

JAN 19 2024

A BILL FOR AN ACT

RELATING TO VEHICLE TITLES.

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

1 SECTION 1. Section 286-52, Hawaii Revised Statutes, is
2 amended as follows:

3 1. By amending subsection (b) to read:

4 "(b) Within thirty calendar days thereafter, the
5 transferee shall forward the certificate of ownership so
6 endorsed to the director of finance who shall file the same;
7 provided that if the recorded lien holder does not have an
8 office in the State, the applicable period shall be sixty days.
9 Whenever a transferee fails to comply with these provisions, the
10 director of finance shall charge a fee of \$50, in addition to
11 the fee provided in section 286-51, for a new certificate of
12 ownership. If after thirty calendar days, or sixty days as
13 appropriate, the transferee has not forwarded the endorsed
14 certificate of ownership, the transferor may submit an
15 attestation about the transfer that includes the names and
16 addresses of the transferor and transferee, date of transfer,
17 vehicle description, and date that the notice required pursuant



1 to subsection (j) was submitted to the director of finance, who
2 shall treat the attestation in the same manner as an endorsed
3 certificate."

4 2. By amending subsection (d) to read:

5 "(d) The director of finance, upon receipt of the
6 certificate of ownership properly endorsed, or the transferor's
7 attestation pursuant to subsection (b), shall register the
8 vehicle, and shall issue to the owner and legal owner entitled
9 thereto by reason of the transfer a new certificate of
10 registration and the certificate of ownership, respectively, in
11 the manner and form hereinabove provided for original
12 registration."

13 3. By amending subsection (k) to read:

14 "(k) Whenever the registered owner of any motor vehicle or
15 any licensed dealer has given notice to the director of finance
16 of a transfer of the title or interest in the motor vehicle, as
17 provided in subsection (i) or (j), and has delivered the
18 certificate of ownership bearing the transferor's signature to
19 the transferee as required by subsection (a) ~~[7]~~ or the
20 transferor's attestation pursuant to subsection (b), the
21 transferor shall be relieved from any liability, civil or



1 criminal, from the date the transferor delivers the motor
2 vehicle into the transferee's possession, which the transferor
3 might otherwise subsequently incur by reason solely of being the
4 registered owner of the vehicle."

5 4. By amending subsection (m) to read:

6 "(m) Any person who falsely or fraudulently gives notice
7 to the director of finance of a transfer of title or interest in
8 a motor vehicle or who falsely or fraudulently provides an
9 attestation pursuant to subsection (b) shall be subject to the
10 penalty provided in section 286-61."

11 SECTION 2. Statutory material to be repealed is bracketed
12 and stricken. New statutory material is underscored.

13 SECTION 3. This Act shall take effect upon its approval.

14 INTRODUCED BY: Kal Rhoad



S.B. NO. 2355

Report Title:

Motor Vehicles; Ownership; Title Transfer; Attestation

Description:

Allows a letter of attestation to the Director of Finance to act as an endorsed certificate for motor vehicle transfer.

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