

A Bill for an Act Relating to the Registration of Trademarks, Prints, Labels, and Trade Names.

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

SECTION 1. Section 482-2, Hawaii Revised Statutes, is amended to read as follows:

“Sec. 482-2 Application for certificate; fee. Before anyone may receive a certificate of the registration of a print, label, or trademark, he shall file in the office of the director of regulatory agencies an application for the registration of such print, label, or trademark, with a declaration, certified by the applicant, or, if the application is made by a firm or corporation, by the certification of a member of the firm, or an officer of the corporation, stating that he is, or they are, the sole and original proprietor or proprietors, or the assign or assigns of such proprietor or proprietors, of the print, label, or trademark, and describing the goods or manufactured articles for which the print, label, or trademark is to be used, and stating the manner in which the print, label, or trademark is to be used. Before anyone may receive a certificate of the registration of a trade name he shall file in the office of the director an application for the registration thereof, with a declaration, certified, as aforesaid, stating that he is, or they are, the sole and original proprietor or proprietors of the trade name, or the assign or assigns of the proprietor or proprietors, and setting forth the nature of the business in which the trade name is to be used. The application shall be accompanied by two exact copies of the print, label, or trademark, or it shall set forth the trade name. Upon filing the application, the applicant shall pay to the director a fee of \$10.”

SECTION 2. Chapter 482, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

“Sec. 482- Penalty. (a) Any person who signs and certifies as correct

any application filed pursuant to this chapter, knowing the same to be false in any material particular, shall be fined not more than \$5,000.

(b) Any person who negligently but without intent to defraud signs and certifies as correct any application filed pursuant to this chapter, which application is false in any material particular, shall be guilty of a misdemeanor, and upon conviction shall be punished by a fine not exceeding \$500.”

SECTION 3. The title of chapter 482, Hawaii Revised Statutes, is amended to read as follows: CHAPTER 482 TRADEMARKS, PRINTS, LABELS, AND TRADE NAMES, REGISTRATION AND PROTECTION OF.

SECTION 4. Statutory material to be repealed is bracketed. New material is underscored. In printing this Act, the revisor of Statutes need not include the brackets, the bracketed material or the underscoring.*

SECTION 5. This Act shall take effect upon its approval.

(Approved May 7, 1975.)

*Edited accordingly.