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## A BILL FOR AN ACT

RELATING TO NONECONOMIC DAMAGES.

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

1           SECTION 1. Section 663-8.5, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "~~+~~§663-8.5~~+~~ **Noneconomic damages; defined.** (a)  
4 Noneconomic damages which are recoverable in tort actions  
5 include damages for pain and suffering, mental anguish,  
6 disfigurement, loss of enjoyment of life, loss of consortium,  
7 and all other nonpecuniary losses or claims.

8           (b) Pain and suffering [~~is one type of noneconomic damage~~  
9 ~~and~~] means the actual physical pain and suffering that is the  
10 proximate result of [~~a physical injury sustained by a person.~~]  
11 the following types of injuries:

- 12           (1) Death;  
13           (2) Dismemberment;  
14           (3) Significant disfigurement;  
15           (4) Fractures;  
16           (5) Loss of a fetus;  
17           (6) Permanent loss of use of a body organ, member,  
18           function, or system;





**Report Title:**

Noneconomic Damages

**Description:**

Establishes verbal thresholds limiting lawsuits for noneconomic damages.

