
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. A county shall not be liable for:**

- 5 (1) Any claim based upon an act or omission of an employee
6 of the county exercising due care, in the execution of
7 a statute or regulation, whether or not the statute or
8 regulation is valid, or based upon the exercise or
9 performance or the failure to exercise or perform a
10 discretionary function or duty on the part of a county
11 officer or employee, whether or not the discretion
12 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 or State; and



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

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

9 SECTION 3. New statutory material is underscored.

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

SB2403, SD1

Report Title:

Torts; Exceptions

Description:

Provides specific exceptions to tort actions. (SD1)

