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S.B. NO. 1741-74

A Bill for an Act Relating to Bicycles.

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

SECTION 1. Section 249-15, Hawaii Revised Statutes, is amended to read as follows:

“Sec. 249-15 Seizure and sale. The sheriffs, their deputies, the treasurers, and deputy treasurers and any person authoritatively acting on behalf of the treasurer or deputy treasurer and all members of the police force of the several districts of the State may seize every bicycle liable to taxation and not tagged as required by section 249-14, and may hold the bicycle for a period of ten days, during which time it shall be subject to redemption by its owner on payment of the tax due and a penalty of 50 cents. All bicycles not so redeemed shall be sold by the sheriff, any deputy sheriff, any chief of police or his authorized subordinate, or treasurer or deputy treasurer, at public auction after first giving five days’ public notice of the time and place of sale by advertisement in a newspaper published in the district, if any, or by posting notices in at least three public places in the district where the sale is to be held. Sale shall be made for the best price obtainable, which amount shall be forthwith paid over to the treasurer or his deputy, accompanied by a statement containing a description of the bicycles, their number, makes, and any other marks of identification. The treasurer or his deputy shall thereupon, after deducting from the

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amount so received the amount of the tax and penalty due and costs of advertising, pay over to the owners of the bicycles any surplus there may be if it is possible to ascertain who the owners are. If at the expiration of ninety days the owners remain unknown, the surplus shall be paid into the treasury of the county, as a government realization, and all claims to such sums shall be forever barred.”

SECTION 2. Statutory material to be repealed is bracketed. New material is underscored. In printing this Act, the revisor of statutes may exclude the brackets, the bracketed material, or the underscoring.*

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

(Approved May 31, 1974.)

*Edited accordingly.