

ACT 13

S. B. 441.

A Bill for an Act Making Appropriations Out of the General Revenues to Cover Certain Judgments and Claims Against the State of Hawaii.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. This Act is hereby declared to be an urgency measure deemed necessary in the public interest within the meaning of section 11 of Article III of the Constitution of the State of Hawaii.

The following is a statement of facts constituting such urgency:

Various claims against the State of Hawaii have been determined, either by judgment or settlement, during the last fiscal year. Since no appropriation has been made to cover these claims and judgments, claimants must await action by the legislature's appropriating funds to provide for the payment of these claims and judgments before they can be satisfied. It is inequitable and harsh on many of these claimants, who have expended funds and have already waited in some cases five years before payment of their claims, which though settled cannot be satisfied.

In addition to tort claims outstanding against the State authorized by Chapter 245A, Revised Laws of Hawaii 1955, as amended, Act 232 of the Session Laws of Hawaii 1967 authorized the attorney general to compromise, arbitrate or settle any claim under \$2,000 without necessity of court approval or the commencement of an action. Relative thereto also it would be unfair to claimants who have incurred losses and hardships and who settled their claims to thereafter await legislative action before satisfaction of their claim.

SECTION 2. The following sums, or as much thereof as may be necessary, are hereby appropriated for the purpose of paying the following claims from general revenues:

SANCHEZ, CAROLINE L.	
Satisfaction of Judgment in Civil No. 1928 .....	\$ 344.39
BECKSTROM, WILLIAM E.	
Satisfaction of Judgment in Civil No. 13557 .....	2,000.00
IGE, KOSABURO	
Losses from fire at Benjamin Parker School .....	270.00
KAMEL, RALPH	
Losses from fire at Benjamin Parker School .....	212.00
FERNANDEZ, LAWRENCE	
Losses from fire at Benjamin Parker School .....	243.00
IKARA, SUETO	
Losses from fire at Benjamin Parker School .....	41.00
DUCLAYAN, ALFREDO	
Losses from fire at Benjamin Parker School .....	289.00
UNITED STATES OF AMERICA	
Settlement of Civil Nos. 15380 and 16987 .....	110.00
PETERSON, LAWRENCE AND MADGE	
Satisfaction of Judgment in Civil No. 16529 .....	7,892.00
SYPHERT, LEE B.	
Satisfaction of Judgment in Civil No. 15287 .....	6,333.33
NEEDHAM, BEVERLY	
Satisfaction of Judgment in Civil No. 12415 .....	1,100.00

SECTION 3. The sums hereinabove appropriated shall be paid upon

**ACT 13**

warrants issued by the comptroller of the State upon vouchers approved by the director of the budget and finance in the several amounts and to the respective persons hereinabove set out as to said claims.

**SECTION 4.** If any portion of this Act or its application to any circumstances or person is held invalid for any reason, the remainder thereof shall not be affected thereby.

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

(Approved April 26, 1968.)