

**Joint House/Senate Subcommittee on Claims**  
Subcommittee Minutes

Monday, March 20, 2017  
State Capitol, Room G3  
6:00 p.m.

In Attendance

Sen. Bruce Anderson, Co-Chair  
Rep. Duane Quam, Co-Chair  
Rep. Mary Murphy  
Sen. Jerry Relph  
Rep. Dennis Smith

Excused

Sen. Jim Carlson

Chair Anderson called the meeting of the Joint House/Senate Subcommittee on Claims to order at 6:01 p.m. A quorum was present.

Jason Kuenle, Senior Assistant Revisor with the Office of the Revisor Statutes, served as counsel to the subcommittee.

Rep. Quam **MOVED** approval of the April 12, 2016 meeting minutes. **MOTION PREVAILED.**

There were no Rules or Procedures Changes.

Jason Kuenle presented information on two claims not being heard:

- An exonerated claim was submitted following the claim deadline. It is therefore recommended that the claim be held over until next year.
- The Wright-Becker Counties claim is currently being addressed in other legislative actions and is also recommended to be held over.

Claims being heard against the Department of Natural Resources (DNR) -

Jason Kuenle presented the claims being made against the Department of Natural Resources:

1. Testified on the Dean Dixon claim:
  - Dean Dixon, claimant
  - John T. Peterson, Attorney for the claimant
  - Steve Colvin, Deputy Director, Ecological and Water Resources Division, DNR

Rep. Quam **MOVED** to deny the Dean Dixon claim. **MOTION PREVAILED.**

2. Testified on the Hunter Winfields, Inc. claim:
  - Alex Masteller, Attorney for the claimants
  - Marjorie Christensen, Claimant
  - Mike Christensen, Claimant
  - Fiona Ruthven, DNR Senior Staff Attorney
  - Don Pereira, DNR, Chief - Section of Fisheries

Rep. Smith **MOVED** to approve payment of \$150,000 of the Hunter Winfields, Inc. claim. **MOTION PREVAILED.**

Claims being heard against the Department of Revenue (DoR) –

Jason Kuenle presented the Carol Halonen claim against the Department of Revenue.

1. Testified on the Carol Halonen claim:
  - Carol Halonen, claimant
  - Nathan Haynor, Department of Revenue, Attorney

Rep. Quam **MOVED** to deny the Carol Halonen claim. **MOTION PREVAILED.**

Claims being heard against the Department of Human Services (DHS) – Minnesota Sex Offender Program (MSOP) -

Jason Kuenle presented the following claims against the Minnesota Department of Human Services with his recommendations.

1. Testified on the Richard Fageroos property claim:
  - Jensina Rosen, Minnesota Department of Human Services (MSOP)

Rep. Quam **MOVED** to deny the Richard Fageroos claim. **MOTION PREVAILED.**

2. Testified on the Howard Lachowitz property claim:
  - Jensina Rosen, Minnesota Department of Human Services (MSOP)

Rep. Quam **MOVED** to deny the Howard Lachowitz claim. **MOTION PREVAILED.**

3. Testified on the Allen Pyron property claim:
  - Jensina Rosen, Minnesota Department of Human Services (MSOP)

Rep. Murphy **MOVED** to direct DHS to pay the Allen Pyron claim in the amount of \$306.44. **MOTION PREVAILED.**

4. Testified on the Percy Jones (DCT/Anoka Metro Regional Treatment Center) injury claim:
  - Jensina Rosen, Minnesota Department of Human Services (DCT)

Sen. Relph **MOVED** to deny the Percy Jones claim. **MOTION PREVAILED.**

Jason Kuenle presented the *Medical Reimbursement for Injury Claims Under \$500* from the Minnesota Department of Corrections memo, in the amount of \$ 965.00

- Testified Medical Reimbursement for Injury Claims Under \$500
- Jean M. Whitney, Associate General Counsel, Minnesota Department of Corrections (DOC)

Sen. Relph **MOVED** to approve the \$965.00 to DOC for the reimbursement of payments of Medical Reimbursement for Injury Claims under \$500. **MOTION PREVAILED.**

Claims being heard against the Department of Corrections – *Injury Claims* -

Jason Kuenle presented the Nathan Erlandson held over *injury claim against the Minnesota Department of Corrections*:

Testified on the Nathan Erlandson claim:

- Jean M. Whitney, Minnesota Department of Corrections

Rep. Murphy **MOVED** to deny and close the Nathan Erlandson claim. **MOTION PREVAILED.**

Jason Kuenle presented the Phillip Berg *injury claim against the Minnesota Department of Corrections*:

Testified on the Phillip Berg claim:

- Jean M. Whitney, Minnesota Department of Corrections

Rep. Murphy **MOVED** to approve payment of \$1,125.00 for the injury sustained by Phillip Berg. **MOTION PREVAILED.**

Jason Kuenle presented the Kurt Bird *injury claim against the Minnesota Department of Corrections*:

Testified on the Kurt Bird claim:

- Jean M. Whitney, Minnesota Department of Corrections

Rep. Quam **MOVED** to approve payment of \$9,350.00 for the injury sustained by Kurt Bird. **MOTION PREVAILED.**

Jason Kuenle presented the Ben Braylock *injury claim against the Minnesota Department of Corrections*.

Testified on the Ben Braylock claim:

- Jean M. Whitney, Minnesota Department of Corrections

Rep. Quam **MOVED** to deny the Ben Braylock injury claim. **MOTION PREVAILED.**

Jason Kuenle presented the Rafael Bryson *injury claim against the Minnesota Department of Corrections*.

Testified on the Rafael Bryson claim:

- Jean M. Whitney, Minnesota Department of Corrections

Sen. Relph **MOVED** to deny the Rafael Bryson injury claim. **MOTION PREVAILED.**

Jason Kuenle presented the Eloy Cantu *injury claim against the Minnesota Department of Corrections*.

Testified on the Eloy Cantu claim:

- Jean M. Whitney, Minnesota Department of Corrections

Rep. Murphy **MOVED** to approve payment of \$3,360.00 for the injury sustained by Eloy Cantu and \$369.79 to medical providers for treatment of claimants injuries. **MOTION PREVAILED.**

Jason Kuenle presented the James Comstock *injury claim against the Minnesota Department of Corrections*.

Testified on the James Comstock claim:

- Jean M. Whitney, Minnesota Department of Corrections

Sen. Relph **MOVED** to approve payment of \$4,209.30 to medical providers for the treatment of the injury sustained by James Comstock. **MOTION PREVAILED.**

Jason Kuenle presented the Joseph Kamm *injury claim against the Minnesota Department of Corrections.*

Testified on the Joseph Kamm claim:

- Jean M. Whitney, Minnesota Department of Corrections

Rep. Quam **MOVED** to approve payment of \$3,750.00 for the injury sustained by Joseph Kamm. **MOTION PREVAILED.**

Jason Kuenle presented the Clinton Karnes *injury claim against the Minnesota Department of Corrections.*

Testified on the Clinton Karnes claim:

- Jean M. Whitney, Minnesota Department of Corrections

Rep. Murphy **MOVED** to approve payment of \$3,000.00 for the injury sustained by Clinton Karnes. **MOTION PREVAILED.**

Jason Kuenle presented the Leslie Keith *injury claim against the Minnesota Department of Corrections.*

Testified on the Leslie Keith claim:

- Jean M. Whitney, Minnesota Department of Corrections

Sen. Relph **MOVED** to deny the Leslie Keith injury claim. **MOTION PREVAILED.**

Jason Kuenle presented the Mark Knudsen *injury claim against the Minnesota Department of Corrections.*

Testified on the Mark Knudsen claim:

- Jean M. Whitney, Minnesota Department of Corrections

Rep. Murphy **MOVED** to approve payment of \$750.00 for the injury sustained by Mark Knudsen. **MOTION PREVAILED.**

Jason Kuenle presented the Napoleon Long *injury claim against the Minnesota Department of Corrections.*

Testified on the Napoleon Long claim:

- Jean M. Whitney, Minnesota Department of Corrections

Rep. Quam **MOVED** to deny the Napoleon Long injury claim. **MOTION PREVAILED.**

Jason Kuenle presented the Colten Rosendahl *injury claim against the Minnesota Department of Corrections.*

Testified on the Colten Rosendahl claim:

- Jean M. Whitney, Minnesota Department of Corrections
- Ashleigh Raso, Attorney for claimant

Rep. Quam **MOVED** to approve payment of \$9,350.00 for the injury sustained by Colten Rosendahl. **MOTION PREVAILED.**

Jason Kuenle presented the Stacy Stangel *injury claim against the Minnesota Department of Corrections*.

Testified on the Stacy Stangel claim:

- Jean M. Whitney, Minnesota Department of Corrections

Rep. Quam **MOVED** to hold over the Stacy Stangel claim until a future subcommittee meeting to be held 2018. **MOTION PREVAILED.**

Jason Kuenle presented the Demetrius Taylor *injury claim against the Minnesota Department of Corrections*.

Testified on the Demetrius Taylor claim:

- Jean M. Whitney, Minnesota Department of Corrections

Rep. Smith **MOVED** to deny the Demetrius Taylor injury claim. **MOTION PREVAILED.**

Jason Kuenle presented the *property claims against the Minnesota Department of Corrections*:

1. Abdi, Abdirizak	16-PR-097
2. Ahmed, Ali	16-PR-117
3. Allen, Paris	16-PR-Allen
4. Bailey, Bill	16-PR-Bailey
5. Bergren, Edward	16-PR-Bergren STW
6. Bowles, Gregory	16-PR-158
7. Bright, Ervin	16-PR-204
8. Brown, Willie	16-PR-221
9. Caine, Tony	16-PR-Caine STW
10. Campbell, Quince	16-PR-Campbell
11. Caroon, David	16-PR-Caroon FRB
12. Carter, Leon	16-PR-115
13. Christon, James	16-PR-097
14. Collins, Tyron	16-PR-Collins RC
15. Davis, Antonio	16-PR-119
16. Demairas, Marc	16-PR-009
17. Denson, Michael	16-PR-Denson RC
18. DeVine, Damion	16-PR-DeVine FRB
19. Edwards, Cory	16-PR-Edwards OPH
20. Fox, Audi	16-PR-Fox
21. Fritz, Nathaniel	16-PR-Fritz STW
22. Green, Brett	16-PR-104
23. Hayden, Dymond	16-PR-Hayden STW
24. Howard, Brandon	16-PR-218
25. Jacobson, Mark	16-PR-Jacobson FRB
26. Johnson, Artie	16-PR-088
27. Jones, Danny	16-PR-195
28. Jones, John	16-PR-189
29. Knight, Terrance	16-PR-083
30. Lehn, Austin	16-PR-Lehn STW
31. Lemley, Brian	16-PR-Lemley
32. Maiden, Issac	16-PR-213
33. Mooney, Jeffrey	16-PR-Mooney STW
34. Moore, Henry	16-PR-Moore RC

35. Moore, Henry	16-PR-Moore STW (2)
36. Morris, American	16-PR-Morris
37. Myers, Ryan	16-PR-Myers RC
38. Perkins, Darrell	16-PR-103
39. Pollard, Paris	16-PR-198
40. Richardson, LeRoy	16-PR-194
41. Rush, Matthew	16-PR-Rush STW
42. Rutgers, Joshua	16-PR-202
43. Selge, Brent	16-PR-108
44. Senty-Haugen, Arthur	16-PR-Senty-Haugen RC
45. Skelton, Jeffrey	16-PR-Skelton STW
46. Skinness, Francis	16-PR-093
47. Slaughter-McCaskel	16-PR-Slaughter-McCaskel RC
48. Stamps, Danny	16-PR-140
49. Stanke, Steven	16-PR-Stanke STW
50. Vetaw-Cage, DeMarlo	16-PR-200
51. Walker, George	16-PR-100
52. Wendland, Matthew	16-PR-FRB
53. Wiley, Gene	16-PR-Wiley STW
54. Williams, Ramone	16-PR-Williams R STW
55. Wilson, Randall	16-PR-199

Rep. Quam **MOVED** to deny the remaining property claims. **MOTION PREVAILED.**

**Meeting adjourned at 9:01 p.m.**

Respectfully submitted,

Senator Bruce Anderson, Co-Chair  
Joint House/Senate Subcommittee on Claims

Representative Duane Quam, Co-Chair  
Joint House/Senate Subcommittee on Claims