

ACT 197

S. B. 997.

A Bill for an Act Relating to the Disposition of Unclaimed Money or Property Found.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Purpose. The purpose of this Act is to clarify the procedures relating to the disposition of unclaimed money or property found and reported or delivered to the chief of police, to reduce the period of time that such unclaimed money or property must be held before being turned over to the finder, and to provide for disposition of such unclaimed money or property if the finder cannot be located or does not exercise his right to claim it within a reasonable time.

SECTION 2. Sec. 138-38, Revised Laws of Hawaii 1955, is hereby amended to read as follows:

“Sec. 138-38. Duty and right of finders. All money or property found shall be reported or delivered by the finder to the chief of police of the county, and, when so delivered, shall be held by such chief of police for a period of 45 days or until claimed by some person who establishes title or right of custody thereto to the satisfaction of such chief of police. In the event of such establishment of title or right of custody, such money or property shall be delivered to the claimant by such chief of police. If no claim is made or no such right is established within the period of 45 days, the money or property shall be returned to the person who delivered it to such chief of police; provided that if the person who delivered it to such chief of police fails to claim such money or property within 30 days after being notified by the chief of police that he is entitled to possession, the chief of police

shall dispose of such money or property in accordance with the procedures established in section 138-34. For the purposes of this part, notice by registered or certified mail to the last known address of the person who delivered such money or property to the chief of police, shall be deemed sufficient.”

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

(Approved June 4, 1967.)