motor vehicle



- 1 repair dealer, mechanic, or apprentice demonstrates  
2 that the customer could not reasonably have been  
3 notified;
- 4 (10) Conducting the business of motor vehicle repair in a  
5 place other than stated on the license [~~except~~];  
6 provided that mobile repair facilities may be  
7 permitted if the license so indicates;
- 8 (11) Rebuilding or restoring of rebuilt vehicles as defined  
9 in section 286-2 in [~~such~~] a manner that [~~it~~] does not  
10 conform to the original vehicle manufacturer's  
11 established repair procedures or specifications and  
12 allowable tolerances for the particular model and  
13 year;
- 14 (12) Subcontracting, recommending, or referring motor  
15 vehicle repair work to, or in any way assisting, a  
16 motor vehicle repair dealer or mechanic whose license  
17 or certification is not in full compliance with this  
18 chapter;
- 19 (13) Failure to directly supervise a motor vehicle mechanic  
20 [~~apprentice/trainee~~] apprentice or trainee or motor  
21 vehicle mechanic helper;



- 1 (14) Servicing mobile air conditioners without using  
2 refrigerant recovery and recycling equipment that is  
3 certified by Underwriters Laboratories, Incorporated  
4 or was in use by the motor vehicle repair industry  
5 [~~prior to~~] before December 31, 1989;
- 6 (15) Performing service on any motor vehicle or mobile air  
7 conditioner after January 1, 1994, without successful  
8 completion of an appropriate training course in the  
9 recovery and recycling of CFC and HCFC refrigerants,  
10 which included instruction in the proper use of  
11 refrigerant recovery and recycling equipment that is  
12 certified by Underwriters Laboratories, Incorporated;  
13 [and]
- 14 (16) Violating chapter 342C[-]; and
- 15 (17) Repairing or installing a muffler or exhaust system  
16 that fails to comply with section 291-24 or 291-24.5,  
17 as applicable."

18 SECTION 6. This Act does not affect rights and duties that  
19 matured, penalties that were incurred, and proceedings that were  
20 begun before its effective date.



1 SECTION 7. Statutory material to be repealed is bracketed  
2 and stricken. New statutory material is underscored.

3 SECTION 8. This Act shall take effect upon its approval.



S.B. NO. 1216  
S.D. 1  
H.D. 2  
C.D. 1

APPROVED this 3rd day of June, 2025



GOVERNOR OF THE STATE OF HAWAII

**THE SENATE OF THE STATE OF HAWAI‘I**

Date: April 30, 2025  
Honolulu, Hawai‘i 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirty-Third Legislature of the State of Hawai‘i, Regular Session of 2025.

  
President of the Senate

  
Clerk of the Senate

SB No. 1216, SD 1, HD 2, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 30, 2025  
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-Third Legislature of the State of Hawaii, Regular Session of 2025.



Nadine K. Nakamura  
Speaker  
House of Representatives



Brian L. Takeshita  
Chief Clerk  
House of Representatives