

ACT 86

A Bill for an Act to Amend Section 230-33, Revised Laws of Hawaii 1955, as Amended, Relating to Service in Cases of Operation of Motor Vehicles by Nonresidents, etc.

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

SECTION 1. Section 230-33, Revised Laws of Hawaii 1955, as amended, is further amended by inserting a new paragraph between the first and second paragraphs to read as follows:

“After service on the director of regulatory agencies, or his deputy, if the defendant cannot be found in the State since he has removed himself from the State and he cannot be found to serve or mail the summons after due diligence and the facts shall appear by affidavit or otherwise to the satisfaction of the judge, he may order that service be made by publication of summons in some newspaper suitable for the advertisement of notice of judicial proceedings for such length of time as he may deem reasonable, not less than once each week in four successive weeks, the last publication to be not less than twenty-one days prior to the date set for the trial of the action. The service of summons shall be deemed complete at the expiration of the time prescribed by the order for publication. Such order and notice shall also set a date for the trial of the action.”

SECTION 2. This Act shall apply to all actions that are pending in any courts of the State and any cause of action that [may] have arisen prior to this Act and are hereafter filed in the courts.

SECTION 3. This Act shall take effect upon its approval.
(Approved May 14, 1965.) **H.B. 1101.**