JAN 2 4 2013

A BILL FOR AN ACT

RELATING TO MOTOR VEHICLES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

- SECTION 1. Section 286-28, Hawaii Revised Statutes, is
 amended to read as follows:

 "\$286-28 Suspension or revocation of permits. (a) The
 department shall supervise and cause inspections to be made of
- 5 official inspection stations and shall suspend or revoke and
- $\mathbf{6}$ require the surrender of the permit issued to a station which it
- 7 finds is not properly conducting inspections. The department
- 8 shall maintain and post at its office lists of all stations
- 9 holding permits and those whose permits have been suspended or
- 10 revoked.
- 11 (b) If an official inspection station grants a certificate
- of inspection to a motorcycle that is in violation of section
- 13 291-24, the owner of the official inspection station shall be
- 14 penalized as follows:
- 15 (1) For a first offense, by an administrative fine of
- 16 \$3,000, imprisonment of five days, and a six month
- suspension of an official inspection permit;

1	(2)	For a second offense, by an administrative fine of
2		\$10,000, imprisonment of one year, and a one year
3		suspension of an official inspection permit; and
4	(3)	For a third or subsequent offense, by an
5		administrative fine of \$100,000, imprisonment of one
6		year, and permanent ban of an official inspection
7		permit. In addition, all property and equipment
8		involved in a violation of this subsection shall be
9		subject to seizure and forfeiture pursuant to chapter
10		712A."
11	SECT	ION 2. This Act does not affect rights and duties that
12	matured, p	penalties that were incurred, and proceedings that were
13	begun befo	ore its effective date.
14	SECT	ION 3. New statutory material is underscored.
15	SECT	ION 4. This Act shall take effect upon its approval.
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		INTRODUCED BY: MZANNE CHUN CHURAL
		Bu Realest

Report Title:

Official Inspection Station; Permit; Suspension; Motorcycle

Description:

Establishes penalties for owners of official inspection stations who grant certificates of inspection to owners of motorcycles in violation of the muffler requirement.

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