

Honolulu, Hawaii

March 23, 2012

RE: S.B. No. 2738  
S.D. 1  
H.D. 1

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Sixth State Legislature  
Regular Session of 2012  
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 2738, S.D. 1, entitled:

"A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES,"

begs leave to report as follows:

The purpose of this measure is to appropriate funds to satisfy the settlements of claims against the State, its officers, or employees.

The Department of the Attorney General, the Department of Education, and PBR HAWAII & ASSOCIATES, INC., testified in support of this measure.

Your Committee has amended this measure by adding the following settlements involving three additional claims to the bill:

- (1) Brem, et al. v State of Hawaii, Civil No. 07-1-0176, Fifth Circuit, in the amount of \$5,459,107.50;
- (2) Kahle, et al. v. Villaflor, et al., Civil No. 10-00764 LEK-KSC, USDC, in the amount of \$100,000; and



- (3) Wolfe v. State of Hawaii, Department of Transportation, et al., Civil No. 10-1-1029-05, First Circuit, in the amount of \$60,000.

Technical, nonsubstantive amendments were also made for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2738, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2738, S.D. 1, H.D. 1, and be referred to the Committee on Finance.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary,

  
GILBERT KEITH-AGARAN, Chair



