

**ACT 152**

H.B. NO. 2054-86

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

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

SECTION 1. Chapter 437, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

**“§437- Misdemeanor.** Any person who is convicted of violating any provision of this chapter or rules of the board, or who engages in the business as or serves in the capacity of, or acts as a motor vehicle dealer, motor vehicle salesman, motor vehicle auction, motor vehicle auctioneer, manufacturer, factory branch, factory representative, distributor, distributor branch, or distributor representative in the State or otherwise engages in business or selling or negotiating for the purchase of motor vehicles in this State without being licensed as provided in this chapter shall have committed a misdemeanor and be subject to a fine of not more than \$1,000 or imprisoned not more than one year, or both.”

SECTION 2. Chapter 437, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

**“§437- Cumulative penalties.** Unless otherwise expressly provided, the remedies or penalties provided by this chapter are cumulative to each other and to the remedies or penalties available under all other laws of this State.”

SECTION 3. Section 437-35, Hawaii Revised Statutes, is amended to read as follows:

**“§437-35 Penalty.** Any person who violates any provision of this chapter or rules [and regulations] of the board, or who engages in the business as, or serves in the capacity of, or acts as a motor vehicle dealer, motor vehicle salesman, motor vehicle auction, motor vehicle auctioneer, manufacturer, factory branch, factory representative, distributor, distributor branch, or distributor representative in the State or otherwise engages in business or selling or negotiating for the purchase of motor vehicles in this State without being licensed as provided in this chapter shall be fined not more than \$1,000 [or imprisoned not more than one (1) year] and each day’s violation or failure to comply shall be deemed a separate offense.”

SECTION 4. Statutory material to be repealed is bracketed. New statutory material is underscored.<sup>1</sup>

SECTION 5. This Act shall take effect upon its approval.

(Approved May 13, 1986.)

**Note**

1. Edited pursuant to HRS §23G-16.5.