



1     **AN ACT relating to:** the expenditure of \$6,256.39 from moneys appropriated to  
2             the department of transportation for payment of a claim against the state made  
3             by Barbara Hestekin.

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***Analysis by the Legislative Reference Bureau***

This bill directs expenditure of \$6,256.39 from moneys appropriated to the department of transportation (DOT) for the 1995-97 fiscal biennium for state trunk highway improvements and certain other purposes in payment of a claim made by Barbara Hestekin against DOT. In 1991, DOT condemned the property on which the claimant's home was located in the city of Eau Claire for a highway expansion project. The claimant is disabled and receives social security disability payments. At the time of the condemnation, her home was appraised at \$37,000 with 2 mortgages of \$31,203.76 and \$5,501.66. She received a subsidy from disability insurance of \$125 per month on her first mortgage payment of \$300 per month and her 2nd mortgage payment of \$140 per month was paid entirely by her disability insurance. DOT purchased the claimant's home for \$39,000. After paying the balances due on her mortgages and taxes, DOT paid \$1,000.20 to the claimant. DOT also paid the claimant \$2,415.50 for moving expenses and closing costs on a new home. The claimant was unable to qualify for financing for a new home on her own signature. With the assistance of a cosigner, she obtained financing for \$34,000 on a new home. DOT denied the claimant's application for relocation assistance because her new home was not of comparable value, she had a cosigner and the home was purchased without a DOT-required inspection. The claimant claimed \$18,614 for lost monthly subsidies on her original first mortgage, \$5,502 for lost disability insurance on her original 2nd mortgage and \$5,150 for relocation assistance from DOT for which she could not qualify. (The total for these 3 components was rounded to \$29,000.) She also claimed \$1,040 for storage charges incurred from 1992 to 1994 to store belongings that would not fit into her new, smaller home (total = \$30,140). On June 28, 1995, the claims board recommended payment of \$6,256.39,

