

ACT 203

H. B. NO. 1879-72

A Bill for an Act Relating to the Relief of Certain Persons' Claims Against the State and Providing Appropriations Therefor.

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

SECTION 1. The following respective sums of money are hereby appropriated out of the general revenues of the State of Hawaii, unless otherwise specified, for the purposes of reimbursing the following persons for overpayment of taxes or on account of other claims against the State in the amounts set out opposite their respective names:

Section 37-76, Hawaii Revised Statutes

REFUND OF TAXES:	Division	Amount
Chun, Henry L. Y. and Gertrude H. K. (Income)	First	\$ 336.00
Schmidtauer, Willi J. (Real Property)	First	211.95
Tanabe, Hideo (Real Property)	First	125.20
Thompson, Lyle W. and Barbara M. (Real Property)	First	299.36
Kukui Mortuary, Ltd. (General Excise)	Third	11,663.61

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Chapter 662, Hawaii Revised Statutes

JUDGMENTS AGAINST THE STATE AND SETTLEMENT OF CLAIMS:

Butzke, John H. Civil No. 30020, 1st Circuit Date of Judgment: May 5, 1971 Amount of Judgment: \$12,500.00 4% Interest: \$617.80	\$13,117.80
Hollingsworth, Clarence A. and Christine E.; Dexter, Anne and A.J.; Putnam, Henry D. and Esther; Golden, URLA M. and Elroy E.; Meyers, Warren E. and Elizabeth; Norwalt, Betty Civil No. 26325, 1st Circuit Court approved Settlement on February 7, 1972 Amount: \$7,000.00 4% Interest: \$133.47	7,133.47
Juban, Carl Civil No. 32476, 1st Circuit Date of Judgment: January 5, 1972 Amount of Judgment: \$25,617.00 4% Interest: \$490.38	26,107.38
Klibbe, Frank W. Civil No. 33165, 1st Circuit Date of Judgment: August 24, 1971 Amount of Judgment: \$2,900.00 4% Interest: \$108.05	3,008.05
Komura, Gladys Civil No. 1287, 2nd Circuit Date of Judgment: November 22, 1971 Amount of Judgment: \$3,000.00 4% Interest: \$82.52	3,082.52
Rembert, Gayle Marne Civil No. 32826, 1st Circuit Date of Judgment: August 6, 1971 Amount of Judgment: \$5,500.00 4% interest: \$215.78	5,715.78
Rodrigues, Vincent E., Jr. and Adaline Civil No. 1006, 2nd Circuit Date of Judgment: August 2, 1971 Amount of Judgment: \$9,000.00 4% Interest: \$357.04	9,357.04
Upchurch, Robert J. Civil No. 16184, 1st Circuit Date of Judgment: July 29, 1969 Amount of Judgment: \$25,000.00 4% Interest: \$3,000.00	28,000.00

Section 37-76, Hawaii Revised Statutes

MISCELLANEOUS CLAIMS:

Refund of Escheated Accounts

Leone, William	1,480.73
Leong, Wong	92.38

Others

Bickel, Robert Damage to car by patient at Hawaii State Hospital on November 17, 1971.	129.88
Hu, Anna M. Damage to car by patient at Hawaii State Hospital on July 14, 1971.	161.20
Kataoka, Reginald Personal property losses (tools) in burglary at Waimano Training School and Hospital on July 24-25, 1971.	757.53
Kennedy, Julia L. Damage to car by patient at Hawaii State Hospital on July 14, 1971.	234.00
Kong, Vernon K. Personal damage (wristwatch band) in food cart accident at Hawaii State Hospital on November 6, 1971.	10.00
Lestimado, Zacarias Damage to car by patient at Waimano Training School and Hospital on November 19, 1970.	9.65
Low, Amy Damage to car by patient at Waimano Training School and Hospital on June 9, 1971.	72.80
Nobriga, A. J. Services provided by Nobriga Tractor Service on Lands belonging to the Department of Hawaiian Home Lands, County of Hawaii, to be paid out of the Development Fund of the Department of Hawaiian Home Lands.	61,095.18
Takumi, Muriel Damage to car by patient at Waimano Training School and Hospital on November 19, 1970.	5.62
Tamashiro, Roy Damage to car by patient at Waimano Training School and Hospital on April 18, 1971.	93.19
Wilberts, Carson E. Personal property loss (eyeglasses) during offshore water sampling on March 11, 1971.	36.00
Woolsey, Julia Y. Damage to car by patient at Hawaii State Hospital on September 16, 1971.	221.23
Zane, George Personal property losses (tools) in burglary at Waimano Training School and Hospital on July 24-25, 1971.	543.18
Meritorious Claim	
Vlachos, Peter G. Loss of car and personal property therein by fire during civil disturbance in Okinawa on December 20, 1970; University of Hawaii professor on overseas assignment.	1,065.00

SECTION 2. The sums hereinabove appropriated shall be paid upon warrants issued by the comptroller of the State upon vouchers approved by the

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director of the State department of taxation in the several amounts and to the respective persons hereinabove set out as to said claims for taxes, and shall be paid upon warrants issued by said comptroller upon vouchers approved by the director of the department of budget and finance as to all other claims.

SECTION 3. Notwithstanding the sums hereinabove appropriated as interest upon judgments against the State and settlements of claims payment of interest, at the rate of four per cent a year, shall be limited to the period from the date of judgment or court approval of the settlement to the effective date of this Act, as provided in section 662-8, and all unexpended balances thereof after payment shall lapse into the general fund of the State.

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 June 19, 1972.)