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## A BILL FOR AN ACT

PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO CHANGE THE THRESHOLD VALUE IN CONTROVERSY REQUIREMENT FOR JURY TRIALS IN CIVIL CASES AT COMMON LAW FROM \$5,000 TO \$10,000.

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

1           SECTION 1. The purpose of this Act is to propose an  
2 amendment to article I, section 13, of the Constitution of the  
3 State of Hawaii to increase the threshold value in controversy  
4 requirement for jury trials in civil cases at common law from  
5 \$5,000 to \$10,000.

6           SECTION 2. Article I, section 13, of the Constitution of  
7 the State of Hawaii is amended to read as follows:

8                               "TRIAL BY JURY, CIVIL CASES

9           Section 13. In suits at common law where the value in  
10 controversy shall exceed [~~five~~] ten thousand dollars, the right  
11 of trial by jury shall be preserved. The legislature may  
12 provide for a verdict by not less than three-fourths of the  
13 members of the jury."

14           SECTION 3. The question to be printed on the ballot shall  
15 be as follows:

16           "Shall the constitutional provision granting the right to a  
17 jury trial in civil cases, now limited to those cases where the



1 value in controversy is more than \$5,000, be amended to grant  
2 that right only in cases where the value in controversy is more  
3 than \$10,000?"

4 SECTION 4. Constitutional material to be repealed is  
5 bracketed and stricken. New constitutional material is  
6 underscored.

7 SECTION 5. This amendment shall take effect upon  
8 compliance with article XVII, section 3, of the Constitution of  
9 the State of Hawaii.



**Report Title:**

Suits at Common Law; Jury Trial; Value in Controversy

**Description:**

Proposes an amendment to article I, section 13, of the Hawaii Constitution to increase the threshold value in controversy requirement for jury trials in civil cases at common law from \$5,000 to \$10,000. (HB1844 HD1)

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