DAVID Y. IGE



DOUGLAS S. CHIN ATTORNEY GENERAL

STATE OF HAWAII
DEPARTMENT OF THE ATTORNEY GENERAL

425 QUEEN STREET HONOLULU, HAWAII 96813 (808) 586-1500

December 30, 2016

RUSSELL A. SUZUKI FIRST DEPUTY ATTORNEY GENERAL

The Honorable Ronald D. Kouchi President of the Senate and Members of the Senate Twenty-Ninth State Legislature State Capitol, Room 409 Honolulu, Hawaii 96813 The Honorable Joseph M. Souki Speaker and Members of the House of Representatives Twenty-Ninth State Legislature State Capitol, Room 431 Honolulu, Hawaii 96813

Dear President Kouchi and Speaker Souki:

For your information and consideration, I am transmitting one (1) copy for each of you of the Department of the Attorney General's <u>Annual Report on Recommendations for Denial of Claims for Legislative Relief as required by Section 37-77, Hawaii Revised Statutes (HRS)</u>. In accordance with Section 93-16, HRS, I am also informing you that the report may be viewed electronically at <a href="http://ag.hawaii.gov/publications/reports/reports-to-the legislature/">http://ag.hawaii.gov/publications/reports/reports-to-the legislature/</a>.

If you have any questions or concerns, please feel free to call me at 586-1282.

Sincerely,

Douglas S. Chin Attorney General

c: David Y. Ige, Governor
Shan S. Tsutsui, Lieutenant Governor
Legislative Reference Bureau (Attn.: Karen Mau)
Leslie Kondo, State Auditor
Wesley K. Machida, Director of Finance, Department of Budget and Finance
Stacey Aldrich, State Librarian, Hawaii State Public Library System
David Lassner, PhD., President, University of Hawaii

**Enclosure** 

DAVID Y. IGE GOVERNOR



DOUGLAS S. CHIN ACTING ATTORNEY GENERAL

RUSSELL A. SUZUKI FIRST DEPUTY ATTORNEY GENERAL

## STATE OF HAWAII DEPARTMENT OF THE ATTORNEY GENERAL

425 QUEEN STREET HONOLULU, HAWAII 96813 (808) 586-1500

## REPORT ON RECOMMENDATIONS FOR DENIAL OF CLAIMS FOR LEGISLATIVE RELIEF

Pursuant to Section 37-77, Hawaii Revised Statutes

Calendar Year 2016

Submitted to the Twenty-Ninth State Legislature Regular Session of 2017

## **AUTHORITY AND BACKGROUND**

Section 37-77, Hawaii Revised Statutes, requires the Attorney General to report annually to the Legislature on the claims for which a recommendation for denial is made. This reporting requirement is contrasted with the Attorney General's obligation under the same statutory section to submit a bill to the Legislature that contains all of the claims for which payment is recommended.

As required by section 37-77, Hawaii Revised Statutes, any data and documents supporting the claims submitted each year are maintained in the Tort Litigation Division, Department of the Attorney General, and are available for inspection by the Legislature.

## SUMMARY OF CLAIMS DURING 2016 FOR WHICH DENIAL IS RECOMMENDED

Claimant: General Telecourier Inc. Amount Claimed: \$347.38

Claimant requested reissuance of an outdated check that was never received in 1996. The legislative claim was not timely filed with the Attorney General within six years from the date on which the claim for payment matured, as required by section 37-77, Hawaii Revised Statutes.

Claimant: James Leonard Kammerer (Progressive) Amount Claimed: \$1,197.68

Mr. Kammerer, a teacher at Maui Waena Intermediate School, claims his vehicle was damaged by students. The claim was denied because there was no finding the state was liable.

Claimant: Matthew K. Kanemoto Amount Claimed: \$100.00

Mr. Kanemoto, a teacher at Kahuku High School, claims his vehicle was damaged by students. The claim was denied because there was no finding the state was liable.