

ACT 104

S.B. NO. 766

A Bill for an Act Relating to Motor Carrier Penalties.

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

SECTION 1. Section 271-27, Hawaii Revised Statutes, is amended by amending subsection (h) to read as follows:

“(h) Any motor carrier or lessor, or any officer, agent, employee, or representative thereof, who fails or refuses to comply with any provision of this chapter, or any rule, requirement, or order thereunder, and any person located in this State, or any officer, agent, employee, or representative of any such person, who engages the services of any motor carrier or lessor, or any officer, agent, employee, or representative thereof, who fails or refuses to comply with any provision of this chapter, or any rule, requirement, or order, may be assessed a civil penalty for an amount determined by the commission subject to this section payable to the State in a sum:

- (1) Up to \$1,000 for each offense; [~~and~~]
- (2) In the case of a continuing violation, not less than \$50 and not more than \$500 for each additional day during which the failure or refusal continues[.]; and
- (3) Up to \$5,000 for each fourth or subsequent violation within one calendar year.”

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 Statutory material to be repealed is bracketed and stricken.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 25, 2021.)