

JAN 24 2007

A BILL FOR AN ACT

RELATING TO COUNTIES.

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

1 SECTION 1. Section 46-72, Hawaii Revised Statutes, is
2 amended to read as follows:
3 "**§46-72 Liability for damages; notice of injuries.** Before
4 the county shall be liable for damages to any person for
5 injuries to person or property received upon any of the streets,
6 avenues, alleys, sidewalks, or other public places of the
7 county, or on account of any negligence of any official or
8 employee of the county, within two years after the injuries
9 occurred, the person [sø] injured, or the owner or person
10 entitled to the possession, occupation, or use of the property
11 [sø] injured, or someone [i#] on the person's behalf, shall[~~7~~
12 ~~within six months after the injuries are received,~~] give the
13 individual identified in the respective county's charter, or if
14 none is specified, then the chairperson of the council of the
15 county or the [city] clerk of [Hono]lulu] the county in which the
16 injuries occurred, notice in writing of the injuries and the
17 specific damages resulting, stating fully [~~in the notice~~] when,



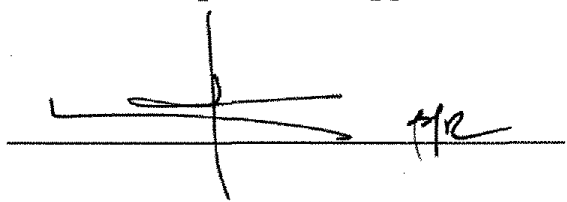
1 where, and how the injuries occurred, the extent [~~thereof,~~] of
2 the injuries, and the amount claimed [~~therefor~~]."

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

6 SECTION 3. Statutory material to be repealed is bracketed
7 and stricken. New statutory material is underscored.

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

9

INTRODUCED BY: _____  MR



Report Title:

Torts; Counties, Notice of Claim

Description:

Extends statute of limitation for actions against a county for damage or injury from 6 months to 2 years. Permits the counties to identify, by charter, the person to whom claimant should give notice of claim for injuries or damage sustained on public property or as a result of the negligence of county official or employee.

