

Resolution

No. 26-61, FD1

PROPOSING AN AMENDMENT TO THE CHARTER
OF THE COUNTY OF MAUI (1983), AS AMENDED,
RELATED TO THE PROCESSING OF CLAIMS

WHEREAS, Council finds that filing claims with the Director of Finance or other individual designated by ordinance, instead of the County Clerk, eliminates administrative inefficiencies; now, therefore,

BE IT RESOLVED by the Council of the County of Maui:

1. That, in accordance with Charter Section 14-1(1), it proposes that the following sections of the Charter of the County of Maui (1983), as amended, be amended to read as set forth as follows, with deleted material in brackets and new material underscored:

“Section 13-6. Claims. No action shall be maintained for the recovery of damages for any injury to person or property by reason of negligence of any officer or employee of the County unless a written statement stating fully when, where, and how the injuries occurred; the extent of the injuries; and the amount claimed, has been filed [with the county clerk] within the time period as provided by law[.] with the Director of Finance or as provided by ordinance.”;

2. That, in accordance with Charter Section 14-2(1), this Resolution be submitted to the voters of the County of Maui at the next General Election;
3. That the County Clerk prepare the necessary ballot for presentation to the voters at the next General Election;
4. That, in accordance with Charter Section 14-1(1), it proposes that the following question be placed on the next General Election ballot:

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“Shall the Charter be amended, effective January 1, 2028, to streamline the process for filing claims for personal injury or property damage by requiring that claims are filed directly with the Director of Finance or as provided by ordinance?”

5. That, in accordance with Charter Section 14-2(2), the County Clerk must publish the proposed amendment in this Resolution in its entirety in a newspaper of general circulation;
6. That, on approval by a majority of the voters voting on the proposed amendment and on official certification of the result, the amendments proposed in this Resolution take effect on January 1, 2028;
7. That, as authorized by Charter Section 14-4, the County Clerk must revise and publish in its entirety a revised Charter including amendments adopted in this Resolution and renumber provisions and cross-references as may be necessary by the approval of the revisions or amendments; and
8. That certified copies of this Resolution be transmitted to the Mayor and the County Clerk.

APPROVED AS TO FORM AND LEGALITY:

/s/ Thomas Kolbe

Department of the Corporation Counsel
County of Maui

paf:kjh:26-204a

INTRODUCED BY:

A handwritten signature in cursive script, appearing to read "Alice L. Lee", written over a horizontal line.

ALICE L. LEE

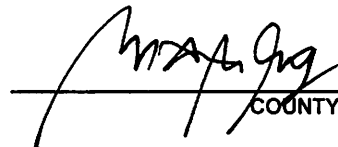
COUNCIL OF THE COUNTY OF MAUI

WAILUKU, HAWAII 96793

CERTIFICATION OF ADOPTION

It is HEREBY CERTIFIED that RESOLUTION NO. 26-61, FD1 was passed on Second and Final Reading by the Council of the County of Maui, State of Hawaii, on the 24th day of July, 2026, by the following vote:

MEMBERS	Alice L LEE Chair	Yuki Lei K. SUGIMURA Vice-Chair	Kauanoë BATANGAN	Tom COOK	Gabriel L. JOHNSON	Tamara A. M. PALTIN	Keani N. W. RAWLINS- FERNANDEZ	Shane M. SINENCI	Nohelani U'U- HODGINS
ROLL CALL	Aye 'Ae	Aye 'Ae	Aye 'Ae	Aye 'Ae	Excused Ho'oku'u 'ia	Aye 'Ae	Aye 'Ae	Aye 'Ae	Aye 'Ae


COUNTY CLERK

Passed First Reading on July 7, 2026