

ACT 176

H. B. NO. 487

A Bill for an Act Amending Chapter 22B, Revised Laws of Hawaii 1955, as Amended, Relating to Weights and Measures and Uniform Packaging and Labeling.

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

SECTION 1. The title of chapter 22B is amended to read:

**“WEIGHTS AND MEASURES**

**AND UNIFORM PACKAGING AND LABELING.”**

SECTION 2. Section 22B-1, Revised Laws of Hawaii 1955, as amended, is amended to read as follows:

**“Section 22B-1. Definitions.** As used in this chapter unless the context otherwise requires:

(1) ‘Advertising’ means and includes all publicity, mass media, signs, banners, posters, placards, labels, streamers, marks, brands, grades, descriptions or displays.

(2) ‘Commodity in package form’ means a weight or measure of a commodity put up or packaged in any manner in advance of sale in units suitable for either wholesale or retail sale, exclusive, however, of an auxiliary shipping container enclosing packages that individually conform to the requirements of this chapter. An individual item or lot of any commodity not in package form as defined in this section, but on which there is marked a selling price based on an established price per unit of weight or of measure, is a commodity in package form.

(3) ‘Consumer package’ means a commodity in package form that is customarily produced or distributed for sale through retail sales agencies or instrumentalities for consumption or use by individuals for the purposes of personal care or in the performance of services ordinarily rendered in or about the household or in connection with personal possessions.

(4) ‘Director’ and ‘deputy director’ mean, respectively, the State director of weights and measures and the State deputy director of weights and measures.

(5) ‘Inspector’ means any qualified State officer or employee designated by the director as an inspector of weights and measures.

(6) ‘Intrastate commerce’ means any and all commerce or trade begun, carried on, and completed wholly within the limits of the State.

(7) ‘Introduced into intrastate commerce’ means the time and place at which the first sale and delivery of a commodity is made within the State, the delivery being made either directly to the purchaser or to a common carrier for shipment to the purchaser.

(8) ‘Label’ means any written, printed or graphic matter affixed to, applied to, attached to, blown into, formed, molded into, embossed on, or appearing upon or adjacent to a consumer package containing any consumer commodity, for purposes of branding, identifying, or giving any information with respect to the commodity or to the contents of the package.

(9) ‘Nonconsumer package’ means any commodity in package form other than a consumer package, and particularly a package designed solely for industrial or institutional use or for wholesale distribution only.

(10) ‘Package’ means any container or wrapper enclosing any commodity for sale, delivery or display, but does not include shipping containers or wrappings used solely for the transportation of that commodity.

(11) ‘Sell’ and ‘sale’ include barter and exchange.

(12) ‘Standard test’ or ‘standard method’ means tests or methods conducted or prescribed in accordance with the published standards of: United States of America Standards Institute, American Society for Testing Materials,

## ACT 176

or the National Bureau of Standards or any test or method prescribed in this chapter or in accordance with regulations promulgated pursuant thereto.

(13) 'State' means the State of Hawaii.

(14) 'Weight certificate' means a certificate of quantity issued in compliance with this chapter and shall include certificates of weight, measure or count, and shall be prima facie evidence of the accuracy of the amount shown.

(15) 'Weights and measures' mean all weights and measures of every kind, instruments and devices for weighing and measuring, and any appliances and accessories associated with any or all such instruments and devices.

SECTION 3. Section 22B-2, Revised Laws of Hawaii 1955, as amended, is amended to read as follows:

**"Section 22B-2. Systems of weights and measures.** The United States customary system of weights and measures and the metric system of weights and measures are jointly recognized, and either one or both of these systems shall be used for all commercial purposes in the State. The definitions of basic units of weight and measure, the tables of weight and measure, and weights and measures equivalents, the specifications, tolerances and other technical requirements for commercial weighing and measuring devices, as published by the National Bureau of Standards, are recognized and shall govern weighing and measuring equipment and transactions in the State."

SECTION 4. Section 22B-3, Revised Laws of Hawaii 1955, as amended, is amended to read as follows:

**"Section 22B-3. Nonapplicability.** This chapter shall not apply to electric, gas, and water meters, and shall be construed not to apply to such meters or to any appliances or accessories associated therewith."

SECTION 5. Section 22B-4, Revised Laws of Hawaii 1955, as amended, is amended to read as follows:

**"Section 22B-4. State standards of weights and measures.** The State standards of weights and measures shall be in conformity with the standards of weights and measures of the United States. They shall have been calibrated for such use by the National Bureau of Standards. They shall be maintained in such calibration, as is now or may hereafter be prescribed by that bureau, by and within the laboratory of the State division of weights and measures. They shall not be removed from that laboratory except upon request of the National Bureau of Standards for calibration audit provided that they may be relocated for the convenience of the State by directive of the governor."

SECTION 6. Section 22B-5, Revised Laws of Hawaii 1955, as amended, is deleted in its entirety and the following substituted therefor:

**"Section 22B-5. Secondary standards and equipment.** The State shall supply secondary standards and such other equipment as is necessary to carry out the provisions of this chapter. These standards shall be verified, by comparison with the State standards, upon their initial receipt and at least once each year thereafter."

SECTION 7. Section 22B-9, Revised Laws of Hawaii 1955, as amended, is deleted in its entirety and the following substituted therefor:

**“Section 22B-9. Specific powers and duties of directors; regulations.**

The director shall issue from time to time reasonable regulations for the enforcement of this chapter. These regulations shall have the force and effect of law and shall govern the use or application of weights and measures and weights and measures transactions in the State. The regulations may include: (1) standards of net weight, measure, or count, and reasonable standards of fill for any commodity in package form, (2) rules governing the technical and reporting procedures to be followed, and the report and record forms and marks of approval and rejection to be used, by inspectors of weights and measures in the discharge of their official duties, (3) exemptions from the sealing, labeling or marking requirements of this chapter, (4) rules governing the voluntary registration of servicemen and service agencies, (5) schedules and fees for licensing commercial weighing and measuring devices for testing or certification, and (6) rules to assure that amounts of commodities or services sold are determined in accordance with good commercial practice and are so determined and represented as to be accurate and informative to all parties at interest. These regulations shall include specifications, tolerances and other technical requirements designed to eliminate from use those weights and measures, (7) that are not accurate, (8) that are of such construction that they are faulty, that is, that are not reasonably permanent in their adjustment or will not repeat their indications correctly, or (9) that facilitates the perpetration of fraud. The specifications, tolerances, and other technical requirements for commercial weighing and measuring devices as recommended and published by the National Bureau of Standards, together with regulations issued by the director under authority of this chapter, shall be the specifications, tolerances, and other technical requirements for weights and measures of the State. The director may pursuant to chapter 6C adopt, in whole or in part, any amendment or supplement to the National Bureau of Standards publication or any subsequent similar publication by such bureau. For the purpose of this chapter, a weight or measure is ‘correct’ when it conforms to all applicable sections of this chapter or to such regulations promulgated pursuant thereto; all other weights and measures are ‘incorrect.’”

SECTION 8. Section 22B-11, Revised Laws of Hawaii 1955, as amended, is amended to read as follows:

**“Section 22B-11. General testing.** Unless otherwise provided by law, the director shall inspect and test, to ascertain if they are correct, all weights and measures kept, offered, or exposed for sale. The director may, as often as he deems necessary, inspect and test, to ascertain if they are correct, all weights and measures commercially used (1) in determining the weight, measurement, or count of commodities or things sold, or offered or exposed for sale, on the basis of weight, measure, or of count; (2) in computing the basic charge or payment for services rendered on the basis of weight, measure, or of count; provided, that in compliance with a regulation of the director, tests may be made

on representative samples of such devices, and the lots of which samples are representative shall be held to be correct or incorrect upon the basis of the results of the inspections and tests on such samples; or (3) in determining weight or measurement when a charge is made for such determination; provided, that with respect to single-service devices designed to be used commercially only once and to be then discarded or with respect to devices uniformly mass-produced, as by means of a mold or die, and not susceptible of individual adjustment, the inspection and testing of each individual device shall not be required and the inspecting and testing requirements of this section will be satisfied when inspections and tests are made on representative samples of such devices, and the lots of which samples are representative shall be held to be correct or incorrect upon the basis of the results of the inspections and tests on such samples.

SECTION 9. Section 22B-13, Revised Laws of Hawaii 1955, as amended, is amended to read as follows:

**“Section 22B-13. Inspection of packages.** The director shall weigh or measure and inspect packages or amounts of commodities kept, offered, or exposed for sale, sold, or in the process of delivery, to determine whether the same contain the amounts represented and whether they be kept, offered, or exposed for sale or sold in accordance with law. When such packages or amounts of commodities are found not to contain the amounts represented, or are found to be kept, offered, or exposed for sale in violation of law, the director may order them off sale and may mark or tag them to show them to be illegal. The director may employ recognized sampling procedures under which the compliance of a given lot of packages will be determined on the basis of the result obtained on a sample selected from and representative of such lot. No person shall (1) sell, or keep, offer or expose for sale, in intrastate commerce, any package or amount of commodity in package form unless, or in the case where a package or amount of commodity in package form has been ordered off sale or marked or tagged as provided in this section unless and until such package or amount of commodity in package form is or has been brought into full compliance with all legal requirements, or (2) dispose of any package or amount of commodity in package form that has been ordered off sale or marked or tagged as provided in this section and that has subsequently been brought into full compliance with all legal requirements, until written authorization for such disposal has been issued by the director; provided that nothing in this section shall prohibit the director from authorizing disposal under sub-paragraph (2) of this section or section 22B-15, when, in his discretion, the best interest of the public will be served by such authorization.”

SECTION 10. Section 22B-15, Revised Laws of Hawaii 1955, as amended, is amended to read as follows:

**“Section 22B-15. Disposition of correct and incorrect apparatus.** The director shall approve for use, and seal or mark with appropriate devices, such weights and measures as he finds upon inspection and test to be ‘correct’ as defined in section 22B-9, and shall reject and mark or tag as ‘rejected’ such

weights and measures as he finds, upon inspection or test, to be 'incorrect' as defined in section 22B-9; provided, that such sealing or marking shall not be required with respect to such weights and measures as may be exempted therefrom by a regulation of the director issued under the authority of section 22B-9. Weights and measures that have been rejected may be confiscated and may be destroyed by the director if not corrected as required by section 22B-18, or if used or disposed of contrary to the requirements of section 22B-18. In carrying out this section, the director may use such terms as 'rejected,' 'accepted,' 'incorrect,' 'correct,' 'inaccurate,' 'accurate,' 'tested,' 'approved,' 'certified' or terms of similar import on marks or tags or certificates, as necessary, to convey to all interested parties the condition or state of the device or apparatus so marked or tagged. Any such mark or tag shall be subject to section 22B-9."

SECTION 11. Section 22B-16, Revised Laws of Hawaii 1955, as amended, is amended to read as follows:

**"Section 22B-16. Enforcement; summons or citation; penalty; right of entry and inspection; stopping vehicles.** The director and any authorized inspector may, upon arresting any person for violation of this chapter, including any rules and regulations promulgated thereunder, take the name, address, and any other pertinent information of such person and issue to him a summons and citation, printed in the form hereinafter described, summoning him to appear and answer to the charge against him at a certain place and at a time within seven days after such arrest.

There shall be a form of summons or citation for use in citing violators of this chapter and the rules and regulations promulgated by the director which do not mandate the physical arrest of such violators. Said summons or citation shall be printed in a form commensurate with the form of other summons or citation used in modern methods of arrest and shall be designed to include all necessary information. The form and contents of the summons or citation shall be as adopted or prescribed by the district courts.

In every case when a summons or citation is issued the original of the same shall be given to the violator; provided, that the district courts may prescribe the issuance to the violator of a carbon copy of the summons or citation and provide for the disposition of the original and any other copies. Every summons or citation shall be consecutively numbered and each carbon copy shall bear the number of its respective original.

Any person who fails to appear at the place and within the time specified in the summons or citation issued to him shall be fined not more than \$500 or imprisoned not more than six months, or both, regardless of the disposition of the charge of which he was originally arrested.

In the event any person fails to comply with the summons or citation given on such person, or if any person fails or refuses to deposit bail as required and within the time permitted, the arresting officer or employee who issued the citation shall cause a complaint to be entered against such person and secure the issuance of a warrant for his arrest.

The director may seize, without formal warrant, incorrect or unsealed weights and measures or amounts or packages of commodity found to be used,

## ACT 176

retained, offered, or exposed for sale or sold in violation of law.

The director may stop any vehicle subject to this chapter and require the driver to move the vehicle to a designated place for inspection.

The director may in the public interest serve suitable notices or warnings rather than resorting to prosecution for minor violations.

The director may enter and go into or upon at any reasonable time, without formal warrant, any structure, premises, or any other place where commercial transactions or articles subject to this chapter are being conducted or located.

SECTION 12. The last sentence in section 22B-18, Revised Laws of Hawaii 1955, as amended, is amended to read as follows:

“Weights and measures that have been rejected shall not again be used commercially until they have been officially reexamined and found to be correct or until specific written permission for such use is issued by the rejecting authority, or until the rejection tag has been removed and the rejected device repaired and placed in service by a person duly registered to perform the acts under a regulation issued by the director for the registration of weights and measures servicemen and service agencies.”

SECTION 13. Section 22B-19, Revised Laws of Hawaii 1955, as amended, is renumbered section 22B-28 and is amended to read as follows:

“**Section 22B-28. Hindering or obstructing an officer or inspector; bribery; penalties.** Any person who shall hinder or obstruct in any way an inspector or any other officer or employee in the performance of his official duties prescribed by this chapter or any rule or regulation promulgated pursuant to this chapter, shall be fined not less than \$200 nor more than \$500, or imprisoned not more than three months, or both.

Any person who shall give, pay, or offer, directly or indirectly, to any inspector or any other officer or employee of this State authorized to perform any of the duties prescribed by this chapter or any rule, regulation or order adopted or issued pursuant to this chapter, any money or other thing of value, with intent to influence said inspector, or other officer or employee of this State, in the discharge of any duty herein provided for shall be fined not more than \$5,000 or imprisoned not more than two years, or both.

Any inspector or other officer or employee of the State authorized to perform any of the duties prescribed by this chapter who shall accept any money, gift, or other thing of value from any person, given with intent to influence his official action, shall be summarily discharged from his employment and shall be fined not more than \$5,000 or imprisoned not more than five years, or both.”

SECTION 14. Section 22B-20, Revised Laws of Hawaii 1955, as amended, is renumbered section 22B-29 and is amended to read as follows:

“**Section 22B-29. Impersonation; forgery; penalties.** Any person who shall impersonate in any way an inspector or any officer or employee charged with the administration or enforcement of this chapter, or forge any official device, seal or mark, shall be fined not less than \$100 nor more than \$500, or

imprisoned not more than one year, or both.”

SECTION 15. Section 22B-21, Revised Laws of Hawaii 1955, as amended, is renumbered section 22B-30 and paragraph (2) thereof is deleted in its entirety and the following substituted therefor:

“(2) Use, or have in possession for the purpose of current use for any commercial purpose specified in section 22B-11, a weight or measure that does not bear a seal or mark such as is specified in section 22B-15, unless such weight or measure has been exempted from testing by the provisions of section 22B-11 or by a regulation of the director issued under the authority of section 22B-9, or unless the device has been placed in service as provided by a regulation of the director issued under the authority of section 22B-11.”

SECTION 16. Section 22B-22, Revised Laws of Hawaii 1955, as amended, is renumbered section 22B-31.

SECTION 17. Section 22B-23, Revised Laws of Hawaii 1955, as amended, is renumbered section 22B-32.

SECTION 18. Section 22B-23, Revised Laws of Hawaii 1955, as amended, is amended by adding a new section to be numbered 22B-19 and to read as follows:

“**Section 22B-19. Method of sale of commodities; general.** Commodities in liquid form shall be sold only by liquid measure or by weight, and, except as otherwise provided in this chapter, commodities not in liquid form shall be sold only by weight, by measure of length or area, or by count; provided, that liquid commodities may be sold by weight and commodities not in liquid form may be sold by count only if such methods give accurate information as to the quantity of commodity sold; and provided further, that the provisions of this section shall not apply, if exempted by a regulation of the director, (1) to commodities when sold for immediate consumption on the premises where sold, (2) to vegetables when sold by the head or bunch, (3) to commodities in containers standardized by a law of this state or by federal law, (4) to commodities in package form when there exists a general consumer usage to express the quantity in some other manner, (5) to concrete aggregates, concrete mixtures, and loose solid materials such as earth, soil, gravel, crushed stone, and the like, when sold by cubic measure, or (6) to unprocessed vegetable and animal fertilizer when sold by cubic measure. The director may issue such reasonable regulations as may be necessary to assure that the weights and measures of any commodity for sale reflect accurate and fair practices to all concerned.”

SECTION 19. Chapter 22B, Revised Laws of Hawaii 1955, as amended, is amended by adding a new section to be numbered 22B-20 and to read as follows:

“**Section 22B-20. Packages; declarations of quantity and origin; variations; exemptions.** Except as otherwise provided in this chapter, any commodity in package form introduced or delivered for introduction into or received in intrastate commerce, kept for the purpose of sale, or offered or exposed for sale in intrastate commerce, shall bear on the outside of the package



## ACT 176

such definite, plain, and conspicuous declarations of (1) the identity of the commodity in the package, (2) the net quantity of the contents in terms of weight, measure, or count, and (3) in the case of any package kept, offered, or exposed for sale, or sold in any place other than on the premises where packed, the name and place of business of the manufacturer, packer, or distributor, as may be prescribed by regulation issued by the director; provided, that, in connection with the declaration required under item (2) above, neither the qualifying term 'when packed' or any words of similar import, nor any term qualifying a unit of weight, measure, or count (for example, 'jumbo,' 'giant,' 'full,' and the like) that tends to exaggerate the amount of commodity in a package shall be used; and provided further, that under item (2) above the director shall, by regulation, establish (a) reasonable variations to be allowed, which may include variations below the declared weight or measure caused by ordinary and customary exposure, only after the commodity is introduced into intrastate commerce, to conditions that normally occur in good distribution practice and that unavoidably result in decreased weight or measure, (b) exemptions as to small packages, and (c) exemptions as to commodities put up in variable weights or sizes for sale intact and either customarily not sold as individual units or customarily weighed or measured at time of sale to the consumer."

SECTION 20. Chapter 22B, Revised Laws of Hawaii 1955, as amended, is amended by adding a new section to be numbered 22B-21 and to read as follows:

**"Section 22B-21. Declarations of unit price on random packages.** In addition to the declarations required by section 22B-20, any commodity in package form, the package being one of a lot containing random weights, measures, or counts of the same commodity and bearing the total selling price of the package, shall bear on the outside of the package a plain and conspicuous declaration of the price per single unit of weight, measure, or count."

SECTION 21. Chapter 22B, Revised Laws of Hawaii 1955, as amended, is amended by adding a new section to be numbered 22B-22 and to read as follows:

**"Section 22B-22. Deceptive package.** No commodity in package form shall be so wrapped, nor shall it be in a container so made, formed, or filled as to mislead the purchaser as to the quantity of the contents of the package, and the contents of a container shall not fall below such reasonable standard of fill as may have been prescribed for the commodity by the director."

SECTION 22. Chapter 22B, Revised Laws of Hawaii 1955, as amended, is amended by adding a new section to be numbered 22B-23 and to read as follows:

**"Section 22B-23. Advertising packages for sale.** Whenever a commodity in package form is advertised in any manner and the retail price of the package is stated in the advertisement, there shall be closely and conspicuously associated with such statement of price a declaration of the basic quantity of contents of the package as is required by law or regulation to appear on the

package; provided, that, where the law or regulation requires a dual declaration of net quantity to appear on the package, only the declaration that sets forth the quantity in terms of the smaller unit of weight or measure (the declaration that is required to appear first and without parentheses on the package) need appear in the advertisement; and provided further, that there shall not be included as part of the declaration required under this section such qualifying terms as 'when packed,' 'minimum,' 'not less than,' or any other terms of similar import, nor any term qualifying a unit of weight, measure, or count (for example, 'jumbo,' 'giant,' 'full,' and the like) that tends to exaggerate the amount of commodity in the package."

SECTION 23. Chapter 22B, Revised Laws of Hawaii 1955, as amended, is amended by adding a new section to be numbered 22B-24 and to read as follows:

**"Section 22B-24. Sale by net weight.** The word 'weight' as used in this chapter in connection with any commodity in package form shall mean net weight."

SECTION 24. Chapter 22B, Revised Laws of Hawaii 1955, as amended, is amended by adding a new section to be numbered 22B-25 and to read as follows:

**"Section 22B-25. Misrepresentation of price.** Whenever any commodity or service is sold, or is offered, exposed, or advertised for sale, by weight, measure, or count, the price shall not be misrepresented, nor shall the price be represented in any manner calculated or tending to mislead or deceive an actual or prospective purchaser. Whenever an advertised, posted, or labeled price per unit of weight, measure, or count includes a fraction of a cent, all elements of the fraction shall be prominently displayed and the numeral or numerals expressing the fraction shall be immediately adjacent to, of the same general design and style as, and at least one-half the height and width of the numerals representing the whole cents."

SECTION 25. Chapter 22B, Revised Laws of Hawaii 1955, as amended, is amended by adding a new section to be numbered 22B-26 and to read as follows:

**"Section 22B-26. Bulk deliveries sold in terms of weight, measure or count.** When a commodity is purchased in bulk and the commodity is sold in terms of weight, measure or count, the delivery of such commodity shall be accompanied by a 'weight certificate,' in a form prescribed by the director, and shall contain at least the following information, (1) name and address of the vendor, (2) name and address of the purchaser, (3) the net quantity of the delivery, (4) the date, time and place of quantity determination and the name of the person who made such determination. The director may by regulation require any additional data that will assure positive accurate description of the of the quantities determined."

SECTION 26. Chapter 22B, Revised Laws of Hawaii 1955, as amended, is amended by adding a new section to be numbered 22B-27 and to read as follows:

**“Section 22B-27. Weighmaster’s license, fee; regulations; offenses; penalties.** The director may issue licenses to a qualified weighmaster. For the purpose of this section, a weighmaster is a person who is licensed to issue weight certificates. An annual license fee of \$20 shall be paid and the fee shall be deposited into the general fund. The director may provide by regulation for the exemption of State or county employees who qualify as a weighmaster from payment of the license fee.

“The director may pursuant to chapter 6C adopt rules and regulations governing, but not limited to, the following subject matter:

- (a) qualifications as to age, character, ability to weigh, measure or count, experience, and education of a weighmaster;
- (b) creation of a seal to be utilized by a weighmaster;
- (c) execution requirements of a weight certificate;
- (d) bonding;
- (e) record keeping;
- (f) prohibited acts;
- (g) suspension and revocation of a license;
- (h) such other matters that will effectuate the purpose of this section.

Any person who (1) requests a weighmaster to weigh any property, produce, commodity, or article falsely or incorrectly, (2) requests a false or incorrect weight certificate, and (3) issues a weight certificate simulating, forging, or duplicating the weight certificate as set forth in section 22B-26 and who is not a weighmaster, shall be fined not less than \$500 or imprisoned not less than three months, or both.

Any weighmaster who falsifies a weight certificate, or who delegates his authority to any person who is not a weighmaster, or who preseals a weight certificate with his official seal before performing the act of weighing, shall be fined not less than \$1,000 or imprisoned not less than six month, or both.

Any person who violates any provision of this section or any rule or regulation adopted pursuant thereto for which no specific penalty has been provided shall be fined not less than \$100 nor more than \$500.”

SECTION 27. Chapter 22B, Revised Laws of Hawaii 1955, as amended, is amended by adding a new section to be numbered 22B-33 and to read as follows:

**“Section 22B-33. Presumptive evidence.** For the purposes of the effective enforcement of this chapter, proof of the existence of a weight or measure or a weighing or measuring device in or about any building, enclosure, stand, or vehicle in which or from which it is shown that buying or selling is commonly carried on, shall, in the absence of conclusive evidence to the contrary, be ‘presumptive proof of the susceptibility of commercial use’ of such weight or measure or weighing or measuring device.”

SECTION 28. Chapter 22B, Revised Laws of Hawaii 1955, as amended, is amended by adding a new section to be numbered 22B-34 and to read as follows:

**“Section 22B-34. Cooperation; uniformity of regulations.** The director may cooperate and enter into agreements with any State or county agency, federal or other state agency with similar statutory functions for the purpose of carrying out this chapter and to establish uniformity, to the extent that it is reasonably possible, with federal enactments or regulations consistent with this chapter.”

SECTION 29. Chapter 22B, Revised Laws of Hawaii 1955, as amended, is amended by adding a new section to be numbered 22B-35 and to read as follows:

**“Section 22B-35. Construction.** The licenses required by this chapter shall be in addition to any other licenses required by law.

The operation and effect of any provision of this chapter conferring a general power shall not be impaired or qualified by the granting of a specific power or powers, and to that end each provision of this chapter shall be construed liberally.

If any provision of this chapter is in conflict with any statute, ordinance or regulation, the provisions of this chapter shall take precedence.”

SECTION 30. Notwithstanding the adoption of Act 12, Session Laws of Hawaii 1968, this Act shall have full force according to its intent. Upon the taking effect of this Act or the Hawaii Revised Statutes, whichever occurs later, this Act shall be construed to be in amendment of or in addition to the Hawaii Revised Statutes, all references in this Act being construed to refer to the applicable or corresponding provisions of the Hawaii Revised Statutes.

The revisor of statutes may reword and renumber the references in this Act and make such other formal or verbal changes as may be necessary to conform with the Hawaii Revised Statutes.

SECTION 31. This Act shall take effect upon its approval.

(Approved July 10, 1969.)