

ORDINANCE NO. _____

BILL NO. 64, CD1 (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:

“A. Workers’ [Compensation Claims.] 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] that 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] 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] requires council authorization.

B. Other [Claims or Civil Litigation.] 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] that may [hereafter] arise[,] requiring payment of a total amount not exceeding [\$7,500;] \$25,000 [provided, that] if 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 Material to be repealed is bracketed.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

great:misc:012abill01:kmata

INTRODUCED BY:

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

ALICE L. LEE

Upon the request of the Mayor.

DIGEST

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This bill proposes to amend language in subsections A (Workers' Compensation Claims) and B (Other Claims or Civil Litigation) of Section 3.16.020, Maui County Code, to increase Corporation Counsel's authority to settle claims, from \$7,500 to \$25,000, without Council approval.

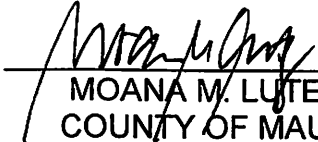
I, MOANA M. LUTEY, County Clerk of the County of Maui, State of Hawaii, DO HEREBY CERTIFY that the foregoing BILL NO. 64,CD1 (2023) was passed on First Reading by the Council of the County of Maui, State of Hawaii, on the 21st day of June, 2024, by the following vote:

AYES: Councilmembers Tom Cook, Gabriel Johnson, Natalie A. Kama, Tamara A. M. Paltin, Keani N. W. Rawlins-Fernandez, Shane M. Sinenci, Vice-Chair Yuki Lei K. Sugimura, and Chair Alice L. Lee.

NOES: None.

EXCUSED: Councilmember Nohelani U'u-Hodgins.

DATED at Wailuku, Maui, Hawaii, this 24th of June, 2024.



MOANA M. LUTEY, COUNTY CLERK
COUNTY OF MAUI, STATE OF HAWAII

Copies of the foregoing Bill, in full, are on file in the Office of the County Clerk, County of Maui, for use and examination by the public.