Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on June 7, 2019, the following bill was signed into law:

HB942 HD2 SD2 CD1  MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES.

ACT 099 (19)

Sincerely,

DAVID Y. IGE
Governor, State of Hawai‘i
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 HAWAI'I:

PART I

SECTION 1. The following sums or so much thereof as may be necessary for fiscal year 2018-2019 are appropriated out of the general revenues of the State of Hawaii to the department of the attorney general for the purpose of satisfying claims for legislative relief as to the following named persons, firms, corporations, and entities, for claims against the State or its officers or employees for the overpayment of taxes, or for refunds, reimbursements, payments of judgments or settlements, or other liabilities, in the amounts set forth opposite their names:

1. MISCELLANEOUS CLAIMS:

<table>
<thead>
<tr>
<th>Name</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Asset Mortgage of Hawaii LLC</td>
<td>$ 2,466.84</td>
</tr>
<tr>
<td>c/o Sandy Knapp</td>
<td></td>
</tr>
<tr>
<td>BG Kauai Holdings LLC</td>
<td>$ 12,283.57</td>
</tr>
<tr>
<td>Michael Bradley</td>
<td>$ 2,332.00</td>
</tr>
<tr>
<td>Shim Ching</td>
<td>$ 40,600.00</td>
</tr>
<tr>
<td>Jean A. Lee and Nancy Adachi</td>
<td>$ 20,238.55</td>
</tr>
</tbody>
</table>
Designated beneficiaries of
Linda G. Lee, Deceased

<table>
<thead>
<tr>
<th>Name</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>James McIntosh</td>
<td>$92,764.00</td>
</tr>
<tr>
<td>Monessa Miranda</td>
<td>$10,200.00</td>
</tr>
<tr>
<td>Raquel B. Nakahara</td>
<td>$76.62</td>
</tr>
<tr>
<td>Joseph Novotny</td>
<td>$12,110.24</td>
</tr>
<tr>
<td>Dustin S. Payne</td>
<td>$54,378.95</td>
</tr>
</tbody>
</table>

SUBTOTAL                 $247,450.77
TOTAL (SECTION 1)        $247,450.77

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

PART II

SECTION 2. The following sums or so much thereof as may be necessary for fiscal year 2018-2019 are appropriated out of the state highway fund for the purpose of satisfying claims for legislative relief as to the following named persons, for claims against the State or its officers or employees for payments of judgments or settlements, or other liabilities, in the amount set forth opposite their names:

JUDGMENTS AGAINST THE STATE
AND SETTLEMENTS OF CLAIMS:

<table>
<thead>
<tr>
<th>Year</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>HB942 CD1 HMS 2019-3995</td>
<td>$247,450.77</td>
</tr>
</tbody>
</table>
DEPARTMENT OF TRANSPORTATION, HIGHWAYS DIVISION:

   Civil No. 17-1-0259-02 VLC, First Circuit Settlement

   Civil No. 18-1-1507-90, First Circuit Settlement

   Civil No. 15-1-1640-08, First Circuit Settlement

   Civil No. 07-1-0372, Third Circuit Settlement

   Civil No. 16-1-1078-06, First Circuit Settlement

SUBTOTAL $3,934,329.18

TOTAL (SECTION 2) $3,934,329.18

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

PART III

SECTION 3. The legislature finds and declares that the
following claim for legislative relief recommended for approval
as to the following named persons for claims against the State
or the department of the attorney general or its officers or
employees for the 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:

<table>
<thead>
<tr>
<th>DEPARTMENT OF THE ATTORNEY GENERAL:</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Aloha Pregnancy Care and Counseling</td>
<td>$20,344.50</td>
</tr>
<tr>
<td>Center, Inc. v. Suzuki, et al.</td>
<td>Settlement</td>
</tr>
<tr>
<td>Civil No. 17-00343, USDC</td>
<td></td>
</tr>
<tr>
<td>Calvary Chapel Pearl Harbor, d/b/a A Place for Women in Waipio, et al.</td>
<td>$40,000.00</td>
</tr>
<tr>
<td>Civil No. 17-00326, USDC</td>
<td></td>
</tr>
<tr>
<td>SUBTOTAL</td>
<td>$60,344.50</td>
</tr>
<tr>
<td>TOTAL (SECTION 3)</td>
<td>$60,344.50</td>
</tr>
</tbody>
</table>

Provided that of legislative appropriation item K-20 for the department of the attorney general for fiscal year 2018-2019 in section 3 of Act 49, Session Laws of Hawaii 2017, as amended by section 3 of Act 53, Session Laws of Hawaii 2018, the general fund sum of $60,344.50 shall be expended from the fiscal year 2018-2019 budget (ATG 100, general funds) by the department of the attorney general for the purposes of this Act.
SECTION 4. The legislature finds and declares that the following claim for legislative relief recommended for approval as to the following named person for claims against the State or the Hawaii state public charter school or its officers or employees for the 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:

1. HAWAII STATE PUBLIC CHARTER SCHOOL:

Civil No. 16-1-0385K, Third Circuit  
Settlement $75,000.00

SUBTOTAL $75,000.00

TOTAL (SECTION 4) $75,000.00

Provided that of legislative appropriation item G-7 for the department of education for fiscal year 2018-2019 in section 3 of Act 49, Session Laws of Hawaii 2017, as amended by section 3 of Act 53, Session Laws of Hawaii 2018, the general fund sum of $75,000 shall be expended from the fiscal year 2018-2019 budget.
(EDN 600, general funds) by the Hawaii state public charter school for the purposes of this Act.

PART V

SECTION 5. The legislature finds and declares that the following claim for legislative relief recommended for approval as to the following named person for claims against the State or the department of health or its officers or employees for the 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:

<table>
<thead>
<tr>
<th>NAME OF PARTY</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kawamoto, et al. v. Ige, et al.</td>
<td>$27,500.00</td>
</tr>
<tr>
<td>Civil No. 16-00362, USDC</td>
<td>Settlement</td>
</tr>
</tbody>
</table>

SUBTOTAL $27,500.00

TOTAL (SECTION 5) $27,500.00

Provided that of legislative appropriation item E-25 for the department of health for fiscal year 2018-2019 in section 3 of Act 49, Session Laws of Hawaii 2017, as amended by section 3 of Act 53, Session Laws of Hawaii 2018, the general fund sum of
$27,500 shall be expended from the fiscal year 2018-2019 budget (HTH 907, general funds) by the department of health for the purposes of this Act.

PART VI

SECTION 6. The legislature finds and declares that the following claim for legislative relief recommended for approval as to the following named person for claims against the State or the department of human services or its officers or employees for the 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:

1. DEPARTMENT OF HUMAN SERVICES:

Doe 1, John, et al. v. Department of Human Services, et al. · Civil No. 14-1-0554(2), Second Circuit

<table>
<thead>
<tr>
<th>JUDGMENTS AGAINST THE STATE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Doe 1, John, et al. v. Department of Human Services, et al. Civil No. 14-1-0554(2), Second Circuit</td>
<td>Settlement $585,000.00</td>
</tr>
</tbody>
</table>

SUBTOTAL $585,000.00

TOTAL (SECTION 6) $585,000.00

Provided that of legislative appropriation item F-1 for the department of human services for fiscal year 2018-2019 in section 3 of Act 49, Session Laws of Hawaii 2017, as amended by
section 3 of Act 53, Session Laws of Hawaii 2018, the general fund sum of $585,000 shall be expended from the fiscal year 2018-2019 budget (HMS 301, general funds) by the department of human services for the purposes of this Act.

PART VII

SECTION 7. The legislature finds and declares that the following claim for legislative relief recommended for approval as to the following named person for claims against the State or the department of human services or its officers or employees for the 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:

1. DEPARTMENT OF HUMAN SERVICES:

<table>
<thead>
<tr>
<th>JUDGMENT AGAINST THE STATE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kawamoto, et al. v. Ige, et al. Civil No. 16-00362, USDC</td>
<td>$27,500.00 Settlement</td>
</tr>
</tbody>
</table>

SUBTOTAL $27,500.00

TOTAL (SECTION 7) $27,500.00

Provided that of legislative appropriation item F-29 for the department of human services for fiscal year 2018-2019 in
section 3 of Act 49, Session Laws of Hawaii 2017, as amended by
section 3 of Act 53, Session Laws of Hawaii 2018, the general
fund sum of $27,500 shall be expended from the fiscal year
2018-2019 budget (HMS 904, general funds) by the department of
human services for the purposes of this Act.

PART VIII

SECTION 8. The legislature finds and declares that the
following claims for legislative relief recommended for approval
as to the following named persons for claims against the State
or the department of land and natural resources or its officers
or employees for the 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:

<table>
<thead>
<tr>
<th>NAME OF CLAIMANT</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Boucher v. Vitousek, et al.</td>
<td>$70,000.00 Settlement</td>
</tr>
<tr>
<td>Civil No. 16-1-155K, Third Circuit</td>
<td></td>
</tr>
<tr>
<td>Civil No. 12-1-2625-10, First Circuit</td>
<td></td>
</tr>
</tbody>
</table>

SUBTOTAL $230,645.29
TOTAL (SECTION 8) $ 230,645.29

Provided that of legislative appropriation item D-9 for the department of land and natural resources for fiscal year 2018-2019 in section 3 of Act 49, Session Laws of Hawaii 2017, as amended by section 3 of Act 53, Session Laws of Hawaii 2018, the general fund sum of $230,645.29 shall be expended from the fiscal year 2018-2019 budget (LNR 906, general funds) or from the fiscal year 2019-2020 budget by the department of land and natural resources for the purposes of this Act.

PART IX

SECTION 9. The legislature finds and declares that the following claim for legislative relief recommended for approval as to the following named person for claims against the State or the department of public safety or its officers or employees for the payment of judgments or settlements, or other liabilities, in the amount set forth opposite their name, is approved for payment:

<table>
<thead>
<tr>
<th>JUDGMENTS AGAINST THE STATE AND SETTLEMENTS OF CLAIMS:</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. DEPARTMENT OF PUBLIC SAFETY:</td>
<td></td>
</tr>
</tbody>
</table>
Fraser v. Lingle, et al.  
Civil No. 08-1-0709(1), Second Circuit  
$ 25,000.00  
Settlement  

SUBTOTAL  
$ 25,000.00  

TOTAL (SECTION 9)  
$ 25,000.00  

Provided that of legislative appropriation item I-5 for the department of public safety for fiscal year 2018-2019 in section 3 of Act 49, Session Laws of Hawaii 2017, as amended by section 3 of Act 53, Session Laws of Hawaii 2018, the general fund sum of $25,000 shall be expended from the fiscal year 2018-2019 budget (PSD 406, general funds) by the department of public safety for the purposes of this Act.

PART X

SECTION 10. The legislature finds and declares that the following claims for legislative relief recommended for approval as to the following named persons for claims against the State or the department of public safety or its officers or employees for the 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. DEPARTMENT OF PUBLIC SAFETY:

3. Luong v. Sequeira, et al.文明 No. 16-00613, USDC $27,500.00 Settlement

6. Johnson v. Department of Public Safety, et al. Criminal No. 15-1-0609-04, First Circuit $18,000.00 Settlement

10. SUBTOTAL $45,500.00

13. TOTAL (SECTION 10) $45,500.00

Provided that of legislative appropriation item I-6 for the department of public safety for fiscal year 2018-2019 in section 3 of Act 49, Session Laws of Hawaii 2017, as amended by section 3 of Act 53, Session Laws of Hawaii 2018, the general fund sum of $45,500 shall be expended from the fiscal year 2018-2019 budget (PSD 407, general funds) by the department of public safety for the purposes of this Act.

PART XI

SECTION 11. The legislature finds and declares that the following claim for legislative relief recommended for approval as to the following named person for claims against the State or the department of public safety or its officers or employees for the 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:

1. DEPARTMENT OF PUBLIC SAFETY:


Civil No. 15-1-0437-03, First Circuit

Settlement

<table>
<thead>
<tr>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>$74,900.00</td>
</tr>
</tbody>
</table>

SUBTOTAL

<table>
<thead>
<tr>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>$74,900.00</td>
</tr>
</tbody>
</table>

TOTAL (SECTION 11)

<table>
<thead>
<tr>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>$74,900.00</td>
</tr>
</tbody>
</table>

Provided that of legislative appropriation item I-1 for the department of public safety for fiscal year 2018-2019 in section 3 of Act 49, Session Laws of Hawaii 2017, as amended by section 3 of Act 53, Session Laws of Hawaii 2018, the general fund sum of $74,900.00 shall be expended from the fiscal year 2018-2019 budget (PSD 402, general funds) by the department of public safety for the purposes of this Act.

PART XII

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

<table>
<thead>
<tr>
<th>JUDGMENTS AGAINST THE STATE AND SETTLEMENTS OF CLAIMS:</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. DEPARTMENT OF PUBLIC SAFETY:</td>
<td></td>
</tr>
<tr>
<td>United States Department of Justice</td>
<td>$45,000.00</td>
</tr>
<tr>
<td>Investigation on State of Hawaii</td>
<td>Settlement</td>
</tr>
<tr>
<td>Department of Public Safety for Americans</td>
<td></td>
</tr>
<tr>
<td>With Disabilities Act Violations</td>
<td></td>
</tr>
</tbody>
</table>

| SUBTOTAL                                               | $45,000.00 |
| TOTAL (SECTION 12)                                    | $45,000.00 |

Provided that of legislative appropriation item I-19 for the department of public safety for fiscal year 2018-2019 in section 3 of Act 49, Session Laws of Hawaii 2017, as amended by section 3 of Act 53, Session Laws of Hawaii 2018, the general fund sum of $45,000.00 shall be expended from the fiscal year 2018-2019 budget (PSD 900, general funds) by the department of public safety for the purposes of this Act.

PART XIII

SECTION 13. The legislature finds and declares that the following claim for legislative relief recommended for approval
as to the following named person for claims against the State or
the department of education or its officers or employees for the
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:

1. DEPARTMENT OF EDUCATION:

   Civil No. 13-00567, USDC

   $783,391.13
   Judgment

   SUBTOTAL $783,391.13

   TOTAL (SECTION 13) $783,391.13

Provided that of legislative appropriation item G-2 for the
department of education for fiscal year 2018-2019 in section 3
of Act 49, Session Laws of Hawaii 2017, as amended by section 3
of Act 53, Session Laws of Hawaii 2018, the general fund sum of
$783,391.13 shall be expended from the fiscal year 2018-2019
budget (EDN 150, general funds) by the department of education
for the purposes of this Act.
PART XIV

SECTION 14. The legislature finds and declares that the following claim for legislative relief recommended for approval as to the following named person for claims against the State or the department of education or its officers or employees for the 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:

1. DEPARTMENT OF EDUCATION:

   Civil No. 14-1-0281, Third Circuit
   Settlement

   SUBTOTAL

   TOTAL (SECTION 14)

Provided that of legislative appropriation item G-4 for the department of education for fiscal year 2018-2019 in section 3 of Act 49, Session Laws of Hawaii 2017, as amended by section 3 of Act 53, Session Laws of Hawaii 2018, the general fund sum of $50,000.00 shall be expended from the fiscal year 2018-2019
budget (EDN 300, general funds) by the department of education for the purposes of this Act.

PART XV

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

<table>
<thead>
<tr>
<th>JUDGMENTS AGAINST THE STATE AND SETTLEMENTS OF CLAIMS:</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. DEPARTMENT OF PUBLIC SAFETY:</td>
<td></td>
</tr>
<tr>
<td>Smith v. Chong, et al.</td>
<td>$ 125,000.00</td>
</tr>
<tr>
<td>Civil No. 16-00519, USDC</td>
<td>Settlement</td>
</tr>
<tr>
<td>SUBTOTAL</td>
<td>$ 125,000.00</td>
</tr>
<tr>
<td>TOTAL (SECTION 15)</td>
<td>$ 125,000.00</td>
</tr>
</tbody>
</table>

Provided that of legislative appropriation item I-4 for the department of public safety for fiscal year 2018-2019 in section 3 of Act 49, Session Laws of Hawaii 2017, as amended by section 3 of Act 53, Session Laws of Hawaii 2018, the general fund sum
of $125,000.00 shall be expended from the fiscal year 2018-2019 budget (PSD 405, general funds) by the department of public safety for the purposes of this Act.

PART XVI

SECTION 16. The sums provided in sections 1 through 15 of this Act may be paid to the respective persons, or for the satisfaction or settlement of the respectively identified cases, and in several amounts hereinabove set forth or in lesser amounts deemed appropriate, upon checks issued by the comptroller; provided departments shall obtain the approval of the attorney general before payment of any claim can be made.

SECTION 17. Notwithstanding the sums provided in sections 1 through 15 of this Act 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, as provided in section 662-8, Hawaii Revised Statutes, for those cases to which the statute applies.

SECTION 18. All unexpended and unencumbered balances of the appropriations made in this Act as of the close of business on June 30, 2020, shall lapse.
SECTION 19. If any provision of this Act, or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Act, which can be given effect without the invalid provision or application, and to this end the provisions of this Act are severable.

SECTION 20. This Act shall take effect upon its approval.

APPROVED this 7 day of JUN, 2019

[Signature]

GOVERNOR OF THE STATE OF HAWAII
HB No. 942, HD 2, SD 2, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 30, 2019
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the
House of Representatives of the Thirtieth Legislature of the State of Hawaii, Regular Session of
2019.

Scott K. Saiki
Speaker
House of Representatives

Brian L. Takeshita
Chief Clerk
House of Representatives
THE SENATE OF THE STATE OF HAWAIʻI

Date:  April 30, 2019
Honolulu, Hawaii  96813

We hereby certify that the foregoing Bill this day passed Final Reading in the
Senate of the Thirtieth Legislature of the State of Hawaiʻi, Regular Session of 2019.

[Signature]
President of the Senate

[Signature]
Clerk of the Senate