
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:

PART I

SECTION 1. The following sums or so much thereof as may be necessary for fiscal year 2021-2022 are appropriated out of the general revenues of the State of Hawaii to the department of the attorney general for the purpose of satisfying claims for legislative relief as to the following named persons, firms, corporations, and entities, for claims against the State or its officers or employees for the overpayment of taxes, or for refunds, reimbursements, payments of judgments or settlements, or other liabilities, in the amounts set forth opposite their names:

JUDGMENTS AGAINST THE STATE AND SETTLEMENTS OF CLAIMS:	AMOUNT
1. MISCELLANEOUS CLAIMS:	
Sang Chol Bang	\$ 40.65
Rodney Baculpo	\$ 1,283.01
Darlene Vicente fka Darlene Baculpo	\$ 1,283.00



Princeville Hotel, LP	\$	383,119.65
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SUBTOTAL:	\$	385,726.31
TOTAL (SECTION 1):	\$	385,726.31

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

PART II

SECTION 2. The legislature finds and declares that the following claim for legislative relief recommended for approval as to the following named person for claims against the State or the department of agriculture or its officers or employees for the payment of judgments or settlements, or other liabilities, in the amount set forth opposite their name, is approved for payment:

JUDGMENTS AGAINST THE STATE AND SETTLEMENTS OF CLAIMS:	AMOUNT
1. AGRIBUSINESS DEVELOPMENT CORPORATION:	
Na Kia'i Kai v. Nakatani, et al. Civil No. 18-00005, USDC	\$ 132,611.78 Settlement
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SUBTOTAL:	\$ 132,611.78



1 Provided that of legislative appropriation item for
2 the department of agriculture for fiscal year 2021-2022 in
3 section 3 of Act 88, Session Laws of Hawaii 2021, the general
4 fund sum of \$132,611.78 shall be expended from the fiscal year
5 2021-2022 budget (AGR , general funds) by the department of
6 agriculture for the purposes of this Act.

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PART III

SECTION 3. The legislature finds and declares that the following claim for legislative relief recommended for approval as to the following named person for claims against the State or the department of land and natural resources or its officers or employees for the payment of judgments or settlements, or other liabilities, in the amount set forth opposite their name, is approved for payment:

15	JUDGMENTS AGAINST THE STATE	AMOUNT
16	AND SETTLEMENTS OF CLAIMS:	

18 1. DEPARTMENT OF LAND AND NATURAL RESOURCES:

20	Kaupiko, et al. v. Department of Land	\$	145,000.00
21	and Natural Resources, State of Hawaii		Settlement
22	Civil No. 20-0000125; First Circuit		
23	Civil No. CAAP-21-0000374,		
24	Intermediate Court of Appeals		

27	SUBTOTAL:	\$ 145,000.00
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Provided that of legislative appropriation item for the department of land and natural resources for fiscal year 2021-2022 in section 3 of Act 88, Session Laws of Hawaii 2021, the general fund sum of \$145,000 shall be expended from the fiscal year 2021-2022 budget (LNR , general funds) by the department of land and natural resources for the purposes of this Act.

PART IV

SECTION 4. The legislature finds and declares that the following claim for legislative relief recommended for approval as to the following named person for claims against the State or the department of public safety or its officers or employees for the payment of judgments or settlements, or other liabilities, in the amount set forth opposite their name, is approved for payment:

JUDGMENTS AGAINST THE STATE AND SETTLEMENTS OF CLAIMS:	AMOUNT
1. DEPARTMENT OF PUBLIC SAFETY:	
Curt K.K. Tokunaga, et al. v. Dept. of Public Safety, State of Hawaii Civil No. 18-1-0982-06, First Circuit	\$ 150,000.00 Settlement
SUBTOTAL:	\$ 150,000.00



1 Provided that of legislative appropriation item for
2 the department of public safety for fiscal year 2021-2022 in
3 section 3 of Act 88, Session Laws of Hawaii 2021, the general
4 fund sum of \$150,000 shall be expended from the fiscal year
5 2021-2022 budget (PSD , general funds) by the department of
6 public safety for the purposes of this Act.

7 PART V

SECTION 5. The legislature finds and declares that the following claim for legislative relief recommended for approval as to the following named person for claims against the State or the department of education or its officers or employees for the payment of judgments or settlements, or other liabilities, in the amount set forth opposite their name, is approved for payment:

15	JUDGMENTS AGAINST THE STATE	AMOUNT
16	AND SETTLEMENTS OF CLAIMS:	

18 5. STATE PUBLIC CHARTER SCHOOL COMMISSION:

20	UPW on behalf of James Ah Sing v.	\$	125,275.38
21	Christina Kishimoto and Connections,		Judgment
22	A New Century Public Charter School		
23	Case No. CE-01-539,		
24	Hawaii Labor Relations Board		

26	SUBTOTAL:	\$ 125,275.38
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1 Provided that of legislative appropriation item for
2 the department of education for fiscal year 2021-2022 in section
3 3 of Act 88, Session Laws of Hawaii 2021, the general fund sum
4 of \$125,275.38 shall be expended from the fiscal year 2021-2022
5 budget (EDN , general funds) by the department of education
6 for the purposes of this Act.

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

14 SECTION 7. Notwithstanding the sums hereinabove stated as
15 interest upon judgments against the State, payment of interest
16 shall be limited to the period from the date of judgment, if
17 applicable, to thirty days after the effective date of this Act,
18 as provided in section 662-8, Hawaii Revised Statutes, for those
19 cases to which the statute applies.



1 SECTION 8. All unexpended and unencumbered balances of the
2 appropriations made in this Act as of the close of business on
3 June 30, 2023, shall lapse.

4 SECTION 9. If any provision of this Act, or the
5 application thereof to any person or circumstance is held
6 invalid, the invalidity does not affect other provisions or
7 applications of the Act, which can be given effect without the
8 invalid provision or application, and to this end the provisions
9 of this Act are severable.

10 SECTION 10. This Act shall take effect upon its approval.



Report Title:

Claims Against the State

Description:

Makes appropriations and approves payments for claims against the State, its officers, and its employees. (SD1)

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

