

A Bill for an Act Relating to Jury Trial in Probate Court.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. Section 531, Hawaii Revised Statutes, is amended to read as follows:

**“Sec. 531-2 Jury trial, when.** Whenever the value of the estate of any deceased person exceeds \$3,000, any person claiming, before any circuit court sitting as a court of probate, the estate, or any part thereof, or any interest therein, by virtue of any will or testamentary devise, or by virtue of the statutes of descent of property in the State, who deems himself aggrieved by the decision of the court may, if any matter of fact is in issue, move that the issue of fact may be tried by a jury, and his motion shall not be denied. The motion shall be made not later than ten days after filing of the decision.

The judge who presided at the original hearing shall not preside at the trial before the jury.”

SECTION 2. Statutory material to be repealed is bracketed. New material is underscored. In printing this Act, the revisor of statutes need not include the brackets, the bracketed material or the underscoring.\*

SECTION 3. This Act shall take effect upon its approval.

(Approved May 6, 1975.)

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\*Edited accordingly.