
A BILL FOR AN ACT

MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS
OFFICERS, OR ITS EMPLOYEES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 PART I

2 SECTION 1. The following sums or so much thereof as may be
3 necessary for fiscal year 2021-2022 are appropriated out of the
4 general revenues of the State of Hawaii to the department of the
5 attorney general for the purpose of satisfying claims for
6 legislative relief as to the following named persons, firms,
7 corporations, and entities, for claims against the State or its
8 officers or employees for the overpayment of taxes, or for
9 refunds, reimbursements, payments of judgments or settlements,
10 or other liabilities, in the amounts set forth opposite their
11 names:

12	JUDGMENTS AGAINST THE STATE	AMOUNT
13	AND SETTLEMENTS OF CLAIMS:	
14		
15	1. MISCELLANEOUS CLAIMS:	
16		
17	Sang Chol Bang	\$ 40.65
18		
19	Rodney Baculpo	\$ 1,283.01
20		
21	Darlene Vicente fka Darlene Baculpo	\$ 1,283.00



1	Princeville Hotel, LP	\$	383,119.65
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3			
4	SUBTOTAL:	\$	385,726.31

5			
6	TOTAL (SECTION 1):	\$	385,726.31

7

8 The sums appropriated shall be expended by the department

9 of the attorney general for the purposes of this Act.

10 PART II

11 SECTION 2. The legislature finds and declares that the

12 following claim for legislative relief recommended for approval

13 as to the following named person for claims against the State or

14 the department of agriculture or its officers or employees for

15 the payment of judgments or settlements, or other liabilities,

16 in the amount set forth opposite their name, is approved for

17 payment:

18	JUDGMENTS AGAINST THE STATE		AMOUNT
19	AND SETTLEMENTS OF CLAIMS:		
20			
21	1. AGRIBUSINESS DEVELOPMENT CORPORATION:		
22			
23	Nā Kia'i Kai v. Nakatani, et al.	\$	132,611.78
24	Civil No. 18-00005, USDC		Settlement
25			
26			
27	SUBTOTAL:	\$	132,611.78
28			
29	TOTAL (SECTION 2):	\$	132,611.78



1 Provided that of legislative appropriation item
 2 for the department of agriculture for fiscal year 2021-2022 in
 3 section 3 of Act 88, Session Laws of Hawaii 2021, the general
 4 fund sum of \$132,611.78 shall be expended from the fiscal year
 5 2021-2022 budget (AGR , general funds) by the
 6 department of agriculture for the purposes of this Act.

7 PART III

8 SECTION 3. The legislature finds and declares that the
 9 following claim for legislative relief recommended for approval
 10 as to the following named person for claims against the State or
 11 the department of land and natural resources or its officers or
 12 employees for the payment of judgments or settlements, or other
 13 liabilities, in the amount set forth opposite their name, is
 14 approved for payment:

15	JUDGMENTS AGAINST THE STATE	AMOUNT
16	AND SETTLEMENTS OF CLAIMS:	
17		
18	1. DEPARTMENT OF LAND AND NATURAL RESOURCES:	
19		
20	Kaupiko, et al. v. Dept. of Land	\$ 145,736.28
21	and Natural Resources, State of Hawaii	Settlement
22	Civil No. 20-0000125; First Circuit	
23	Civil No. CAAP-21-0000374,	
24	Intermediate Court of Appeals	
25		
26		
27	SUBTOTAL:	\$ 145,736.28



1
2 TOTAL (SECTION 3): \$ 145,736.28
3

4 Provided that of legislative appropriation item
5 for the department of land and natural resources for fiscal year
6 2021-2022 in section 3 of Act 88, Session Laws of Hawaii 2021,
7 the general fund sum of \$145,736.28 shall be expended from the
8 fiscal year 2021-2022 budget (LNR , general funds) by
9 the department of land and natural resources for the purposes of
10 this Act.

11 PART IV

12 SECTION 4. The legislature finds and declares that the
13 following claim for legislative relief recommended for approval
14 as to the following named person for claims against the State or
15 the department of public safety or its officers or employees for
16 the payment of judgments or settlements, or other liabilities,
17 in the amount set forth opposite their name, is approved for
18 payment:

19	JUDGMENTS AGAINST THE STATE	AMOUNT
20	AND SETTLEMENTS OF CLAIMS:	
21		
22	1. DEPARTMENT OF PUBLIC SAFETY:	
23		
24	Anthony Chatman, et al. v. Max N. Otani	\$ 250,540.00
25	Civil No. 21-00268 JAO KJM; USDC	Settlement
26		



1 Curt K.K. Tokunaga, et al. v. Dept. \$ 150,000.00
2 of Public Safety, State of Hawaii Settlement
3 Civil No. 18-1-0982-06, First Circuit
4

5 Faatalale Auelua v. State of Hawaii \$ 40,000.00
6 Civil No. 17-1-0802-05 GWBC; First Circuit Settlement
7

8 HELG Administrative Services, LLC, as \$ 550,000.00
9 Special Administrator of the Estate of Settlement
10 Daisy L. Kasitati, deceased, et al. v.
11 Dept. of Public Safety, State of Hawaii
12 Civil No. 19-1-0348(2), Second Circuit
13

14
15 SUBTOTAL: \$ 990,540.00
16

17 TOTAL (SECTION 4): \$ 990,540.00
18

19 Provided that of legislative appropriation item

20 for the department of public safety for fiscal year 2021-2022 in
21 section 3 of Act 88, Session Laws of Hawaii 2021, the general
22 fund sum of \$990,540.00 shall be expended from the fiscal year
23 2021-2022 budget (PSD , general funds) by the
24 department of public safety for the purposes of this Act.

25 PART V

26 SECTION 5. The legislature finds and declares that the
27 following claim for legislative relief recommended for approval
28 as to the following named person for claims against the State or
29 the department of education or its officers or employees for the
30 payment of judgments or settlements, or other liabilities, in



the amount set forth opposite their name, is approved for
payment:

**JUDGMENTS AGAINST THE STATE
AND SETTLEMENTS OF CLAIMS:**

AMOUNT

1. STATE PUBLIC CHARTER SCHOOL COMMISSION:

UPW on behalf of James Ah Sing v.	\$ 125,275.38
Christina Kishimoto, et al.	Judgment
Case No. CE-01-539,	
Hawaii Labor Relations Board	

SUBTOTAL:	\$ 125,275.38
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TOTAL (SECTION 5):	\$ 125,275.38
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Provided that of legislative appropriation item
for the department of education for fiscal year 2021-2022 in
section 3 of Act 88, Session Laws of Hawaii 2021, the general
fund sum of \$125,275.38 shall be expended from the fiscal year
2021-2022 budget (EDN , general funds) by the
department of education for the purposes of this Act.

PART VI

SECTION 6. Notwithstanding the sums hereinabove stated as
interest upon judgments against the State, payment of interest
shall be limited to the period from the date of judgment, if
applicable, to thirty days after the effective date of this Act,



1 as provided in section 662-8, Hawaii Revised Statutes, for those
2 cases to which the statute applies.

3 SECTION 7. All unexpended and unencumbered balances of the
4 appropriations made in this Act as of the close of business on
5 June 30, 2023, shall lapse.

6 SECTION 8. If any provision of this Act, or the
7 application thereof to any person or circumstance is held
8 invalid, the invalidity does not affect other provisions or
9 applications of the Act, which can be given effect without the
10 invalid provision or application, and to this end the provisions
11 of this Act are severable.

12 SECTION 9. This Act shall take effect on January 1, 2222.



S.B. NO. 3041
S.D. 2
H.D. 1

Report Title:

Claims Against the State

Description:

Makes appropriations and approves payments for claims against the State, its officers, and its employees. Effective 1/1/2222.
(HD1)

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2022-2238 SB3041 HD1 HMSO

