

STAND. COM. REP. NO. 1009-22

Honolulu, Hawaii

MAR 04 , 2022

RE: H.B. No. 886  
H.D. 1

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirty-First State Legislature  
Regular Session of 2022  
State of Hawaii

Sir:

Your Committee on Finance, to which was referred H.B. No. 886  
entitled:

"A BILL FOR AN ACT RELATING TO PROFESSIONALLY LICENSED OR  
CERTIFIED GOVERNMENT EMPLOYEES,"

begs leave to report as follows:

The purpose of this measure is to amend the law relating to  
personal liability requirements of professionally licensed or  
certified employees of the State by:

- (1) Clarifying that the State shall be exclusively liable  
for civil tort claims resulting from the negligent or  
wrongful act or omission of a professionally licensed or  
certified employee of the State acting within the course  
and scope of the employee's office or employment if the  
State agrees to be fully liable; and
- (2) Precluding civil actions or proceedings for money  
damages against the employee, except for claims arising  
from employment with an employer other than the State.

Your Committee received testimony in support of this measure  
from the Department of the Attorney General, Department of Human  
Services, and Hawaii Association for Justice. Your Committee



received comments on this measure from the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 886, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 886, H.D. 1.

Respectfully submitted on  
behalf of the members of the  
Committee on Finance,



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SYLVIA LUKE, Chair



