

ACT 136

An Act Relating to the Licensing of Automobile Dealers and Salesmen.

Be it Enacted by the Legislature of the State of Hawaii:

SECTION 1. The third paragraph of section 14A-14 of the Revised Laws of Hawaii 1955, as amended, is hereby further amended by deleting the comma between the phrases "real estate license commission" and "board of veterinary examiners", adding the word "and" between the two phrases and deleting the words "and motor vehicle dealers licensing boards in each of the four counties".

SECTION 2. Section 160-162 of the Revised Laws of Hawaii 1955, as amended, is hereby further amended to read as follows:

"Sec. 160-162. County boards. A motor vehicle dealers licensing board is created for each of the counties. For each county with a population of 200,000 or more, the board shall consist of five members; for each county with a population of less than 200,000, the board shall consist of three members. The elected executive head of each county, or any duly elected or appointed successor, shall nominate, and by and with the advice of the legislative body of the county, shall appoint the members of the boards. The board shall designate one of its members as chairman. Each member shall have been engaged in the business of selling at retail, or negotiating for the purchase of motor vehicles in the State for a period of at least one year preceding the date of his appointment. For each county with a population of 200,000 or more, three of the members shall be, or shall have been, engaged as dealers primarily in the sale of new motor vehicles, one of the members shall be, or shall have been, engaged primarily in the sale of used motor vehicles, and one of the members shall be solely and exclusively engaged as a salesman of new or used motor vehicles. For each county with a population of less than 200,000, two of the members shall be, or shall have been, engaged primarily as new motor vehicle dealers, and one

of the members shall be solely and exclusively engaged as a salesman. The board shall designate one of its members as chairman.

The members of the boards who are holding office on the effective date of this Act shall continue in office in the same manner and for the same time as if this Act had not become law, but their successors shall be nominated and appointed, and shall hold office, as provided in this Act. Each appointment shall be for a term of four years. However, in the first instance where the elected executive head of the county, or any duly elected or appointed successor, nominates a successor to any member of the board in his county who had been appointed by the governor, including the case where the former member is nominated to succeed himself, such successor shall be nominated and if confirmed, appointed for a term for such duration, but no longer than four years, as will provide for a board whose members hold staggered terms with no more than two terms expiring each year in the case of five member boards and no more than one term expiring each year in the case of three member boards. Thereafter each member shall be appointed for a term expiring four years from the date of expiration of the term of his predecessor, or, in case of a vacancy, for the remainder of the unexpired term. The members of the board shall serve without compensation."

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

(Approved June 3, 1963.) **S.B. 1184.**
