

ACT 156

H.B. NO. 694

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, corporations, others, and cases for overpayment of taxes, or on account of other claims for refunds, reimbursements, payments of judgments or settlements, or other payments, against the State in the amount set forth opposite their names:

REFUND OF TAXES:	Amount
JUDGMENTS AGAINST THE STATE AND SETTLEMENTS OF CLAIMS:	Amount
Carr v. State	
Civil No. 3159, 5th Cir.	
Amount of judgment: \$50,172.07	53,136.90
Trial Costs: \$1,077.70	
Appeal Costs: \$455.14	
Interest from 9-21-88 judgment: \$1,431.99	

Cintron v. State, et al. Civil No. 86-0262, 1st Cir. Amount of settlement: No interest	13,000.00
Collier v. State of Hawaii, et al. Civil No. 88-2681-08, 1st Cir. Amount of settlement: No interest	34,000.00
Cosby v. County of Maui, et al. Civil No. 86-0617(3), 2nd Cir. Amount of settlement: No interest	15,000.00
Elwell v. State of Hawaii, et al. Civil No. 49283, 1st Cir. Amount of settlement: No interest	30,000.00
Hasbrouck v. State Civil No. 88-155(K), Third Circuit Amount of Settlement No interest	23,000.00
Hustace v. Department of Agriculture, et al. Civil No. 87-2148-07, 1st Cir. Amount of settlement: No interest	40,000.00
Ino v. Maui Community College Civil No. 85-1525, U.S.D.C. Amount of settlement: No interest	16,000.00
Kaauwai v. Spencer, et al. Civil No. 89-0084-01, First Circuit Amount of Settlement: No interest	85,000.00
Lefley v. State Civil No. 86-4239, 1st Cir. Amount of settlement: No interest	12,500.00
Mark v. State of Hawaii Civil No. 87-0660-02, 1st Cir. Amount of settlement: No interest	15,000.00
Nishijo v. Queen's Medical Center, et al. Nishijo v. Jatinder Dhillon, M.D., et al. Civil Nos. 86-1245 and 87-2504-08, 1st Cir. Amount of settlement: No interest	16,500.00
Ogata v. Department of Education, et al. Civil No. 85-090, 5th Cir. Amount of settlement: No interest	15,000.00
Oguma v. Reff Civil No. 86-1910, 1st Cir. Amount of settlement: No interest	30,000.00
Robinson v. Ariyoshi, et al. Civil No. 74-32, U.S.D.C. Amount of judgment: \$2,335,945.70 Post judgment interest: \$500,000.00	2,835,945.70
Rubenstein v. State Civil No. 87-4016, 1st Cir. Amount of settlement: No interest	25,000.00

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Strecker v. State, et al. Civil No. 86-3231, 1st Cir. Amount of settlement: No interest	190,000.00
Terry v. State of Hawaii Civil No. 86-0590, 1st Cir. Amount of settlement: No interest	15,000.00
Yoshizawa v. State of Hawaii Civil No. 87-2685-08, 1st Cir. Amount of settlement: No interest	40,000.00
MISCELLANEOUS CLAIMS:	Amount
Kuniyoshi, Richard S.	5,298.00
Stanton, Mary Mae	29.80
Stanton, Mary Mae	259.86

SECTION 2. The sums hereinabove appropriated shall be paid to the respective persons, or for the satisfaction or settlement of the respectively identified cases, and in the several amounts hereinabove set forth upon warrants issued by the comptroller of the State: (1) upon vouchers approved by the director of taxation as to claims for overpayment of taxes or related taxes, and (2) upon vouchers approved by the attorney general 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 stated above, shall be limited to the period from the date of judgment or settlement, if applicable, to thirty days after the effective date of this Act, as provided in section 662-8, Hawaii Revised Statutes, for those cases where judgment or settlement was based on chapter 662, Hawaii Revised Statutes.

SECTION 4. All unexpended and unencumbered balances of the appropriations made by section 1 of this Act as of the close of business on June 30, 1990, shall lapse into the general fund of the State.

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

SECTION 6. This Act shall take effect upon its approval.

(Approved June 7, 1989.)