
A BILL FOR AN ACT

RELATING TO GOVERNMENT TORT LIABILITY.

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

1 SECTION 1. The purpose of this Act is to amend section
2 662-5, Hawaii Revised Statutes, to afford all parties, including
3 the State of Hawaii, with the same right to elect a jury trial
4 in tort actions brought against the State pursuant to chapter
5 662, as private individuals have in tort actions.

6 SECTION 2. Section 662-5, Hawaii Revised Statutes, is
7 amended to read as follows:

8 "§662-5 Jury. Any party, including the State, may demand
9 a trial by jury, for any action against the State under this
10 ~~chapter [shall be tried by the court without a jury, provided~~
11 ~~that the court, with the consent of all the parties, may order a~~
12 ~~trial with a jury whose verdict shall have the same effect as if~~
13 ~~trial by jury had been a matter of right.] in the same manner as~~
14 a demand for jury is made by a private individual in a tort
15 action."

16 SECTION 3. Statutory material to be repealed is bracketed
17 and stricken. New statutory material is underscored.

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



Report Title:

Government Tort Liability

Description:

Allows any party, including the State of Hawaii, to demand a jury trial in any action brought against the State under Chapter 662, Hawaii Revised Statutes. (SD1)

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

