

Joint House/Senate Subcommittee on Claims
Subcommittee Minutes

Monday, March 26, 2012
State Office Building Room 5
8:00 a.m.

In Attendance

Rep. Steve Smith
Rep. Doug Wardlow
Rep. Steve Simon
Sen. Michael Jungbauer
Sen. Scott Newman
Sen. Chuck Wiger

Call to Order by Chair Smith: 8:03 a.m. A quorum was present at 8:15 a.m.

Michele Timmons, Revisor of Statutes, served as counsel to the subcommittee.

Vote on approval of minutes from the February 13, 2012 subcommittee meeting was laid over to await a quorum.

1. Michele Timmons presented *the Medical Reimbursement for Injury Claims under \$500 memo from the Department of Corrections*.

Vote delayed to await a quorum.

2. Michele Timmons presented the *Edward Bergren claim against the Minnesota Department of Corrections*

Testified on Bergren claim:

- Randy Hartnett, Minnesota Department of Corrections

Vote delayed to await a quorum.

3. Michele Timmons presented the *Donald Bradley claim against the Minnesota Department of Corrections*

Testified on Bradley claim:

- Randy Hartnett, Minnesota Department of Corrections

Vote delayed to await a quorum.

4. Representative Simon arrived at 8:15 a.m. A quorum was now present.

5. Michele Timmons presented the *Heather Buczynski claim against the Minnesota Department of Corrections*

Testified on Buczynski claim:

- Randy Hartnett, Minnesota Department of Corrections

Senator Jungbauer **MOVED** to approve the Buczynski claim and direct the Department of Corrections to pay \$3,000.00 to Heather Buczynski and to pay \$2,268.82 to the medical providers for treatment of the claimant. **MOTION PREVAILED.**

6. Michele Timmons presented the *Nathan Clark claim against the Minnesota Department of Corrections*

Testified on Clark claim:

- Randy Hartnett, Minnesota Department of Corrections

Representative Simon **MOVED** to approve the Clark claim and direct the Department of Corrections to pay \$825.00 to the claimant for permanent injuries suffered while performing assigned duties at MCF-Rush City. **MOTION PREVAILED.**

7. Michele Timmons presented the *Robert Gassler claim against the Minnesota Department of Corrections*

Testified on Gassler claim:

- Randy Hartnett, Minnesota Department of Corrections

Senator Wiger **MOVED** to deny the Robert Gassler claim. **MOTION PREVAILED.**

8. Michele Timmons presented the *William Jones claim against the Minnesota Department of Corrections*

Testified on Jones claim:

- Randy Hartnett, Minnesota Department of Corrections

Senator Newman **MOVED** to deny the William Jones claim. **MOTION PREVAILED.**

9. Michele Timmons presented the *Marijo Muck claim against the Minnesota Department of Corrections*

Testified on Muck claim:

- Randy Hartnett, Minnesota Department of Corrections

Representative Simon **MOVED** to postpone consideration of the Marijo Muck claim to wait for the completion of the maximum medical improvement timeframe in October 2012. **MOTION PREVAILED.**

10. Michele Timmons presented the *Greg Prozinski claim against the Minnesota Department of Corrections*

Testified on Prozinski claim:

- Randy Hartnett, Minnesota Department of Corrections

Senator Newman **MOVED** to approve the Prozinski claim and direct the Department of Corrections to pay \$1,248.48 to the medical providers for treatment of the claimant. **MOTION PREVAILED.**

11. Michele Timmons presented the *Chad Westring claim against the Minnesota Department of Corrections*

Testified on Westring claim:

- Randy Hartnett, Minnesota Department of Corrections

Senator Jungbauer **MOVED** to approve the Westring claim and direct the Department of Corrections to pay \$12,270.00 to the claimant for lost wages due to injuries suffered while performing assigned Sentence to Service duties. **MOTION PREVAILED.**

12. Michele Timmons presented the *William Williams claim against the Minnesota Department of Corrections*

Testified on Williams claim:

- Randy Hartnett, Minnesota Department of Corrections

No motion was made on the claim.

13. Subcommittee took up the February 13th minutes, the Department of Corrections Reimbursement memo, and claims with pending votes. Senator Jungbauer **MOVED** to approve the minutes from the February 13, 2012 subcommittee meeting. **MOTION PREVAILED.** Senator Jungbauer **MOVED** to approve the Medical Reimbursement for Injury Claims under \$500 memo. **MOTION PREVAILED.** Representative Wardlow **MOVED** to deny the Bergren claim. **MOTION PREVAILED.** Senator Jungbauer **MOVED** to deny the Bradley claim. **MOTION PREVAILED.**

14. Michele Timmons presented the *property claims against the Minnesota Department of Corrections numbered 11-30 on the agenda.*

Testified on property claims:

- Nacole Lind, Minnesota Department of Corrections
- Randy Hartnett, Minnesota Department of Corrections

Senator Jungbauer **MOVED** to approve the Brown claim and direct the Department of Corrections to pay \$250.00 to the claimant. **MOTION PREVAILED.** Senator Newman **MOVED** to deny the Callier claim. **MOTION PREVAILED.** Senator Jungbauer **MOVED**

to deny the Motyl claim. **MOTION PREVAILED.** Representative Simon **MOVED** to approve the Propotnik claim and direct the Department of Corrections to pay \$224.70 to the claimant. **MOTION PREVAILED.** Senator Jungbauer **MOVED** to deny the Barnes claim, Booker claim, Cowen claim, Davis claim, Ellis claim, Fox claim, Gallegos claim, Houston claim, Kohene claim, Lawrence claim, Ledlow claim, Means claim, Munoz-Sierra claim, Odegard claim, Shaw claim, and Warsame claim. **MOTION PREVAILED.**

15. Michele Timmons presented the *request for reconsideration of Audie Fox claim 11-PR-001 against the Minnesota Department of Corrections.*

Testified on Fox claim:

- Nacole Lind, Minnesota Department of Corrections
- Randy Hartnett, Minnesota Department of Corrections

Senator Newman **MOVED** to deny reconsideration of the Fox claim. **MOTION PREVAILED.**

16. Michele Timmons presented the *Sherburne Soil & Water Conservation District Board of Supervisors claim against the Minnesota Department of Revenue.*

Testified on Sherburne Soil & Water Conservation District claim:

- Pat Finnegan, Minnesota Department of Revenue
- Bill Bronder, Interim Manager of the Sherburne Soil & Water Conservation District

Senator Newman **MOVED** to deny the Sherburne Soil & Water Conservation District Board of Supervisors claim. **MOTION PREVAILED.**

17. Michele Timmons presented the *Lester Bates claim against the State Court Administrator.*

Testified on Bates claim:

- Carla Heyl, Office of the State Court Administrator

Senator Newman **MOVED** to deny the Bates claim. **MOTION PREVAILED.**

18. Michele Timmons presented the *Paul Vollkommer claims against the State Court Administrator.*

Testified on Vollkommer claims:

- Paul Vollkommer, claimant
- John Remington Graham, counsel for the claimant
- Don Mashik, resident of Monticello, Minnesota

Senator Newman **MOVED** to deny the Vollkommer claims. **MOTION PREVAILED.**

Meeting adjourned at 10:01 a.m.

Respectfully submitted,

Representative Steve Smith, Chair
Joint House/Senate Subcommittee on Claims

Senator Michael Jungbauer, Co-Chair
Joint House/Senate Subcommittee on Claims

Jackie Duchscher, Clerk
Joint House/Senate Subcommittee on Claims