

ACT 37

H.B. NO. 335

A Bill for an Act Relating to Jury Trials.

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

SECTION 1. The purpose of this Act is to conform existing statutory law to the constitutional amendment which raised the limit on jury trials to controversies in excess of \$5,000.

SECTION 2. Section 604-5, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

“(b) The district courts shall try and determine all actions without a jury, subject to appeal according to law. Whenever a civil matter is triable of right by a jury and trial by jury is demanded in the manner and within the time provided

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by the rules of court, the case shall be transferred to the circuit court. If the demand is made in the complaint and the matter is triable of right by a jury, the action may be commenced in the circuit court if the amount in controversy exceeds [~~\$1,000.~~] \$5,000.”

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 Statutory material to be repealed is bracketed.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

SECTION 4. This Act shall take effect upon its approval.

(Approved April 24, 1989.)