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# A BILL FOR AN ACT

RELATING TO TORT ACTIONS.

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

1           SECTION 1. Section 663-8.5, Hawaii Revised Statutes, is  
2 amended by amending subsection (a) to read as follows:

3           "(a) Noneconomic damages, which are recoverable in tort  
4 actions if the plaintiff can prove that the defendant was at  
5 least grossly negligent, include damages for pain and suffering,  
6 mental anguish, disfigurement, loss of enjoyment of life, loss  
7 of consortium, and all other nonpecuniary losses or claims."

8           SECTION 2. New statutory material is underscored.

9           SECTION 3. This Act shall take effect on July 1, 2007.

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INTRODUCED BY: \_\_\_\_\_

*MWL*

JAN 17 2007



**Report Title:**

Torts; Noneconomic Damages

**Description:**

Permits a plaintiff to recover noneconomic damages only when the plaintiff can prove that the defendant was grossly negligent.

