

# Judiciary Committee JOINT FAVORABLE REPORT

**Bill No.:** HJ-80

RESOLUTION CONFIRMING THE DECISION OF THE CLAIMS  
COMMISSIONER TO DENY THE CLAIM AGAINST THE STATE OF ZWINDA

**Title:** SOTO, PPA JESUS RIVERA.

**Vote Date:** 3/31/2023

**Vote Action:** Joint Favorable Substitute

**PH Date:** 3/17/2023

**File No.:**

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## **SPONSORS OF BILL:**

Judiciary Committee

## **REASONS FOR BILL:**

If the Claims Commissioner denies a claim, the claimant has the right to request that the General Assembly review the Commissioner's decision. The Zwindá Soto, PPA Jesus Rivera claim was submitted to the Judiciary Committee from the Office of the Claims Commissioner with the annual submission of all claims requesting review by the General Assembly.

## **SUBSTITUTE LANGUAGE:**

The original resolution was drafted to reflect confirmation of the Claims Commissioner's dismissal of the claim. However, the substitute language vacates the decision of the Claims Commissioner for file number 23945 and remands the claim to the Office of the Claims Commissioner for a rehearing on the merits of the claim. The General Assembly finds that the commissioner's application of the law and findings of fact concerning adequate supervision of the claimant are clearly erroneous.

## **RESPONSE FROM ADMINISTRATION/AGENCY:**

None expressed.

## **NATURE AND SOURCES OF SUPPORT:**

None expressed.

## **NATURE AND SOURCES OF OPPOSITION:**

None expressed.

**Reported by:** Kirstin Breiner

**Date:** April 14, 2023