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# A BILL FOR AN ACT

RELATING TO TRANSPORTATION.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1 SECTION 1. Section 286-47, Hawaii Revised Statutes, is  
2 amended to read as follows:

3 "§286-47 Certificate of registration; certificate of  
4 ownership; containers. (a) Upon the registration of a vehicle,  
5 the director of finance shall issue a certificate of  
6 registration to the owner and a certificate of ownership to the  
7 legal owner, or to a dealer who shall be a person licensed to  
8 sell new motor vehicles under chapter 437 which certificates  
9 shall meet the following requirements:

10 (1) Both the certificate of registration and the  
11 certificate of ownership shall contain upon the face  
12 thereof, the date issued, the registration number  
13 assigned to the owner and to the vehicle, the name and  
14 address of the owner and legal owner in typewriting,  
15 also such description of the registered vehicle as may  
16 be determined by the director of finance. If any of  
17 the information subsequently proves to be a



1 typographical error, the dealer, as defined in section  
2 437-1.1, shall notify the director of finance of the  
3 error by a written certificate stating the reasons for  
4 and nature of the error and the correction which  
5 should be made in the certificate of registration and  
6 the certificate of ownership. Upon receipt of the  
7 dealer's certificate by the director of finance, the  
8 certificate of registration and the certificate of  
9 ownership shall be corrected accordingly so long as  
10 the correction does not constitute a change of the  
11 vehicle originally registered. A fee shall be paid to  
12 the director of finance for each instance of  
13 correction of the registration records. The fee  
14 charged for each instance of correction of the  
15 registration records shall be established by the  
16 county's legislative body;

17 (2) In addition to the requirements provided for in  
18 paragraph (1) above, the face of the certificate of  
19 ownership shall contain endorsement lines for the  
20 transfer of title or interest of the registered owner  
21 and legal owner, and the odometer reading of the



1           vehicle on the date of transfer. The reverse side of  
2           the certificate of ownership shall contain the  
3           application for registration by the transferee[+].  
4        ~~[-(3)-(A)]~~ (b) Every owner shall keep the certificate of  
5        registration within the vehicle for which it is registered and  
6        shall present the same at the request of a police officer, or in  
7        the event the vehicle is a motorcycle, shall carry such  
8        certificate in a convenient receptacle attached to the vehicle  
9        and which shall be presented at the request of a police officer;  
10       provided that this subsection shall not apply to:  
11           ~~[-(B)]~~ (1) ~~[This shall not apply to state]~~ State or  
12           county vehicles readily identified by the license  
13           plates and markings on sides of such vehicles;  
14           ~~[-(C)]~~ (2) ~~[This shall not apply to commercial]~~  
15           Commercial vehicles defined as rental motor vehicles,  
16           or cars shipped by licensed car dealerships or  
17           repossession companies. These businesses may keep a  
18           duplicate copy of the certificate of registration  
19           within the vehicle for which it is registered, in  
20           which case the certificate of registration shall be



1 available for inspection at their principal place of  
2 business within the State; and

3 (3) Chassis used for transporting shipping containers.

4 The owner of a chassis used for transporting shipping  
5 containers shall not be required to keep the original  
6 or a copy of the certificate of registration, motor  
7 vehicle identification card, certificate of insurance,  
8 and certificate of inspection on the chassis. These  
9 businesses may keep the original certificate of  
10 registration, motor vehicle identification card,  
11 certificate of insurance, and certificate of  
12 inspection available for inspection at their principal  
13 place of business within the State.

14 ~~[-(D)] This [requirement to carry the certificate of~~  
15 ~~registration with the vehicle] subsection shall not apply when~~  
16 ~~[such] the~~ certificate is removed from the vehicle for the  
17 purpose of application for renewal, transfer of registration, or  
18 to record a change in the registration."

19 SECTION 2. Section 286-271, Hawaii Revised Statutes, is  
20 amended by amending subsection (a) to read as follows:



1           "(a) Except as provided in subsection (b), a legal owner  
2 of a vehicle shall not ship that vehicle interisland in this  
3 State unless the legal owner first presents to the carrier the  
4 legal owner's current certificate of registration showing that  
5 the person is the registered owner of the vehicle,  
6 identification, and proof of motor vehicle insurance. If the  
7 registered owner of the vehicle is not the legal owner of the  
8 vehicle, the registered owner shall present to the carrier, the  
9 registered owner's current certificate of registration,  
10 identification, and proof of motor vehicle insurance. Duplicate  
11 copies of the current registration and proof of motor vehicle  
12 insurance shall be acceptable for commercial vehicles as defined  
13 in section [~~286-47(3)(C)~~] 286-47(b)(2). An authorized agent of  
14 the legal or registered owner may ship the vehicle by presenting  
15 the current certificate of registration, identification, proof  
16 of motor vehicle insurance, and a notarized letter from the  
17 registered or legal owner authorizing the shipment. For an  
18 unrecorded owner pending a lawful transfer, a certificate of  
19 ownership signed by the previous owner may be submitted for the  
20 current certificate of registration for a vehicle purchased  
21 within thirty days of shipping. A facsimile of proof of motor



1 vehicle insurance from an insurance company may be accepted for  
2 a vehicle purchased within thirty days of shipping.

3 Presentation of proof of motor vehicle insurance shall not be  
4 required for:

5 (1) Unlicensed propelled vehicles that are not intended  
6 for on-road use;

7 (2) New unregistered vehicles shipped with a bill of  
8 lading; or

9 (3) Vehicles owned by the federal, state, or county  
10 government."

11 SECTION 3. This Act does not affect rights and duties that  
12 matured, penalties that were incurred, and proceedings that were  
13 begun before its effective date.

14 SECTION 4. Statutory material to be repealed is bracketed  
15 and stricken. New statutory material is underscored.

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



**Report Title:**

Certificates; Registration; Ownership; Chassis; Containers

**Description:**

Clarifies that owners of chassis used for transporting shipping containers are exempt from the requirement to keep a certificate of registration within the chassis. Authorizes these businesses to keep the original certificate of registration, motor vehicle identification card, certificate of insurance, and certificate of inspection at their principal place of business within the State and specifies that it is not a requirement to keep the original or copy of these documents on the chassis. (SB1378 HD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

