

ORDINANCE NO. _____

BILL NO. 64 (2023)

A BILL FOR AN ORDINANCE AMENDING SECTION 3.16.020,
MAUI COUNTY CODE, RELATING TO SETTLEMENT OF CLAIMS AND
OTHER CIVIL LITIGATION

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Section 3.16.020, Maui County Code, is amended by amending subsections A and B to read as follows:

“3 .16. 020 Settlement of claims and other civil litigation. A. Workers' Compensation Claims. The corporation counsel, with the approval of the mayor, may settle, compromise, or otherwise resolve any workers' compensation claim now existing or which may hereafter arise, requiring payment of a total amount not exceeding the sum of: (1) the applicable permanent partial disability rating; (2) [two per cent] 2 percent for residuals for each injured body part; and (3) no more than \$1,000 for disfigurement. In the case of a workers' compensation claim that does not involve a permanent partial disability rating, the corporation counsel, with the approval of the mayor, may settle, compromise, or otherwise resolve the claim by payment of a total amount not exceeding [~~\$7,500.~~] \$25,000. Any workers' compensation settlement in excess of the authority granted by this subsection shall require council authorization.

B. Other Claims or Civil Litigation. The corporation counsel, with the approval of the mayor, may settle, compromise, or otherwise resolve any claim not described in subsection A [of this section,] now existing or which may hereafter arise, requiring payment of a total amount not exceeding [~~\$7,500;~~] \$25,000; provided, that the fund to settle claims has been appropriated and is available therefor. Any settlement in excess of [~~\$7,500~~] \$25,000 [shall require] requires council authorization.

SECTION 2. Material to be repealed is bracketed. New material is underscored. In printing this bill, the County Clerk need not include the brackets, bracketed material, or the underscoring.

SECTION 3. This ordinance shall take effect upon its approval.

APPROVED AS TO FORM AND
LEGALITY:



VICTORIA J. TAKAYESU
Corporation Counsel
LF 2023-0889

INTRODUCED BY:

A handwritten signature in cursive script, appearing to read "Alice L. Lee".

ALICE L. LEE

Upon the request of the Mayor.