

ACT 70

H.B. NO. 2186

A Bill for an Act Relating to Motor Vehicles.

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

SECTION 1. Section 286-52, Hawaii Revised Statutes, is amended by amending subsections (b),(c), and (d) to read as follows:

“(b) Within [twenty] thirty calendar days thereafter, the transferee shall forward both the certificate of ownership so [indorsed] endorsed and the current certificate of registration to the director of finance who shall file the same. Whenever a transferee fails to comply with these provisions, the director of finance shall charge a fee of \$50, in addition to the fee provided in section 286-51, for a new certificate of ownership.

(c) Subsection (b) [of this section], requiring a transferee to forward the certificate of ownership after [indorsement] endorsement and the certificate of registration to the director of finance, shall not apply to the transferee of a vehicle who was not intending to and does not drive the vehicle or permit the vehicle to be driven upon the public highways, but every such transferee [shall], upon transferring the transferee’s interest or title to another, shall give notice of the transfer to the director of finance and [indorse] endorse the certificate of ownership to the new legal owner and the certificate of registration to the new owner; provided that if the director of finance has ascertained as of the date of the application that the registered owner has not deposited or paid bail with respect to any summons or citation issued to the registered owner for stopping, standing, or parking in violation of traffic ordinances within the county, the director may require, as a condition precedent to the transfer, that the registered owner deposit or pay bail with respect to all such summons or citations.

(d) The director of finance, upon receipt of the certificate of ownership properly [indorsed] endorsed and the certificate of registration of the vehicle, shall register the vehicle, and shall issue to the owner and legal owner entitled thereto by reason of the transfer a new certificate of registration and the certificate of ownership, respectively, in the manner and form hereinabove provided for original registration.”

SECTION 2. Section 286-52, Hawaii Revised Statutes, is amended by amending subsection (l) to read as follows:

“(l) A licensed dealer who has forwarded a properly [indorsed] endorsed certificate of ownership and certificate of registration to the director of finance shall be relieved of any civil liability, from the date the transferor delivers the motor vehicle into the transferee’s possession, which the transferor might otherwise subsequently incur by reason solely of being the registered owner of the vehicle; provided that a specific written authorization to forward the certificates has been obtained from the transferee.”

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SECTION 3. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 4. This Act shall take effect upon its approval.

(Approved June 7, 1994.)