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# A BILL FOR AN ACT

RELATING TO EXCEPTIONS TO TORT ACTIONS.

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

1           SECTION 1. Chapter 663, Hawaii Revised Statutes, is  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:

4           "§663-        Exceptions. This chapter shall not apply to:

- 5           (1) Any claim based upon an act or omission of a county  
6           officer or employee exercising due care, in the  
7           execution of a statute or regulation, whether or not  
8           the statute or regulation is valid, or based upon the  
9           exercise or performance or the failure to exercise or  
10           perform a discretionary function or duty on the part  
11           of a county officer or employee, whether or not the  
12           discretion involved has been abused;
- 13           (2) Any claim arising in respect of the assessment or  
14           collection of any tax, or the detention of any goods  
15           or merchandise by law enforcement officers;
- 16           (3) Any claim for which a remedy is provided elsewhere in  
17           the laws of the county; and



1        (4) Any claim arising out of assault, battery, false  
 2        imprisonment, false arrest, malicious prosecution,  
 3        abuse of process, libel, slander, misrepresentation,  
 4        deceit, or interference with contract rights."

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

8        SECTION 3. New statutory material is underscored.

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

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INTRODUCED BY: 

By Request



SB 2403

**Report Title:**

Torts; Exceptions

**Description:**

Provides specific exceptions to tort actions.

