
A BILL FOR AN ACT

MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS
OFFICERS, OR ITS EMPLOYEES.

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

1 PART I

2 SECTION 1. The following sums or so much thereof as may be
3 necessary for fiscal year 2013-2014 are appropriated out of the
4 general revenues of the State of Hawaii to the department of the
5 attorney general for the purpose of satisfying claims for
6 legislative relief as to the following named persons, firms,
7 corporations, and entities, for claims against the State or its
8 officers or employees for the overpayment of taxes, or for
9 refunds, reimbursements, payments of judgments or settlements,
10 or other liabilities, in the amounts set forth opposite their
11 names:

12	JUDGMENTS AGAINST THE STATE	AMOUNT
13	AND SETTLEMENTS OF CLAIMS:	
14		
15	1. DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS	
16		
17	Hawaii Pacific Health, et al. v. Dwight	\$ 89,645.15
18	Takamine, Civil No. 11-00706 SOM/RLP, USDC	Settlement



1	2.	DEPARTMENT OF LAND AND NATURAL RESOURCES	
2		Coziar v. State of Hawaii	\$ 30,000.00
3		Civil No. 13-1-0018(1), Second Circuit	Settlement
4			
5	3.	DEPARTMENT OF PUBLIC SAFETY:	
6			
7		Buan v. State of Hawaii, et al.	\$ 50,000.00
8		Civil No. 11-1-1222-06, First Circuit	Settlement
9			
10	4.	DEPARTMENT OF EDUCATION	
11			
12		Barnett v. State of Hawaii, et al.	\$ 41,511.54
13		Civil No. 10-1-0236, Fifth Circuit	Judgment
14			
15		In the Matter of the Arbitration Between	
16		Teachers Association and Na Wai Ola (Waters	
17		of Life) Public Charter School, State of	
18		Hawaii, Grievance of Ginger Krauss	\$ 44,951.43
19			Judgment
20			
21	5.	DEPARTMENT OF HUMAN SERVICES	
22			
23		Louis, et al. v. State of Hawaii, et al.	\$ 180,000.00
24		Civil No. 05-1-0935-05, First Circuit	Settlement
25			
26			
27		SUBTOTAL:	\$ 436,108.12
28			
29	6.	MISCELLANEOUS CLAIMS:	
30			
31		Aimee Clay	\$ 497.48
32			
33		Bruce A. Menin	\$ 421,346.13
34			
35		Marie-Gertrude N. Leopoldo	\$ 417.00
36			
37		Thomas K. Nagano	\$ 222.96
38			
39		Yoshikatsu Asano	\$ 1,939.00
40			
41			
42		SUBTOTAL:	\$ 424,422.57



1 Total (SECTION 1): \$ 860,530.69

2 The sums appropriated shall be expended by the department
3 of the attorney general for the purposes of this Act.

4 PART II

5 SECTION 2. The following sums or so much thereof as may be
6 necessary for fiscal year 2013-2014 are appropriated out of the
7 state highway fund for the purpose of satisfying claims for
8 legislative relief as to the following named persons, for claims
9 against the State or its officers or employees for payments of
10 judgments or settlements, or other liabilities, in the amount
11 set forth opposite their names:

12	JUDGMENTS AGAINST THE STATE	AMOUNT
13	AND SETTLEMENTS OF CLAIMS:	
14		
15	DEPARTMENT OF TRANSPORTATION, HIGHWAYS DIVISION:	
16		
17	Adams, et al. v. Yokooji, et al.	\$ 25,000.00
18	Civil No. 07-1-1567, First Circuit	Settlement
19		
20	Booth v. State of Hawaii, et al.	\$ 65,000.00
21	Civil No. 12-1-0262, Fifth Circuit	Settlement
22		
23	Nakandakare, et al. v. State of Hawaii, et al.	\$ 32,500.00
24	Civil No. 11-1-1740-08, First Circuit	Settlement
25		
26		
27	SUBTOTAL:	\$ 122,500.00
28		
29	TOTAL (SECTION 2)	\$ 122,500.00
30		



1 The sums appropriated shall be expended by the department
2 of transportation, highways division, for the purposes of this
3 Act.

4 PART III

5 SECTION 3. The sums hereinabove may be paid to the
6 respective persons, or for the satisfaction or settlement of the
7 respectively identified cases, and in several amounts
8 hereinabove set forth or in lesser amounts deemed appropriate,
9 upon checks issued by the comptroller; provided that the
10 departments shall obtain the approval of the attorney general
11 before payment of any claim can be made.

12 SECTION 4. Notwithstanding the sums hereinabove stated as
13 interest upon judgments against the State, payment of interest
14 shall be limited to the period from the date of judgment, if
15 applicable, to thirty days after the effective date of this Act,
16 as provided in section 662-8, Hawaii Revised Statutes, for those
17 cases to which the statute applies.

18 SECTION 5. All unexpended and unencumbered balances of the
19 appropriations made in this Act as of the close of business on
20 June 30, 2015, shall lapse.

21 SECTION 6. If any provision of this Act, or the
22 application thereof to any person or circumstance, is held



1 invalid, the invalidity does not affect other provisions or
2 applications of the Act that can be given effect without the
3 invalid provision or application, and to this end the provisions
4 of this Act are severable.

5 SECTION 7. This Act shall take effect upon its approval.



Report Title:

Appropriations; Claims Against State

Description:

Makes appropriations for claims against the State, its officers, and its employees. (HB2231 HD2)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

