

Honolulu, Hawaii

FEB 15 2019

RE: S.B. No. 124
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirtieth State Legislature
Regular Session of 2019
State of Hawaii

Sir:

Your Committees on Government Operations and Judiciary, to which was referred S.B. No. 124 entitled:

"A BILL FOR AN ACT RELATING TO CLAIMS AGAINST THE STATE,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Increase the settlement and payment authority of the Risk Management Office;
- (2) Require the Risk Management Office to publish and notify the legislature and attorney general of the adjusted maximum amounts; and
- (3) Require the Risk Management Office to prepare annually a report of all claims arbitrated, compromised, or settled based on the adjusted amount determined by the Comptroller.

Your Committees received comments on this measure from the Department of Accounting and General Services.

Your Committees find that any claims above the Risk Management Office's settlement and payment authority is handled by the Department of the Attorney General. This measure will reduce some of the cases assigned to the Attorney General by increasing



the settlement authority of the Risk Management Office, thereby promoting settlement and more efficient use of state resources.

Your Committees have amended this measure by:

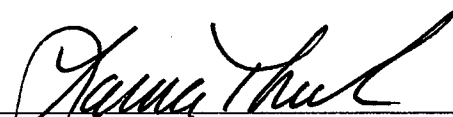
- (1) Increasing the Comptroller's settlement authority for automobile claims from \$15,000 to \$25,000;
- (2) Increasing the limit on the Comptroller's settlement authority for tort claims from \$10,000 to \$25,000;
- (3) Removing the requirement that the maximum amounts that may be paid from the state risk management revolving fund be linked to the United States Department of Labor Consumer Price Index for All Urban Consumers for Honolulu; and
- (4) Making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Government Operations and Judiciary that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 124, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 124, S.D. 1, and be referred to your Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committees on Government
Operations and Judiciary,



KARL RHOADS, Chair

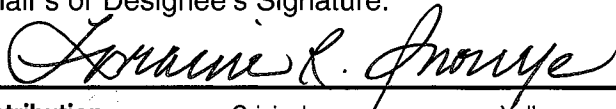


LAURA H. THIELEN, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Government Operations
GVO

Bill / Resolution No.:* <i>SB 124</i>	Committee Referral: <i>GVO/JDC, WAM</i>	Date: <i>02/12/19</i>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
THIELEN, Laura H. (C)	✓			
INOUYE, Lorraine R. (VC)	✓			
BAKER, Rosalyn H.				✓
KANUHA, Dru Mamo	✓			
FEVELLA, Kurt				✓
TOTAL	<i>3</i>			<i>2</i>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes

The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:* SB 124	Committee Referral: GNV/JDC, WAM	Date: 2/12/19		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
RHOADS, Karl (C)	✓			
WAKAI, Glenn (VC)	✓			
GABBARD, Mike	✓			
KIM, Donna Mercado	✓			
FEVELLA, Kurt				✓
TOTAL	4	0	0	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

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