



EXECUTIVE CHAMBERS

HONOLULU

LINDA LINGLE
GOVERNOR

GOV. MSG. NO. 599

May 2, 2006

The Honorable Robert Bunda, President
and Members of the Senate
Twenty-Third State Legislature
State Capitol, Room 003
Honolulu, Hawaii 96813

Dear Mr. President and Members of the Senate:

This is to inform you that on May 2, 2006, the following bill was signed into law:

HB3253 SD1

A BILL FOR AN ACT RELATING TO
THE HAWAII RULES OF EVIDENCE.
(ACT 73)

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Lingle".

LINDA LINGLE

A BILL FOR AN ACT

RELATING TO THE HAWAII RULES OF EVIDENCE.

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

1 SECTION 1. Section 626-1, Hawaii Revised Statutes, is
2 amended by amending rule 103, subsection (a), to read as
3 follows:

4 "(a) Effect of erroneous ruling. Error may not be
5 predicated upon a ruling which admits or excludes evidence
6 unless a substantial right of the party is affected, and:

7 (1) Objection. In case the ruling is one admitting
8 evidence, a timely objection or motion to strike
9 appears of record, stating the specific ground of
10 objection, if the specific ground was not apparent
11 from the context; or

12 (2) Offer of proof. In case the ruling is one excluding
13 evidence, the substance of the evidence was made known
14 to the court by offer or was apparent from the context
15 within which questions were asked.

16 Once the court makes a definitive ruling on the record admitting

1 or excluding evidence, either at or before trial, a party need
2 not renew an objection or offer of proof to preserve a claim of
3 error for appeal."

4 SECTION 2. This Act does not affect rights and duties that
5 matured, penalties that were incurred, and proceedings that were
6 begun, before its effective date.

7 SECTION 3. New statutory material is underscored.

8 SECTION 4. This Act shall take effect upon its approval.

APPROVED this 2 day of MAY, 2006



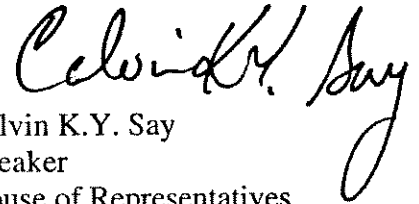
GOVERNOR OF THE STATE OF HAWAII



THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 17, 2006
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill on this day passed Final Reading in the House of Representatives of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006.



Calvin K.Y. Say
Speaker
House of Representatives

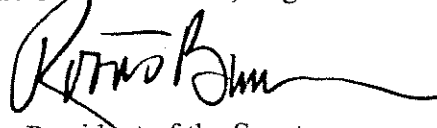


Patricia Mau-Shimizu
Chief Clerk
House of Representatives

THE SENATE OF THE STATE OF HAWAII

Date: March 30, 2006
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Third Reading in the Senate of the Twenty-third Legislature of the State of Hawaii, Regular Session of 2006.



President of the Senate



Clerk of the Senate