

JAN 18 2019

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# A BILL FOR AN ACT

RELATING TO MOTOR VEHICLES.

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

1           SECTION 1. Chapter 286, Hawaii Revised Statutes, is  
2 amended by adding a new section to part III to be appropriately  
3 designated and to read as follows:  
4           "§286-    Waiver of penalties and registration fees;  
5 transferred vehicles' registration fees and penalties. (a)  
6 When a transferee or purchaser of a vehicle applies for transfer  
7 of registration, as provided in this part, and it is determined  
8 by the county director of finance that registration penalties  
9 under this chapter accrued prior to the purchase of the vehicle,  
10 and that the transferee or purchaser had no knowledge of the  
11 nonpayment of the registration fees for the current or prior  
12 registration years, the county director of finance may waive the  
13 registration penalties upon payment of the registration fees  
14 then due.  
15           (b) The provisions of this chapter notwithstanding, each  
16 county director of finance may, at their discretion, investigate  
17 into the circumstances of any application for registration to



1 ascertain if penalties had accrued through no fault or intent of  
2 the owner. If the county director of finance determines that  
3 the circumstances justify it, the county director of finance may  
4 waive any penalties upon payment of the registration fees then  
5 due.

6 (c) When a transferee or purchaser of a vehicle applies  
7 for transfer of registration, and it is determined by the county  
8 director of finance that the vehicle's registration fees for any  
9 year are unpaid and due, that the fees became due prior to the  
10 transfer or purchase of the vehicle to the transferee or  
11 purchaser, and that the transferee or purchaser had no knowledge  
12 of the fact that the fees were unpaid and due, then the county  
13 director of finance may waive the fees and any penalty thereon  
14 if the license plate assigned to the vehicle displays a tag or  
15 emblem issued by the county director of finance that reflects  
16 the year number of the registration year for which the  
17 transferee or purchaser is requesting a waiver of fees and  
18 penalties.

19 (d) Upon the transfer of a vehicle for which registration  
20 fees and any penalties thereon are unpaid and due, the fees and  
21 penalties are, notwithstanding the provisions of this chapter,



1 the personal debt of the transferor of the vehicle who did not  
 2 pay the fees and penalties when they became due or accrued. The  
 3 fees and penalties may be collected by the county director of  
 4 finance in an appropriate civil action against the transferor if  
 5 the county director of finance has waived the fees and penalties  
 6 pursuant to subsection (c)."

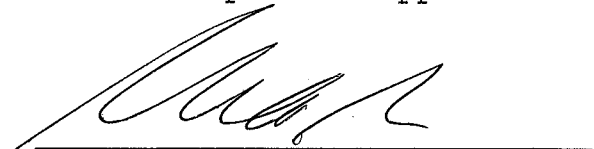
7 SECTION 2. This Act does not affect rights and duties that  
 8 matured, penalties that were incurred, and proceedings that were  
 9 begun before its effective date.

10 SECTION 3. New statutory material is underscored.

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

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INTRODUCED BY:



*Clarence W. Kristikow*

*Michelle Sudani*

*[Signature]*

*[Signature]*

*[Signature]*

*[Signature]*



# S.B. NO. 209

**Report Title:**

Department of Motor Vehicles; Registration Transfer; Unpaid Fees and Penalties; Waiver

**Description:**

Provides, under certain circumstances, amnesty for used car purchasers from paying unpaid vehicle registration fees or penalties if the purchaser had no knowledge of the delinquent fees or penalties upon the purchase of the vehicle.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

