STAND. COM. REP. NO. 1095

Honolulu, Hawaii Minch 23 , 2009

RE: S.B. No. 520 S.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fifth State Legislature Regular Session of 2009 State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred S.B. No. 520, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY LICENSING ACT,"

begs leave to report as follows:

The purpose of this bill is to clarify the proof-of-ownership requirements for dealers to sell or advertise motor vehicles, by requiring that the dealer possess:

- With regard to sales of new vehicles, the actual legal ownership certificate or a certificate of origin or its equivalent issued to the dealer by the vehicle manufacturer or distributor; and
- (2) With regard to sales of used vehicles, evidence that all liens on the vehicle have been satisfied and the actual legal ownership certificate or proof of the right to possess the certificate.

The Motor Vehicle Industry Licensing Board and Hawaii Automobile Dealers Association testified in support of this bill.

Your Committee notes that this bill contains compromise language agreed upon by the various stakeholders as a balance of the motor vehicle dealers' interest in clarifying the types of documentation dealers need to sell or advertise vehicles, and the



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consumers' interest in receiving clear title to vehicles purchased from dealers.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 520, S.D. 1, and recommends that it pass Second Reading and be referred to the Committee on Judiciary.

> Respectfully submitted on behalf of the members of the Committee on Consumer Protection & Commerce,

ROBERT N. HERKES, Chair



## State of Hawaii House of Representatives The Twenty-fifth Legislature



## **Record of Votes of the Committee on Consumer Protection & Commerce**

Sill/Resolution No.: SB 520 SD 1 Committee Referral: COMMITTEE Referral: COMMITTEE Referral:			Date: 3/16/D9		
The committee is reconsidering its pre	vious decision on the measu	ire.		-	
	, unamended (as is)	Pass, with amendmen recommit for future pul			
<b>CPC Members</b>	Ayes	Ayes (WR)	Nays	Excused	
1. HERKES, Robert N. (C)		-			
2. WAKAI, Glenn (VC)					
3. BELATTI, Della Au		/			
4. CABANILLA, Rida					
5. CARROLL, Mele		•			
6. ITO, Ken					
7. KARAMATSU, Jon Riki					
8. LUKE, Sylvia		•			
9. McKELVEY, Angus L.K.					
10. MIZUNO, John M.	~ ~			/	
11. MORITA, Hermina M.					
12. SOUKI, Joseph M.					
13. TSUJI, Clift					
14. MARUMOTO, Barbara C.					
15. THIELEN, Cynthia					
		1	1		
<b>TOTAL</b> (15)	- 1Z	- Ø	Ø	3	
The recommendation is: Ad If joint	lopted I Not A t referral,	did not sup	port recommendation	on.	
Vice Chair's or designee's signature:	XXX				
<b>Distribution:</b> Original (White) – Comm	nittee Puplicate (Yello	ow) – Chief Clerk's Offi	ce Duplicate (	(Pink) – HMSO	
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