

A Bill for an Act Relating to Hotels.

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

SECTION 1. Section 486K-1, Hawaii Revised Statutes, is amended by adding a new definition to read as follows:

“(5) “Security box” means any metal or alloy box, used in a hotel for the safekeeping of any valuables, which may be securely locked with a locking mechanism that meets or exceeds Underwriter Laboratories standards and which shall be secured in a manner which precludes its removal from the room.”

SECTION 2. Section 486K-4, Hawaii Revised Statutes, is amended to read as follows:

“**§486K-4 Safe or security box for valuables; limitation of liability for deposited valuables.** (a) If the keeper or any hotel provides a safe or vault in its office thereof, for the safekeeping of any valuables belonging to the guests of the hotel, and prominently posts a notice in the room or rooms occupied by the guest stating that a safe or vault is provided in which valuables may be deposited and if any guest neglects to deliver valuables to the person in charge of the safe or vault, the keeper of the hotel shall not be liable in any sum for any loss of valuables sustained by the guest by theft or otherwise unless the loss is due to the negligence or fault of the keeper of

the hotel. If the guest delivers valuables to the person in charge of the office for deposit in the safe or vault, the keeper shall not be liable for any loss thereof sustained by the guest, by theft or otherwise, in any sum exceeding \$500; provided that the keeper's liability is limited to \$500 only if: (1) the keeper gives a receipt for the valuables on a form which states, in type large enough to be clearly noticeable, that the keeper is not liable for any loss exceeding \$500 except by special agreement in writing in which the keeper agrees to accept liability for losses in excess of \$500; and (2) the loss is not due to the negligence or fault of the keeper of the hotel. The keeper may accept liability for losses in excess of \$500 by special agreement in writing between a guest and the keeper or his duly authorized representative.

(b) If the keeper of a hotel provides a security box in the room of any guest and prominently posts a notice stating that a security box is provided in which valuables may be deposited and explains the liability for losses therefrom, the keeper of the hotel shall not be liable in any sum for any loss sustained by the guest unless the loss is due to the negligence or fault of the keeper of the hotel."

SECTION 3. Statutory material to be repealed is bracketed. New material is underscored.\*

SECTION 4. This Act shall take effect 60 days after its approval.

(Approved May 30, 1981.)

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\*The text has been edited pursuant to HRS §23G-16.5, authorizing omission of the brackets, bracketed material, and underscoring.