

ACT 231

H.B. NO. 1864-80

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 names of persons, firms, corporations and others 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.

	Division	Amount
REFUND OF TAXES:		
Ottensmeier, Harold and Verna M. (Real Property)	Third	\$ 24.77
Evans, Kitchel and Jenckes, P.C. (Real Property)	Third	61.62
Cashman, James P. (Real Property)	Third	98.85
Tai, William K. (Real Property)	Third	167.64
Charlotte L. Lewis, et al. (Real Property)	Third	133.86
Nahoou, Eliza K. (Real Property)	Third	39.17
Bent, Annie K. (Real Property)	Third	545.80
Gribbin, Sally L. (Real Property)	Third	295.25
Kunimura, Masato and Ruth (Real Property)	Third	354.28
Chuck, Wilfred C. (Real Property)	First	155.52

Okimoto Drugs, Inc. (Real Property)	First	526.06
Widasky, Ethel K. (Real Property)	First	155.52
Chang, Chia-Ling (Real Property)	First	26.40
Ueki, Fred Y. (Real Property)	First	167.28
Behnke, Richard F. (Real Property)	First	734.40

Chapter 662, Hawaii Revised Statutes.

JUDGMENTS AGAINST THE STATE AND SETTLEMENT OF CLAIMS:

Danner, Florence A.

Civil No. 54565, First Circuit

Date of Judgment: October 30, 1979

Amount of Judgment:	\$ 3,500.00	
4% Interest:	105.64	\$ 3,605.64

Nerpio, Jeremiah G.

Civil No. 1524, Fifth Circuit

Date of Settlement: December 18, 1979

Amount of Settlement:	\$10,000.00	
4% Interest:	248.13	10,248.13

Dupio, Tiburcio, individually and in his capacity as Special Administrator of the Estate of Jack C. Dupio, Deceased, Luciana Dupio, individually and in her capacity as Guardian Ad Litem for Justin Dupio, Leon Dupio and Gaius Dupio, minors, and Laura Dupio Civil No. 54117, First Circuit Date of Judgment: January 3, 1980

Amount of Judgment:	17,500.00	
4% Interest:	403.55	17,903.55

Nerness, Billy C., Carol J. Nerness, and Thomas J. Jordan, Special Administrator of the Estate of Karen Lisa Nerness, Deceased

Civil No. 3837, Second Circuit

Date of Judgment: January 16, 1980

Amount of Judgment:	10,000.00	
4% Interest:	216.39	10,216.39

Murashima, Priscilla T. and Frederick S.

Civil No. 50904, First Circuit

Date of Judgment: April 24, 1979

Amount of Judgment:	12,500.00	
4% Interest:	636.19	13,136.19

Motas, Vinson Jose and Jose V.

Civil No. 56890, First Circuit

Date of Judgment: January 18, 1980

Amount of Judgment:	3,000.00	
4% Interest:	64.26	3,064.26

Uyemura, Roberta J., Formerly known as Roberta Joy Paulo		
Civil No. 54576, First Circuit		
Date of Judgment: August 15, 1979		
Amount of Judgment:	5,000.00	
4% Interest:	192.54	5,192.54
Maeda, Akio and Gladys		
Civil No. 51933, First Circuit		
Date of Judgment: October 30, 1979		
Amount of Judgment:	7,500.00	
4% Interest:	226.37	7,726.37
Fontes, Renee L.		
Civil No. 46288, First Circuit		
Date of Judgment: January 14, 1980		
Amount of Judgment:	37,081.74	
4% Interest:	810.53	37,892.27
Matson, Navigation Company		
Civil No. 52949, First Circuit		
Date of Judgment: March 6, 1980		
Amount of Judgment:	60,000.00	
4% Interest:	970.49	60,970.49
Humel, George et al.		
Civil No. 56895, First Circuit		
Date of Judgment: February 14, 1980		
Amount of Judgment:	30,000.00	
4% Interest:	554.10	30,554.10
Prigge, Elizabeth, et al.		
Civil No. 1873, Fifth Circuit		
Date of Judgment: March 14, 1980		
Amount of Judgment:	2,000.00	
4% Interest:	110.78	2,110.78
Leiner, Robert and Gladys		
Civil No. 53860, First Circuit		
Date of Judgment: February 25, 1980		
Amount of Judgment:	30,000.00	
4% Interest:	518.03	30,518.03
Yap, Henry P. S., III, et al.		
Civil No. 3717, Second Circuit		
Date of Judgment: February 26, 1980		
Amount of Judgment:	5,000.00	
4% Interest:	85.79	5,085.79

ACT 231

Smialek, Leon F., Jr., et al.		
Civil No. 5172, Third Circuit		
Date of Judgment: February 28, 1980		
Amount of Judgment:	5,000.00	
4% Interest:	84.70	5,084.70
Furukado, Kinue, et al.		
Civil No. 4756, Third Circuit		
Date of Settlement: February 25, 1980		
Amount of Settlement:	4,250.00	
4% Interest:	73.39	4,323.39

Section 37-77, Hawaii Revised Statutes.

	Warrant No.	Amount
OUTLAWED WARRANTS AND ESCHEATED ACCOUNTS:		
National Union Fire Insurance Company of Pittsburg, PA	G 250762	\$20,992.50
Honolulu Community Action Program, Inc.	G 153907	8,975.22
Queypo, Emiliano and Kikue	S 193386	55.78

MISCELLANEOUS CLAIMS:

Montague, George Settlement of U.S.D.C. Civil No. 77-0208, George Montague v. George Ariyoshi, et al.		40,000.00
--	--	-----------

SECTION 2. The sums hereinabove appropriated shall be paid to the respective persons and in the several amounts hereinabove set out 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 and (2) 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, Hawaii Revised Statutes, and all unexpended balances thereof after payment shall lapse into the general fund of the State as of the close of business on June 30, 1981.

SECTION 4. If any portion of this Act or its application to any circumstances 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 June 7, 1980.)