

## ACT 162

S.B. NO. 1362

A Bill for an Act Relating to Abandoned Vehicles.

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

SECTION 1. Section 290-1, Hawaii Revised Statutes, is amended to read as follows:

**“§290-1 Disposition by counties of certain abandoned vehicles.** (a) The counties may cause vehicles that have been abandoned to be taken into custody and disposed of ~~[; which have been abandoned. A].~~ For the purposes of this subsection, a vehicle is “abandoned” [; for the purposes of this subsection,] if it is defined to be abandoned by an ordinance of the county in which the vehicle is located[; in]. In the absence of such an ordinance, a vehicle is “abandoned” if it is left unattended for a continuous period of more than twenty-four hours and it is unlawfully parked on any public highway or other public property[-] or private lands defined as a setback,

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shoulder, easement, or right of way that is adjacent to or part of a public highway. The mayors of the several counties may designate an agency within their counties to carry out the functions and requirements of this section. The term “agency” means any office, department, or other governmental unit of the county.

(b) The housing and community development corporation of Hawaii may cause vehicles ~~[which]~~ that have been abandoned on any public housing property owned, managed, or administered by the housing and community development corporation of Hawaii~~;~~ to be taken into custody and disposed of. [A] For the purposes of this subsection, a vehicle is “abandoned”~~[, for the purposes of this subsection,]~~ if it is left unattended for a continuous period of more than twenty-four hours after a notice is conspicuously posted on the vehicle that the vehicle is subject to disposal pursuant to this subsection.

(c) At the request of the landowner, a county may cause vehicles to be taken into custody and disposed of that have been abandoned on roads for which dedication to the State or county is pending. For purposes of this subsection, a vehicle is deemed abandoned if it is left unattended for a continuous period of more than twenty-four hours after a notice is conspicuously posted on the vehicle stating that the vehicle is subject to disposal pursuant to this subsection.”

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 Statutory material to be repealed is bracketed and stricken.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

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

(Approved June 27, 2005.)