
A BILL FOR AN ACT

RELATING TO MOTOR VEHICLES.

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

1 SECTION 1. Chapter 708, Hawaii Revised Statutes, is
2 amended by adding a new section to part IV to be appropriately
3 designated and to read as follows:

4 "§708- Theft of a catalytic converter. (1) A person
5 commits the offense of theft of catalytic converter if the
6 person:

7 (a) Obtains a catalytic converter through any means
8 described in section 708-830; or

9 (b) Violates section 289-6 in regard to a catalytic
10 converter.

11 (2) Theft of a catalytic converter is a class C felony.

12 (3) For the purposes of this section, "catalytic
13 converter" means a device that is incorporated in a motor
14 vehicle's exhaust system and contains a catalyst for converting
15 pollutant gas emissions into less harmful emissions."

16 SECTION 2. Section 289-6, Hawaii Revised Statutes, is
17 amended to read as follows:



1 "§289-6 Records to be kept. (a) Every licensee shall
2 keep a record, and maintain it for three years, in the form the
3 director of finance prescribes, of the purchases, consignments,
4 sales, and exchanges, moneys, commissions, or any other thing of
5 value paid or agreed to be paid to any person for each wrecked,
6 salvaged, or rebuilt motor vehicle, used motor vehicle part or
7 accessory purchased, sold, consigned to be sold, or exchanged,
8 and the records shall be at all times open to the inspection of
9 the director of finance, or the director of finance's authorized
10 representative, or any police officer. The records shall
11 contain:

12 (1) The name, address, vehicle registration, and a
13 photocopy of the driver's license [number] of all
14 persons from whom any wrecked, salvaged, or rebuilt
15 motor vehicle, or used motor vehicle part or accessory
16 is purchased or received, the date of their receipt or
17 acquisition, and the consideration given;

18 (2) The name and address of any person to whom any
19 wrecked, salvaged, or rebuilt motor vehicle, or used
20 motor vehicle part or accessory is sold, consigned to



1 be sold, or otherwise exchanged, the consideration
2 received therefor, and its date of disposition;

3 (3) The name and address of any person who has received
4 any money, commissions, or anything of value, or to
5 whom the same is due and owing, in connection with the
6 sale or purchase of any [~~such~~] motor vehicle, or used
7 motor vehicle part or accessory; and

8 (4) A description of every [~~such~~] motor vehicle, used
9 motor vehicle part, or accessory, including the
10 identifying number or numbers for each [~~such~~] motor
11 vehicle or used motor vehicle part or accessory.

12 (b) If the seller does not provide a copy of the
13 information required under subsection (a)(1), the licensee shall
14 not purchase the wrecked, salvaged, or rebuilt motor vehicle, or
15 used motor vehicle part or accessory and shall report the
16 attempted sale to the police."

17 SECTION 3. Section 289-8, Hawaii Revised Statutes, is
18 amended to read as follows:

19 "§289-8 Penalties. Whoever violates any of the provisions
20 of this chapter or any lawful rule [~~or regulation~~] promulgated
21 by the director of finance under authority of this chapter, for



1 the violation of which no penalty is provided by law, shall be
2 fined [~~not~~] no less than [~~\$25~~] \$100 nor more than [~~\$500-~~]
3 \$2,000."

4 SECTION 4. This Act does not affect rights and duties that
5 matured, penalties that were incurred, and proceedings that were
6 begun before its effective date.

7 SECTION 5. Statutory material to be repealed is bracketed
8 and stricken. New statutory material is underscored.

9 SECTION 6. This Act shall take effect on January 1, 2022.



Report Title:

Catalytic Converters; Theft; Used Motor Vehicle Parts and Accessories; Motor Vehicles; Fines; Metals

Description:

Establishes a new offense of theft of a catalytic converter. Requires vehicle registration records and photocopies of driver's licenses to be kept for businesses engaged in the selling or negotiating the purchase of used motor vehicle parts or accessories or licensed to wreck, salvage, or dismantle motor vehicles. Requires these businesses to refuse purchase of used motor vehicle parts or accessories and report the attempted sale to police if a seller does not provide certain information. Changes the fine for any violations of the used motor vehicle parts and accessories laws. Effective 1/1/2022. (SD1)

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