



GOV. MSG. NO. **846**

EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

May 23, 2007

The Honorable Colleen Hanabusa, President
and Members of the Senate
Twenty-Fourth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on May 23, 2007, the following bill was signed into law:

HB1253 HD1 SD1

A BILL FOR AN ACT RELATING TO THE HAWAII
RULES OF EVIDENCE.
(ACT 088)

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Lingle".

LINDA LINGLE

Approved by the Governor

on MAY 23 2007

HOUSE OF REPRESENTATIVES
TWENTY-FOURTH LEGISLATURE, 2007
STATE OF HAWAII

ACT 088

H.B. NO. 1253
H.D. 1
S.D. 1

A BILL FOR AN ACT

RELATING TO THE HAWAII RULES OF EVIDENCE.

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

1 SECTION 1. Section 626-1, Hawaii Revised Statutes, is
2 amended by adding to Article IV a new rule to be appropriately
3 designated and to read as follows:

4 "Rule Admissibility of expressions of sympathy and
5 condolence. Evidence of statements or gestures that express
6 sympathy, commiseration, or condolence concerning the
7 consequences of an event in which the declarant was a
8 participant is not admissible to prove liability for any claim
9 growing out of the event. This rule does not require the
10 exclusion of an apology or other statement that acknowledges or
11 implies fault even though contained in, or part of, any
12 statement or gesture excludable under this rule."

13 SECTION 2. This Act does not affect the rights or duties
14 that matured, penalties that were incurred, and proceedings that
15 were begun, before its effective date.

16 SECTION 3. New statutory material is underscored.

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



H.B. NO. 1253
H.D. 1
S.D. 1

APPROVED this 23 day of MAY, 2007



GOVERNOR OF THE STATE OF HAWAII