

A Bill for an Act Relating to the Motor Vehicle Repair Industry.

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

SECTION 1. Section 437B-5, Hawaii Revised Statutes, is amended to read as follows:

"[]§437B-5[] Executive secretary; other personnel. (a) Subject to chapters 76 and 77 the director of [the department of] commerce and consumer affairs may employ and remove such administrative, clerical, investigative, and auditing personnel as the board may require and as may be necessary to carry out this chapter. The department may prescribe the powers and duties of such personnel.

- (b) (1) The department shall employ an executive secretary of the board whose position shall be subject to chapters 76 and 77. [The executive secretary shall be employed with due regard to his fitness, thorough administrative ability and knowledge of and experience in the repair of motor vehicles.]
- (2) The executive secretary shall, under the supervision of the board, administer this chapter and the rules and orders established thereunder and perform such other duties as the board or this chapter may require; [he] shall attend but not vote at all meetings of the board; [he] shall be in charge of the offices of the board and shall be responsible to the board for the preparation of reports and the collection and dissemination of data and other public information relating to the motor vehicle repair industry.
- (3) The board may, by written order filed in its office, delegate to the executive secretary such of its powers or duties as it deems reasonable and proper for the effective administration of this chapter, except the power to make rules. The delegated powers and duties shall be exercised by the executive secretary in the name of the board."

SECTION 2. Statutory material to be repealed is bracketed. New statutory material is underscored.

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

(Approved April 30, 1985.)