Honolulu, Hawaii

April 4

, 2014

RE: S.B. No. 2246

S.D. 2 H.D. 2

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Seventh State Legislature Regular Session of 2014 State of Hawaii

Sir:

Your Committee on Finance, to which was referred S.B. No. 2246, S.D. 2, H.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 claims against the State, its officers, or its employees for the overpayment of taxes, or for refunds, reimbursements, payments of judgments or settlements, or other liabilities.

The Department of the Attorney General provided comments on this measure.

Your Committee has amended this measure by:

- (1) Adding a new judgment against the State pursuant to In the Matter of the Application of Honolulu Construction and Draying Company, Limited v. State of Hawaii, et al., Land Court Application No. 787, Hawaii Supreme Court No. SCWC-30484, in the amount of \$165,929.42, to be paid from the general fund;
- (2) Adding a new settlement pursuant to Garner, et al. v. State of Hawaii, et al., Civil No. 03-1-000305, First

Circuit, in the amount of \$132,819.00, to be paid from the general fund;

- (3) Adding a new settlement pursuant to Javier, et al. v. State of Hawaii, et al., Civil No. 07-1-0160(1), Second Circuit, in the amount of \$124,169.60, to be paid from the general fund;
- (4) Adding a new judgment against the State pursuant to Oahu Publications, Inc., dba Honolulu Star-Advertiser v. Abercrombie, Civil No. 11-1-1871-08 KKS, First Circuit, in the amount of \$70,272.66, to be paid from the general fund;
- (5) Adding a new settlement pursuant to Shaya, et al., v. Franco, et al., Civil No. 11-1-0551, Second Circuit, in the amount of \$700,000, to be paid from the State Highway Fund; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2246, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2246, S.D. 2, H.D. 2.

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



State of Hawaii House of Representatives #300 1555-14 The Twenty-seventh Legislature

Record of Votes of the Committee on Finance

SB 2246, SD2, HD1	JUD, FIN		Date: 3/28/2014	
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)				
FIN Members	Ayes	Ayes (WR) Nays	Excused
1. LUKE, Sylvia (C)				
2. NISHIMOTO, Scott Y. (VC)				
3. JOHANSON, Aaron Ling (VC)				
4. CULLEN, Ty J.K.			English Salah Salah Menganyak ngkis gungi	The state of the s
5. HASHEM, Mark J.				
6. ING, Kaniela				
7. JORDAN, Jo				
8. KOBAYASHI, Bertrand 9. LOWEN, Nicole E.				
10. MORIKAWA, Dee				
11. ONISHI, Richard H.K.			ik Gibara Wiri	
12. TAKAYAMA, Gregg				
13. TOKIOKA, James Kunane				
14. WOODSON, Justin H.			二世(42年)	
15. YAMASHITA, Kyle T.				
16. FUKUMOTO, Beth			MAXIMUM XIII	
17. WARD, Gene			小你想到 到4年	
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TOTAL (17)	(6			
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				