

ACT 53

H.B. NO. 3094-74

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 sums of money are appropriated out of the general revenues of the State of Hawaii for the purpose of satisfying claims

for legislative relief as to the following named persons, firms, and corporations for overpayment of taxes or on account of other claims for refunds, reimbursements, or other payments, against the State in the amount set opposite their names:

Section 37-77, Hawaii Revised Statutes
REFUND OF TAXES:

	Division	Amount
Higa, Shinki (Real Property)	First	\$ 543.48
Hurst, Ruth (Real Property)	First	215.29
Matsumiya, Yano (Real Property)	Second	73.27
Chak, Inc. (Real Property)	Third	316.50

Chapter 662, Hawaii Revised Statutes
JUDGMENTS AGAINST THE STATE AND SETTLEMENT OF CLAIMS:

		Amount
Henry, Mary Anne and Charles M. Civil No. 31261, First Circuit Date of Judgment: February 25, 1972		\$26,330.30
Henry, Mary Anne		
Amount of Judgment:	\$24,000.00	
4% Interest:	2,330.30	
Henry, Charles M.		
Amount of Judgment:	1,218.90	1,337.26
4% Interest:	118.36	
Viveiros, Jo Ann		16,893.51
by Viveiros, Joseph H. and Viveiros, Joseph H. Civil No. 33459, First Circuit Date of Judgment: April 25, 1972		
Amount of Judgment:	\$15,491.23	
4% Interest:	1,402.28	
Uperesa, Wayne G.		3,142.03
by Tofili, Nellie Civil No. 36160, First Circuit Date of Judgment: May 24, 1973		
Amount of Judgment:	\$3,000.00	
4% Interest:	142.03	
Liana, Moses		8,560.03
Civil No. 33487, First Circuit Date of Judgment: May 30, 1973		
Amount of Judgment (State's Share):	\$8,178.23	
4% Interest:	381.80	
Ing, Leroy V. B.		21,837.37
Civil No. 35853, First Circuit Date of Judgment: July 23, 1973		
Amount of Judgment:	\$20,982.00	
4% Interest:	855.37	
Cox, Jean		24,549.15
Civil No. 31720, First Circuit Date of Settlement: November 23, 1973		
Amount of Settlement:	\$24,549.15	

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Perez, Irene		11,093.10
Civil No. 2856, Third Circuit		
Date of Judgment: October 4, 1973		
Amount of Judgment:	\$10,741.14	
4% Interest:	351.96	
Lau, Dai Chi, Lau, Ding Yat and Lau, Daisy Dai Chi		
Civil Nos. 36350 and 39705, First Circuit		
Date of Judgment: November 1, 1973		
Lau, Dai Chi, as Administrator		20,593.98
Amount of Judgment:	\$20,000.00	
4% Interest:	593.98	
Lau, Ding Yat and Lau, Daisy Dai Chi		29,088.98
Amount of Judgment:	\$28,250.00	
4% Interest:	838.98	
Ochs, Thomas L.		5,145.21
Civil No. 36834, First Circuit		
Date of Judgment: November 7, 1973		
Amount of Judgment:	\$5,000.00	
4% Interest:	145.21	
Ludwig, William		512.66
Civil No. 36416, First Circuit		
Date of Judgment: December 11, 1973		
Amount of Judgment:	\$500.00	
4% Interest:	12.66	
Asato, Rose Y. and Yeisei		16,969.62
Civil No. 34199, First Circuit		
Date of Judgment: December 13, 1973		
Amount of Judgment:	\$15,940.78	
4% Interest:	1,028.84	
Bellman, Martin L. and Young Ju		4,989.78
Civil No. 36911, First Circuit		
Date of Judgment: February 5, 1974		
Amount of Judgment:	\$4,895.88	
4% Interest:	93.90	
Dillingham Corp. dba Hawaiian Tug and Barge		14,471.01
Civil No. 36348, First Circuit		
Date of Judgment: September 26, 1973		
Amount of Judgment:	\$14,000.00	
4% Interest:	471.01	
Arneson, Charles V. N. by T. G. Arneson and T. G. Arneson		114,481.23
Civil No. 34705, First Circuit		
Date of Judgment: January 22, 1974		
Amount of Judgment:	\$112,158.17	
4% Interest:	2,323.06	
American Civil Liberties Union of Hawaii Brandenburger v. Thompson		5,325.00
Civil No. 71-3450, U.S. District Court		
Payment of Attorney's Fees		
Section 37-77, Hawaii Revised Statutes		

MISCELLANEOUS CLAIMS

	Amount
U.S. Government Interagency Motor Pool	\$105.00
Damages to car by patient at Waimano Training School and Hospital, May 8, 1973	
Otsuka, Glenn	6.82
Damages to car by patient at Waimano Training School and Hospital, August 28, 1973	
Jocson, Benjamin	48.15
Damages to car by patient at Waimano Training School and Hospital, August 7, 1973	
St. Onge, Dennis E.	53.84
Damages to car by patient at Waimano Training School and Hospital, April 17, 1973	
Taniguchi, Edwin K.	26.00
Reimbursement for purchase of personal property (contact lens) which was lost in the performance of official duty, February 16, 1973	
Murata, Iris H.	175.77
Damages to car by patient at Hawaii State Hospital, November 30, 1973	
Lovelette, Leland H.	10.00
Reimbursement for loss of personal property (wristwatch band) caused by a patient at Hawaii State Hospital, March 21, 1973	

SECTION 2. The sums hereinabove appropriated shall be paid upon warrants issued by the comptroller of the State upon vouchers approved by the director of taxation in the several amounts and to the respective persons hereinabove set out as to claims for overpayment of taxes, and shall be paid upon warrants issued by said comptroller upon vouchers approved by the director of 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 circumstance 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 May 25, 1974.)