

ACT 159

An Act Providing for the Refund of Instructional Fees Collected from the Students of State Technical Evening Schools for the School Year 1957-1958 and Making an Appropriation Therefor.

Be it Enacted by the Legislature of the State of Hawaii:

SECTION 1. Refund of instructional fees. The superintendent of public instruction (hereinafter referred to as the "superintendent") shall refund those instructional fees collected from students enrolled in the state technical schools' part-time evening and apprenticeship program during the school year 1957-1958.

SECTION 2. Claims; notice; time of filing; proof; rejection. The superintendent shall give notice by advertisement in a newspaper of statewide circulation prior to August 1, 1961, once in each of four consecutive weeks, calling on all persons who may have claims against the department of education for such instructional fees to present the same, with satisfactory proof thereof, to the superintendent at his office in Honolulu within six months from the date of first publication of the notice. The superintendent shall mail a similar notice to all parties whose names appear as claimants upon the books of the department of education for such fees at their last place of abode within the State or at such other address outside the State where a claimant is known to reside. If the superintendent doubts the validity of any claim, he may reject the same and serve notice of the rejection upon the claimant, either by mail or personally, and an affidavit of the service of the notice, which shall be prima facie evidence thereof, shall be filed in his office. An action upon a claim so rejected must be brought within two months after service, and notice thereof must be served upon the superintendent. All rights, in the moneys made available for refund under this Act, of any claimant who fails to appear and present his claim within the period of six months from the date of the first publication of notice shall be forever barred. The superintendent shall after expiration of the period to file a claim or an action on a rejected claim as hereinabove set forth transfer all unclaimed moneys to the director of the budget and such moneys shall be considered general revenues of the State.

SECTION 3. Appropriation. There is hereby appropriated out of the general revenues of the State the sum of \$16,500 or so much thereof as may

ACT 159

be necessary to be disbursed during the period July 1, 1961 to June 30, 1962 for the purpose specified in this Act upon vouchers signed by the superintendent of public instruction and approved by the board of education.

SECTION 4. Effective date. This Act shall take effect upon its approval.
(Approved July 8, 1961.) **S.B. 88.**
