
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 Statutory material to be repealed is bracketed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. (HB776 HD1)

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