

ACT 154

A Bill for an Act Authorizing Louisa K. DeMello to Sue the State of Hawaii.

Be it Enacted by the Legislature of the State of Hawaii:

SECTION 1. Louisa K. DeMello is hereby authorized to sue the State of Hawaii in an appropriate state court to recover damages and other relief which are allegedly due to the cancellation by the Hawaiian Homes Commission and the department of Hawaiian Homes Land on or about September 25, 1964 of a leasehold covering certain Hawaiian home lands held by said Louisa K. DeMello and an action of forfeiture taken pursuant thereto. For the purpose of this Act and the adjudication of any such claim, the immunity of the State to suit is hereby waived, and said Louisa K. DeMello may proceed against the State as in the case of any other defendant, subject to the same procedures and defenses, except for the defense of immunity from suit or of the statute of limitations, the provisions of which are hereby expressly waived; provided that nothing contained herein shall be construed as an admission of liability on the part of the State.

SECTION 2. The claimant Louisa K. DeMello shall commence the action authorized by this action in an appropriate state court within two years from the effective date of this Act.

SECTION 3. This Act shall take effect upon its approval.
(Approved June 17, 1965.) **H.B. 1165.**