

STAND. COM. REP. NO. 746

Honolulu, Hawaii

MAR 06 2015

RE: S.B. No. 1072

Honorable Donna Mercado Kim  
President of the Senate  
Twenty-Eighth State Legislature  
Regular Session of 2015  
State of Hawaii

Madam:

Your Committee on Ways and Means, to which was referred S.B. No. 1072 entitled:

"A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF THE ATTORNEY GENERAL,"

begs leave to report as follows:

The purpose and intent of this measure is to make an emergency appropriation of \$1,100,000 for fiscal year 2014-2015 to the Department of the Attorney General for expenses related to major litigation involving the State.

Your Committee finds that the Department of the Attorney General anticipates incurring extraordinary litigation expenses before the end of the 2014-2015 fiscal year. These expenses include retaining expert counsel and expert witnesses for the State's defense in several major lawsuits. The Attorney General will also require funds to investigate the circumstances surrounding the 2013 Honolulu Harbor molasses spill and prepare a lawsuit to recover damages. Your Committee further finds that an appropriation of \$1,100,000 for fiscal year 2014-2015 will adequately cover major litigation costs involving the State.

Your Committee is concerned, however, over the Department of the Attorney General's willingness to outsource its legal work. Your Committee also encourages the Department of the Attorney General to exercise due diligence when determining the merits of a case for the purposes of choosing to pursue litigation or settling the matter.



As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1072 and recommends that it pass Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committee on Ways and Means,



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JILL N. TOKUDA, Chair



The Senate  
 Twenty-Eighth Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Ways and Means**  
**WAM**

Bill / Resolution No.:* <b>SB1072</b>	Committee Referral: <b>JDL, WAM</b>	Date: <b>2/25/15</b>		
<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 checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TOKUDA, Jill N. (C)	✓			
KOUCHI, Ronald D. (VC)	✓			
CHUN OAKLAND, Suzanne	✓			
DELA CRUZ, Donovan M.	✓			
ENGLISH, J. Kalani	✓			
GALUTERIA, Brickwood				✓
HARIMOTO, Breene	✓			
INOUE, Lorraine R.	✓			
RIVIERE, Gil	✓			
RUDERMAN, Russell E.	✓			
SLOM, Sam	✓			
<b>TOTAL</b>	<b>10</b>	<b>0</b>	<b>0</b>	<b>1</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; font-family: cursive; font-size: 1.2em;">  </div>				
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\*Only one measure per Record of Votes