
A BILL FOR AN ACT

RELATING TO MOTOR VEHICLES.

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

1 SECTION 1. Section 286-2, Hawaii Revised Statutes, is
2 amended as follows:

3 1. By amending the definition of "vehicle identification
4 number" to read:

5 "Vehicle identification number" means the unique series of
6 letters and numerals assigned to a vehicle either by the vehicle
7 manufacturer or incomplete vehicle manufacturer as required by
8 federal law, or by the county director of finance to identify a
9 ~~[reconstructed vehicle]~~ special interest vehicle~~[7]~~ or
10 motorcycle."

11 2. By repealing the definition of "reconstructed vehicle".

12 ~~["Reconstructed vehicle" means a vehicle that is
13 registered to be operated on a public highway, and that is:~~

14 ~~(1) Assembled from new or used parts by a person other
15 than a recognized manufacturer of new vehicles;~~



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1 ~~(2) Modified to the extent that the identity of the~~
2 ~~vehicle's make, model, or type is obscured by material~~
3 ~~changes in its appearance; or~~
4 ~~(3) Modified by the removal, addition, alteration, or~~
5 ~~substitution of other than original replacement~~
6 ~~essential parts, including the vehicle's body, power~~
7 ~~train, steering system, suspension system, exhaust~~
8 ~~system, intake system, or bumper system;~~
9 ~~excluding ordinary body repair that does not change the exterior~~
10 ~~structure of the vehicle. The term does not include a special~~
11 ~~interest vehicle or a motorcycle."]~~

12 SECTION 2. Section 286-41, Hawaii Revised Statutes, is
13 amended by amending subsection (c) to read as follows:

14 "(c) If the vehicle to be registered is specially
15 constructed [~~, reconstructed,~~] or rebuilt; is a special interest
16 vehicle; or is an imported vehicle, this fact shall be stated in
17 the application and upon the registration of the special
18 interest motor vehicle and imported motor vehicle, which has
19 been registered until that time in any other state or county,
20 and the owner shall surrender to the director of finance the
21 certificates of registration or other evidence [~~of such form~~] of



1 registration as may be in the applicant's possession or control.
2 The director of finance shall grant full faith and credit to the
3 currently valid certificates of title and registration
4 describing the vehicle, the ownership thereof, and any liens
5 noted thereon, issued by any title state or county in which the
6 vehicle was last registered. The acceptance by the director of
7 finance of a certificate of title or of registration issued by
8 another state or county, as provided in this subsection, in the
9 absence of knowledge that the certificate is forged, fraudulent,
10 or void, shall be a sufficient determination of the genuineness
11 and regularity of the certificate and of the truth of the
12 recitals therein, and no liability shall be incurred by any
13 officer or employee of the director of finance by reason of so
14 accepting the certificate."

15 SECTION 3. Section 286-42, Hawaii Revised Statutes, is
16 amended as follows:

17 1. By amending subsection (a) to read:

18 "(a) The county director of finance shall examine and to
19 the best of the director's ability determine the genuineness and
20 regularity of every registration and transfer of registration of
21 a vehicle pursuant to this part to ensure that every certificate



1 issued for a vehicle contains true statements of the ownership
2 of the vehicle and to prevent the registration of a vehicle by
3 any person not entitled to the vehicle. The director of finance
4 may require any applicant to furnish information, in addition to
5 that contained in the application, that is necessary to satisfy
6 the director of finance of the truth and regularity of the
7 application. The director of finance may accept any county
8 certificate of title issued for a vehicle as prima facie
9 evidence of ownership for registration and transfer of
10 registration. The director may issue vehicle identification
11 numbers for [~~reconstructed vehicles,~~] special interest
12 vehicles[~~7~~] or motorcycles that do not have vehicle
13 identification numbers if the director determines that the
14 requirements of this section have been met.

15 The county director of finance may register a motorcycle
16 with an aftermarket motorcycle frame, using the number of the
17 frame as issued by the manufacturer of the frame, the vehicle
18 identification number on the certification label, or a vehicle
19 identification number assigned by the director of finance. A
20 bill of sale and Manufacturer's Statement of Origin for the
21 frame, engine, and transmission must be presented and retained



1 as a part of the permanent county registration records. If a
2 Manufacturer's Statement of Origin is not available for the
3 engine and transmission due to the use of a used [~~or~~
4 ~~reconstructed~~] engine, transmission, or both, then a bill of
5 sale or other proof of ownership, satisfactory to the director
6 of finance must be presented. Except for motorcycles that are
7 built on an aftermarket motorcycle frame[~~7~~] and special interest
8 vehicles, [~~and reconstructed vehicles,~~] any motor vehicle or
9 device that is not certified by the manufacturer to be in
10 compliance with all applicable Federal Motor Vehicle Safety
11 Standards as of the date of [~~+~~]manufacture[~~+~~] shall not be
12 registered."

13 2. By amending subsection (e) to read:

14 "(e) The county finance director, upon being notified by
15 the designated county department that a vehicle is a special
16 interest vehicle [~~or that a vehicle has been inspected and~~
17 ~~approved as a reconstructed vehicle~~], shall cause that fact to
18 be shown upon the registration and title certificates for that
19 vehicle."

20 SECTION 4. Section 286-85, Hawaii Revised Statutes, is
21 repealed.



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1 ~~["§286-85 Reconstructed vehicles, approval required. (a)~~
2 ~~No person shall operate a reconstructed vehicle upon a public~~
3 ~~highway unless it has been inspected and certified by the~~
4 ~~designated county agency as meeting the specifications and~~
5 ~~requirements established in rules and regulations adopted by the~~
6 ~~state director of transportation.~~

7 ~~(b) This section shall not apply to any vehicle which is~~
8 ~~subject to the rules and regulations of the public utilities~~
9 ~~commission governing safety of operation and equipment.~~

10 ~~(c) Each county through its chief executive officer, shall~~
11 ~~designate a county department, whose responsibilities shall~~
12 ~~include the inspection of reconstructed vehicles and the~~
13 ~~issuance of permits to operate reconstructed vehicles pursuant~~
14 ~~to standards established by the state director of~~
15 ~~transportation.~~

16 ~~(d) The state director of transportation shall adopt rules~~
17 ~~pursuant to chapter 91, establishing the fees an inspector may~~
18 ~~charge for the inspection of a reconstructed vehicle.~~

19 ~~(e) The department designated pursuant to subsection (c)~~
20 ~~shall identify to the county director of finance every vehicle~~
21 ~~that has been inspected and approved as a reconstructed vehicle.~~



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Report Title:

Motor Vehicles; Reconstructed; Special Inspection and
Certification Requirement; Repealed

Description:

Repeals the requirement for special inspection and certification
of reconstructed vehicles prior to operation upon a public
highway.

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not legislation or evidence of legislative intent.*

