
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 2024-2025 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	Mark Lloyd	\$ 111,733.08
18		
19	Maui Kupono Builders, LLC	\$ 442,504.75
20	(Check No. S0057589)	
21		



1	Maui Kuponu Builders, LLC	\$	152,665.39
2	(Check No. S0001176)		
3			
4	Sarah Ann D. Pacheco	\$	460.00
5	f/k/a Sarah Ann D. Taylor		
6			
7	Kiyoji Tanimura	\$	5,371.00
8			
9			
10	SUBTOTAL:	\$	712,734.22
11			
12	2. DEPARTMENT OF THE ATTORNEY GENERAL:		
13			
14	Billy Peter v. Anne E. Lopez	\$	28,500.00
15	Civil No. 24-cv-00508 MWJS-RT, USDC		(Settlement)
16			
17	SUBTOTAL:	\$	28,500.00
18			
19	3. DEPARTMENT OF DEFENSE:		
20			
21	James Sean Shields v. State of Hawaii	\$	275,000.00
22	Civil No. 18-1-1897-11 VLC, First Circuit		(Settlement)
23			
24	SUBTOTAL:	\$	275,000.00
25			
26	4. DEPARTMENT OF EDUCATION:		
27			
28	B.R., M.A., and F.R. v. State of Hawaii	\$	330,000.00
29	Civil No. 1CCV-20-0000549, First Circuit		(Settlement)
30			
31	Child Evangelism Fellowship of Hawaii,	\$	100,000.00
32	Inc. v. Hawaii State Department of Education		(Settlement)
33	Civil No. 24-cv-00034 MWJS-WRP, USDC		
34			
35	Brenda Persinger, Individually and as a	\$	1,750,000.00
36	Personal Representative of the Estate of		(Settlement)
37	Michael Ambrose, Deceased v. State of Hawaii,		
38	Department of Education		
39	Civil No. 3CCV-22-0000337, First Circuit		
40			
41	Jake Ferreira v. State of Hawaii,	\$	75,000.00



1	Department of Education	(Settlement)
2	Civil No. 1CCV-23-0000874, First Circuit	
3		
4	SUBTOTAL:	<u>\$ 2,255,000.00</u>
5		
6	5. DEPARTMENT OF LAND AND NATURAL RESOURCES:	
7		
8	Jennifer Reber v. State of Hawaii	\$ 450,000.00
9	Civil No. 5CCV-23-0000053, Fifth Circuit	(Settlement)
10		
11	Brenda Osmer (Tort Claim)	\$ 100,000.00
12		(Settlement)
13		
14	SUBTOTAL:	<u>\$ 550,000.00</u>
15		
16	6. DEPARTMENT OF LAW ENFORCEMENT:	
17		
18	Cresencia Espejo v. State of Hawaii	\$ 750,000.00
19	Civil No. 1CCV-21-0000192, First Circuit	(Settlement)
20		
21	SUBTOTAL:	<u>\$ 750,000.00</u>
22		
23	TOTAL (SECTION 1):	\$ 4,324,734.22

24 The sums appropriated shall be expended by the department
 25 of the attorney general for the purposes of this Act.

26 PART II

27 SECTION 2. The following sums or so much thereof as may be
 28 necessary for fiscal year 2024-2025 are appropriated out of the
 29 state highway fund for the purpose of satisfying claims for
 30 legislative relief as to the following named persons, for claims
 31 against the State or its officers or employees for payments of



1 judgments or settlements, or other liabilities, in the amount
2 set forth opposite their names:

3 **JUDGMENTS AGAINST THE STATE** **AMOUNT**
4 **AND SETTLEMENTS OF CLAIMS:**

5
6 DEPARTMENT OF TRANSPORTATION, HIGHWAYS DIVISION:

7		
8	Juan Jimmie Aldeguer v. State of Hawaii	\$ 1,075,000.00
9	Civil No. 1CCV-21-0000052, First Circuit	(Settlement)
10		
11	Estate of Bruce Perdue v. State of Hawaii	\$ 175,000.00
12	Civil No. 5CC131000351, Fifth Circuit	(Settlement)
13		
14	SUBTOTAL:	<u>\$ 1,250,000.00</u>
15		
16	TOTAL (SECTION 2):	\$ 1,250,000.00

17 The sums appropriated shall be expended by the department
18 of transportation, highways division, for the purposes of this
19 Act.

20 PART III

21 SECTION 3. The following sums or so much thereof as may be
22 necessary for fiscal year 2024-2025 are appropriated out of the
23 judiciary funds for the purpose of satisfying claims for
24 legislative relief as to the following named persons, for claims
25 against the State or its officers or employees for payments of
26 judgments or settlements, or other liabilities, in the amount
27 set forth opposite their names:

28 **JUDGMENTS AGAINST THE STATE** **AMOUNT**



1 **AND SETTLEMENTS OF CLAIMS:**

2

3

JUDICIARY:

4

5

Leanne Rosa v. Randal G.B. Valenciano \$ 90,000.00

6

Civil No. 23-CV-00315-JAO-WRP, USDC (Settlement)

7

8

SUBTOTAL: \$ 90,000.00

9

10

TOTAL (SECTION 3): \$ 90,000.00

11

The sum appropriated shall be expended by the judiciary for

12

the purposes of this Act.

13

PART IV

14

SECTION 4. In accordance with section 9 of article VII of

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the Constitution of the State of Hawaii and sections 37-91 and

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37-93, Hawaii Revised Statutes, the legislature has determined

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that the state general fund expenditure ceiling for fiscal year

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2024-2025 has already been exceeded by \$8,551,795, or one per

19

cent. In addition, the appropriations contained in this Act

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will cause the state general fund expenditure ceiling for fiscal

21

year 2024-2025 to be further exceeded by \$,

22

or per cent. The reasons for exceeding the general fund

23

expenditure ceiling are that the appropriation made in this Act

24

is necessary to serve the public interest and to meet the needs

25

addressed by this Act.

26

PART V



1 SECTION 5. The sums hereinabove may be paid to the
2 respective persons, firms, corporations, or entities for the
3 satisfaction or settlement of the respectively identified cases,
4 and in several amounts hereinabove set forth or in lesser
5 amounts deemed appropriate, upon checks issued by the
6 comptroller; provided that departments shall obtain the approval
7 of the attorney general before payment of any claim may be made.

8 SECTION 6. Notwithstanding the sums hereinabove stated as
9 interest upon judgments against the State, payment of interest
10 shall be limited to the period from the date of the judgment, if
11 applicable, to thirty days after the effective date of this Act,
12 as provided in section 662-8, Hawaii Revised Statutes, for those
13 cases to which the statute applies.

14 SECTION 7. All unexpended and unencumbered balances of the
15 appropriations made in this Act as of the close of business on
16 June 30, 2026, shall lapse.

17 SECTION 8. If any provision of this Act, or the
18 application thereof to any person or circumstance, is held
19 invalid, the invalidity does not affect other provisions or
20 applications of the Act that can be given effect without the



1 invalid provision or application, and to this end the provisions
2 of this Act are severable.

3 SECTION 9. This Act shall take effect on July 1, 3000.



H.B. NO. 990 H.D. 1

Report Title:

Claims Against the State; Expenditure Ceiling; Appropriations

Description:

Makes appropriations and approves payments for claims against the State, its officers, and its employees. Effective 7/1/3000.
(HD1)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

2025-1870 HB990 HD1 HMSO

