

**State of Hawai'i
Office of Hawaiian Affairs
560 N. Nimitz Hwy., Suite 200
Honolulu, HI 96817**

**Minutes of the Office of Hawaiian Affairs Beneficiary Advocacy and Empowerment
Meeting on Wednesday, February 8, 2017, 1:00 p.m.**

I. CALL TO ORDER

The meeting of the Office of Hawaiian Affairs Beneficiary Advocacy and Empowerment Committee was called to order by Chair Ahu Isa at 1:08 p.m. in the Maui Ola Boardroom. Those present were as follows:

Attendance

Trustee Leina'ala Ahu Isa, Chairperson
Trustee Dan Ahuna, Kauai Member
Trustee Rowena Akana, At-Large Member
Trustee Keli'i Akina, At-Large Member
Trustee Peter Apo, Oahu Member
Trustee Carmen Hulu Lindsey, Maui Member
Trustee Robert K. Lindsey, Hawaii Member
Trustee Colette Machado, Molokai Member
Trustee John Waihe'e IV, At-Large Member

Staff Present

Kamana'opono Crabbe, CEO	Davis Price, Trustee Aide (Ahuna)
Momilani Lazo, CEO EA	Kay Watanabe, Trustee Aide (Akana)
Albert Tiberi, Corp Counsel	Nathan Takeuchi, Trustee Aide (Akana)
Kawika Riley, CHIEF	Maria Calderon, Trustee Aide (Akina)
Jocelyn Doane, PP	Paul Harleman, Trustee Aide (Akina)
Wayne Tanaka, PP	Liang Pang, Trustee Aide (Apo)
Deja Ostrowski, PP	Makana Chai, Trustee Aide (Apo)
Kamaile Maldonaldo, PP	Lehua Itokazu, Trustee Aide (H. Lindsey)
Monica Morris, PP	U'ilani Tanigawa, Trustee Aide (H. Lindsey)
Anuheia Patoc, PP	Dayna Pa, Trustee Aide (Machado)
Alvin Akee, Trustee Secretary (Ahu Isa)	Laurene Kaluau-Kealoha (Machado)
Lady Garrett, Trustee Aide (Ahu Isa)	Crayn Akina (Waihe'e)
Claudine Calpito, Trustee Aide (Ahuna)	

II. Beneficiary Comments

Chair Ahu Isa asked if there were any beneficiary comments. Being that there were none Chair Ahu Isa asked for consideration from members to amend the agenda to have Item V – Unfinished Business be discussed before Item IV- New Business.

There was consensus by those present to take the agenda out of order. Chair Ahu Isa explained that it was to accommodate for another hearing at the State Capitol later in the afternoon.

III. Unfinished Business

Ms. Jocelyn Doane, Senior Public Policy Advocate started with the OHA package. She explained that there would be a hearing in the House at 2:00 p.m. today and she would like to discuss suggested amendments to expand the study as it relates to the charter schools weighted student formula. The proposed amendments will account for comments received from Senator Jill Tokuda (District 24 – Kaneohe, Kaneohe MCBH, Kailua, Heeia, Ahuimanu) and other Legislators to focus exclusively on whether the per-pupil allocation is being calculated properly. Expanding the study will have the Legislative Reference Bureau (LRB) conduct a review of the current weighted student formula. The analysis on whether the per-pupil methodology, the weighted-student methodology or a different methodology will provide more equity for charter schools will be helpful. By expanding the scope of the study it will provide better information. Staff will provide those suggestions at today's 2:00 p.m. hearing if the Trustees are in agreement.

Trustee Ahuna stated that it is a great idea because it is important to know exactly what numbers are being used and if the Department of Education (DOE) is using an appropriate methodology.

Trustee Machado asked if Board approval was needed.

Ms. Doane explained that the suggested amendments are consistent with the prior position taken however she wanted to make sure that Trustees did not have any concerns. Copies of the testimony will be distributed and it can be changed if another hearing is scheduled after today.

Trustee Apo spoke in support of the bill and noted that this kind of legislation is deferring a political decision. Whether the Legislature wants to fund charter schools or not and provide an equal opportunity with respect to the quality of education funding for Hawaiians that matches what all other public schools is a political decision. A study is not required and it appears like the Legislature is hoping that the findings will conclude that everything is okay and that they do not have to provide funding.

Ms. Doane agrees that whether or not the state wants to provide more funding is a political will issue. Charter schools already have the option to switch from the per-pupil methodology to the weighted-student methodology if two-thirds of the local school board can agree to this change. One reason why many charter schools have not done so is because they are not sure whether or not this will give them more monies. The study will gather information to allow charter schools to see if this alternative makes more sense.

Trustee Apo noted that the option for charter schools to switch does not include capital improvement project (CIP) monies.

Ms. Doane stated that information from the study will allow for the determination of what option is better so charter schools can advocate to the Board of Education (BOE) Committee on Weights (COW). Currently, it is not realistic for the COW to consider this option since only Department of Education (DOE) schools are using the weighted student formula. The COW meets every two years to decide the appropriate weight that will be used to determine how much monies go to each school. OHA will continue to advocate for appropriate facility monies for charter schools.

Trustee Apo stated that the majority of funding is in the CIP.

Ms. Doane provided an update on the facilities working group which is required to be convened by the Hawaii Public Charter School Commission (HPCSC). The working group is not open to the public and OHA is not invited nor serves as a member to the working group. The working group includes members from the DOE, Department of Accounting and General Services (DAGS), Budget and Finance (B&F), and other agencies. She is hopeful because the working group will meet three times and will provide recommendations to the HPCSC and at that time OHA will be able to weigh in on whether or not the recommendations will better serve our charter schools.

Trustee Akana asked if there was a Senate bill companion.

Ms. Doane replied yes it is Senate Bill 466 (SB466) and in order for this version of the bill to move it will need to get a hearing by next week Wednesday.

Trustee Machado asked if copies of the Legislative directory could be circulated to Trustees.

Trustee Machado asked Ms. Monica Morris, OHA Public Policy Advocate if she could share how President Donald Trump's appointment of Ms. Betsy Devos as Secretary of Education will impact Hawaii and our current charter school system.

Ms. Morris stated that she is not providing an OHA position rather her observations are that early on there was a lot of support in the charter school community because of her support for charter schools. To the extent that Ms. Devos is looking at options for our public school students this is a good thing but there may be other areas where she needs more information in the general public education system. In Hawaii there is a lot of support for charter schools since the latest Strive HI marks for charter schools show an increase and momentum is growing to increase funding. The latest strategic plan adopted by the BOE states that there needs to be equity in excellence for our public school students including students in our charter schools. At the local and federal level we are hopeful in more funding for charter school students.

Chair Ahu Isa shared that in the New York Times it was reported that Ms. Devos plans to help charter schools. Ms. Devos will level the playing field and provide vouchers so that parents can choose to send their children to private schools.

Trustee Akina believes in the choice of parents to use their tax dollars as they choose and this could particularly help us to support Hawaiian charter schools.

Ms. Doane stated that she has to remind herself that most of our children are not in charter schools rather improving the DOE schools will affect more of our students.

Ms. Doane explained that the OHA budget bill was heard in both the House and Senate and passed. In the House version there were amendments substantially increasing the social services and legal services proviso which is a good thing for the purposes of investing general funds into these areas. The proviso language requires OHA to match those funds with trust monies. Staff will continue to monitor the situation and has shared the information with Mr. John Kim, Acting Chief Financial Officer (CFO).

Ms. Doane stated that the Konohiki resolutions have not received a hearing to date which is not expected to happen till later into the Legislative session since both the Senate and House are trying to hear triple referral bills before the deadline. The resolutions will most likely receive hearing dates after those two deadlines.

IV. New Business

Ms. Doane proposed three changes from the previous positions in the Legislative Matrix.

Chair Ahu Isa reported that she will circulate copies of the Ad Hoc on Charter Schools report.

Ms. Doane stated that the first measure is House Bill 118 (HB118) page 53 Item 178, the bill will amend the qualifications of candidates running for OHA, and it will basically disqualify candidates from running for OHA if they have been a registered lobbyist within a year of filing for nomination papers. The introducer of the bill feels like this will eliminate conflicts of interest between OHA Trustee obligations and fiduciary obligations to Native Hawaiians and the Native Hawaiian Trust Fund. Staff would like to recommend a position of comment given the nature of the measure but she would like to see if the Trustees have a different idea on a position for this bill.

Trustee Akina is glad for the opportunity to talk about the bill because it is of concern. He makes himself open to answer any questions since the bill is about him. He shared that his perspective is that even if removing himself from the picture this is not a helpful bill for OHA because of three reasons: (1) this is an example of giving the Legislature precedent to tell us how we operate; (2) it is a liability because this bill could be expanded to affect all Trustees since the definition of what constitutes a lobbyist set in Hawaii Revised Statutes (HRS) Chapter 97-1 has a low threshold which states "if you spend five hours a month in activities in what could be interpreted as influencing the Legislature..." which could include Ka Wai Ola articles, Civil Beat articles, testifying at the Legislature whether or not you are submitting comments as an OHA Trustee; and, (3) although Trustees' may have differences of opinions this bill is specifically targeting himself and to use the Legislature will not help OHA. He asked for the Trustees to

consider taking a stand and oppose the bill. We should go back to the Legislature and tell them that we decided that this is not good for OHA or the people and we oppose the bill.

Trustee Ahuna asked if OHA should adopt this type of policy in-house within OHA.

Trustee Machado stated that this is referring to an election issue.

Ms. Doane explained the recommendation is to comment and will defer to the Trustees on what the official position will be. This bill is very different from other bills relating to the hiring of a Chief Operating Officer (COO), Chief Executive Officer (CEO), and Chief Financial Officer (CFO) because Trustees do not have the power to oversee who can run for office during the election. To be required to register as a lobbyist you will need to be receiving compensation.

Trustee Akina agrees that this is different from the other bill and in principle the issue is whether or not we want to rely on the Legislature to set policy for us.

Trustee Apo stated that to run for any other office you can be a member of various groups and run for public office. OHA is different because we are dedicated to a specific minority and everything we do should benefit that minority. Belonging to a specific organization that is so-called "anti-Hawaiian" and is generally opposing things Hawaiian and then you are allowed to run for the Board that controls the resources is a dilemma. He agrees that legislation is not the answer but the reality is that this is the world we live in. It is scary that it is possible that people who would like to see OHA go away can run for office and can win an election as provided within the Hawaii election laws.

Trustee Akina noted that it goes both ways since someone can be a lobbyist for any number of Hawaiian organizations so in the end it really is the people who vote for us and put us in office.

Trustee Apo stated that the problem to begin with is the people who are voting in OHA elections are not only Hawaiians.

Trustee Akina stated that he would encourage his colleagues to oppose the bill as this is not good for OHA.

Ms. Doane explained that staff looked up the HRS 97-2 which is the statute relating to registration requirements for a lobbyist and it states that "if you are a State official or employee acting in your official capacity or your employee's official capacity you are exempt from registering, unless you are contracted to provide services as a lobbyist." She wants to make sure Trustees are not worried about whether or not they need to be registered as a lobbyist.

Trustee Akina noted that it does not cover Trustees as citizens in other capacities outside of their role as at OHA.

Ms. Doane stated that the recommendation is to provide comment at this time.

Trustee Machado would like to support the bill because in the long run it will avoid any future confusion for those who choose to be an OHA candidate. Beneficiaries are concerned because of the position that Mr. Akina holds as the Executive Director of the Grassroot Institute.

Trustee Akina explained that organizations with a 501(c) 3 can devote twenty percent of their revenues to lobbying and it is not uncommon such as with the Tax Foundation of Hawaii to have the CEO register as a lobbyist simply because of their comment on bills.

Trustee Machado asked who Trustee Akina represents when he lobbies. At the Legislature people think of you as an elected official and your role with the Grassroot Institute becomes secondary.

Trustee Akina explained that he has adopted a practice and vetted with the Hawaii State Ethics Commission that he will do the following: (1) always identify when speaking as an individual and point out when he is not representing OHA or its Trustees; (2) will not testify on any bills that directly affect OHA; and, (3) will not testify pro or con on any bills except when offering expert comment. The Grassroot Institute has given him leadership authority and he has worked to have the organization commit to help advance the Native Hawaiian population when he became a part of it three years ago.

Trustee Akina noted that he will never contradict his role as an OHA Trustee at the Legislature and he takes his fiduciary responsibility seriously.

Trustee Machado spoke in support of the bill rather than monitor.

Chair Ahu Isa reminded Trustee Akina that he will need to disclose that information on his Grassroot press release about wages.

Trustee Akina replied that a disclaimer is listed on his press release.

Trustee Ahuna stated that with regards to transparency and accountability we all agree to make recommendations to improve policy except for the election portion because this is something we all need to approve. He spoke in support of the bill.

Trustee Robert Lindsey spoke in support of Trustee Machado's stance on the matter and feels like we need to deal with this legislatively and as suggested by Trustee Ahuna we need to deal with this internally.

Trustee Apo asked if Trustee Akina is required within his role at his organization to be a registered lobbyist.

Trustee Akina replied that he is not required at all because he is not paid to lobby and he spends such a small amount of time on making comments on bills. It is not a requirement nor is it necessary but he did register as he was advised by his attorney to protect himself. He will take comments under advisement and may consider to un-register.

Trustee Apo stated sometimes the feelings he is receiving from some Trustees is the result of years of pain from the Grassroot Institute has caused this organization. He appreciates the fact that Trustee Akina is trying to win trust but it will take a little time. When issues arise it will be helpful if you un-seat yourself as a lobbyist as a goodwill gesture.

Trustee Akina clarified that with regards to the Grassroot Institute out of their commitment to advance Native Hawaiians they decided three years ago to appoint a Native Hawaiian as their president. The role played by the Grassroot Institute was in large part that they were opposed to the Akaka Bill and it is not an "anti-Hawaiian" position. He ensured the Trustees that in his role and as a private citizen he will do everything he can to advance Native Hawaiians.

Trustee Ahuna stated that many were confused because it does not bring clarity for beneficiaries rather it brings discomfort.

Trustee Waihe'e asked if Legislators explained why OHA was the only government board that this was being applied to.

Ms. Doane stated that based on what the introducer of the bill has shared and to reiterate what Trustee Apo shared the obligations of OHA support a specific population. Representative Kaniela Ing (House District 11 – Kihei, Wailea, Makena) referenced the Amicus Brief submitted by Grassroot Hawaii in the ceded lands case which called Kamehameha Schools an evil empire and said the Department of Hawaiian Homelands (DHHL) should be dismantled and OHA resources should be re-distributed to all citizens of Hawaii. The Grassroot Institute's position is not about the Akaka bill.

Trustee Waihe'e said that this bill could affect others who serve in other organizations that support Hawaiians so he would not necessarily support or oppose the bill.

Trustee Ahuna stated that it is about the rights of the private citizen and if Trustee Akina is getting paid by the Grassroot Institute of Hawaii.

Trustee Akina replied that he is paid by the Grassroot Institute of Hawaii as its Chief Executive Officer and is not paid to be a lobbyist. Any lobbying activity or testimony he submits only for the Grassroot Institute takes a small percentage of his time. The Grassroot Institute wants to defend private property rights of beneficiaries such as the rights of Bernice and Charles Reed Bishop so that their property can be used in the way that they want it to be used. Trustee Akina stated that he stands in affirmation in the rights of the beneficiary and the right of the benefactor to leave a will to be used as you see appropriate. He will circulate his position and statement on Hawaiian issues.

Dr. Kamana'opono Crabbe stated that he did his research on Trustee Akina and his role with the Grassroot Hawaii Institute on issues. With regards to OHA an article with no author listed on the Grassroot Hawaii website relating to Hawaiian sovereignty states "the Grassroot Institute is deeply committed to the advancement of Native Hawaiians along with all people in the State of Hawaii, we are concerned that the State of Hawaii efforts to gain federal recognition and a

race based sovereign Nation are not in the best interests of the general population. The Grassroot Institute will continue to advocate for the good of all people in Hawaii as we respond to the use of State agencies such as the Office of Hawaiian Affairs to concentrate unwarranted power and resources in the hands of a few." I wanted to share the statement from the website and perhaps suggest it would be better for Trustee Akina to clarify.

Trustee Akina explained that the position expressed can be held by multiple Trustees and is not against OHA. He shared that oftentimes the Grassroot Institute will publish numerous articles on their website that includes both sides of the issues and it may not necessarily be endorsed. He would like to make it clear that he does not oppose Hawaiian sovereignty and he does not embrace one form of it instead he defends the First Amendment rights of those who promote Hawaiian sovereignty and Hawaiian Independence. He supports their opposition to the federal government and to the State government as well – I strongly affirm the First Amendment right of people to support Hawaiian sovereignty. Trustee Akina explained that what he opposes as well as what the Hawaii Grassroot Institute opposes is specifically when a State agency such as OHA uses public funds to endorse or sponsor a form of Hawaiian sovereignty. As a Trustee we should not use our funds to support issues, organizations or other practices that have been struck down by the courts or required us to expend extreme amounts of legal fees. To be clear he affirms of the rights of Native Hawaiians to pursue sovereignty and their First Amendment right however, he draws the line in terms of what a state agency can and cannot do. He is committed to helping OHA remain true to the Constitution both federal and state. Recently, when speaking with Native Hawaiian activists he shared that he feels that they should take the lead with help from OHA to enable them since they have their First Amendment rights. He further stated that he is not asking for Trustees to agree with his stand but it is a legitimate stand for Trustees to take while it is also legitimate for another Trustee to disapprove of it.

Trustee Apo agreed about the First Amendment right; however, what is unique about the situation is that until there is closure to the illegal overthrow issue Hawaii will never be whole. We are still the host people and if someone speaks about self-determination and a person objects to State money where twenty percent of which the resources is Hawaiian money and that the Hawaiian money should be spent for self-determination or whatever form it takes it puts you on the other side of the fence.

Trustee Akina responded that he feels that the OHA board has the right to determine how resources are used but we also have the responsibility because of the structure that we are in to make sure that we do not violate the State and Federal Constitution. Within the broad range there are many things we can do to promote self-determination which we may all not agree on but where I stand is to protect us from doing anything that is unconstitutional with regard to our status as a State agency. He does not oppose Native Hawaiian self-determination we need to find creative ways to sponsor them and encourage groups outside of State government and provide the education that they need as much as we can. We have all seen what happens when we stray outside of the lines of the Constitution it does not help us and it expends resources.

Trustee Apo commented that when you oppose the use of Hawaiian money and prevent Hawaiians from establishing a Hawaiian referendum it is "anti-Hawaiian."

Trustee Akina stated that there are creative ways within the law that we can use to help them.

Trustee Apo asked why do we need to be creative and why can't we enjoy the same other protections and entitlements that every other American tribe has.

Trustee Akina replied that to protect OHA and keep to our fiduciary duty by keeping ourselves Constitutional we are able to act in strength and then no one can oppose us.

Trustee Robert Lindsey asked who gave Hawaiians the First Amendment. The First Amendment was given to us by American businessmen who in 1893 stole our Nation away from us – the oppressor; the colonizer gave us the First Amendment right.

Chair Ahu Isa stated that she can see the conflict of interests coming in when you work for a "think-tank" that watches over different government agencies and it becomes difficult to wear both hats. The conflict is serving as a Trustee for OHA and then if Grassroot Institute believes OHA is doing something bad then you need to determine which position you will take and switch hats.

Trustee Akina stated that he will always disclose who he is representing, he will not testify on any bills that will be opposed to OHA or OHA's official position.

Ms. Doane stated that we can bifurcate the measure at the end for the official position. The staff recommendation is to comment.

Trustee Machado recommended that the motion be to support the bill and if it fails then it can go back to comment.

Trustee Akina asked for an opportunity for Trustees to consider opposing the bill as something not helpful to OHA.

Ms. Doane provided an update on House Bill 120 (HB120) page 54, Item 180 requiring Department of Land and Natural Resources (DLNR) to recognize all of Ala Loa trail on Kauai. There are two primary issues that we are aware of which is access for Native Hawaiian traditional and customary practitioners and access for the public. Staff is recommending a position change from monitor to support and will suggest minor recommendations to the language since our data is related to a specific area and not the entire trail.

Trustee Ahuna would like to know if traditional and customary rights are a public access issue. He explained that the lands are related to the Zuckerberg lands and it is attached to kuleana lands. He is thankful for the support of this bill.

Ms. Doane provided an update on House Bill 1556 (HB1556) page 44, Item 145 related to desecration. Staff recommendation is to change from support to comment because the bill intends to address the negative comments made by Jennifer Lawrence of which she was

rubbing herself on a rock in Waimea Valley. The bill would reduce the legal mens rea requirement for the crime of desecration from intentionally to knowingly.

Trustee Ahuna stated that he feels we should have a cultural monitor for film productions.

Ms. Doane replied that the Film Commission has a cultural monitor and there was one on site while this was being filmed in Waimea.

Dr. Crabbe explained that there is a range of violations with desecration.

Ms. Doane suggested that rather than put people in jail we should look at other opportunities to provide them with more information.

Ms. Kamaile Maldonado explained that there are fines and other violations for Hawaiian burial sites. The bill is related to situations where the person knew that it was a place of burial or a monument and intended to desecrate. It will target very serious offenses of people who are doing this knowingly and purposefully therefore the criminal liability will be a lot more serious. The staff recommendation will be to provide comment.

Ms. Doane provided an update on House Bill 947 (HB947) page 12, Item 49 it would expand the thresholds of acreage of district boundaries that go to the Land Use Commission in the Counties. The staff recommendation is to oppose because the Land Use Commission already has discretion over fifteen acres and this would increase the acreage to twenty-five acres. There is a Senate version of this bill and we will oppose both versions.

There were no questions by Trustees.

Ms. Doane provided an update on House Bill 1186 (HB1186) page 14, Item 58 the bill will amend the Constitution to require Senate consent on the renewal of Justices and Judges. We have received multiple requests from beneficiaries asking OHA to oppose this bill, at this time staff is recommending comment.

Trustee Apo asked if there is a performance evaluation process in place for Judges.

Ms. Doane stated that she would need to follow up.

Trustee Akina likes when our interests lines up with public policy.

Ms. Doane provided an update on House Bill 1537 (HB1537) page 22, Item 77 the current recommendation is to provide comment. The bill will allow the Governor to re-classify the negotiation of State lands or public lands with private land for the purposes of investing in agriculture and allow private land owners to build more housing.

Trustee Apo stated that the State would acquire private lands suitable for agriculture and the private lands would acquire State lands.

Ms. Doane explained that the State can acquire land for agriculture and private developers will acquire land suitable for housing. Staff will recommend language be included that there should be affordable housing attached to any land exchange.

Ms. Doane provided an update on House Bill 764 (HB764) page 42, Item 143 this is related to leases and instead of giving Board of Land and Natural Resources (BLNR) discretion to extend the length of certain leases to meet certain federal housing requirements it would mandate them to do it. At this time we do not oppose this bill but we feel like it should be within BLNR discretion. The recommendation will be a position change from monitor to comment.

Ms. Doane provided an update on House Bill 1100 (HB1100) page 43, Item 144 the recommendation is to change the position from monitor to comment. The bill would exempt the Hawaii Public Housing Authority from the public lands definition.

Ms. Doane provided an update on Senate Bill 629 (SB629) page 44, Item 146 the recommendation is to change the position from monitor to support. The bill will provide the Land Use Commission with more tools to enforce the district boundary amendment conditions.

Ms. Doane provided an update on Senate Bill 848 (SB848) page 45, Item 147 this bill is related to the University of Hawaii at Hilo (UH Hilo) the original version would create a new University and provide more autonomy and transfer rights from the Hawaiian language college to the new University. The staff recommendation is to change from support to monitor since the new amendments will include appropriations. To be consistent with our policy we do not support appropriation bills unless we are meaningfully providing funding. The appropriation would be for operational expenses, five year pilot project and coursework, and a development of an implementation plan.

Trustee Akina asked for clarification regarding the policy to not support appropriation bills and where it is recorded. He thinks this is a good practice but he would like to know where these practices can be found.

Ms. Doane explained that she is not aware if it is a policy rather it is a practice that we rarely support appropriation bills. We do have exceptions to that practice and one of the reasons why we support charter school appropriations is because we invest so heavily in charter schools. She will check to verify if the Board ever adopted it or it was just a practice that was followed.

Ms. Doane provides an update on Senate Bill 1307 (SB1307) page 146, Item 149 the recommendation is to change from support with amendments to comment.

Mr. Wayne Tanaka explained that this bill intends to generate community driven revitalization and would let counties establish neighborhood revitalization boards which could be helpful to Native Hawaiians. Looking at the bill more closely there are preferences given to certain neighborhoods impacted by the rail line. The staff recommendation at this time is to comment because although this is helpful it should be expanded to include other neighborhoods for our beneficiaries.

Ms. Doane provided an update on House Concurrent Resolution 23 (HCR23) page 146, Item 150 the recommendation is to change the position from support to comment. The resolution will transfer 53 small parcels comprised of roads in Kaka'ako from Hawaii Community Development Authority (HCDA) to the City and County of Honolulu (C&C). The reason for recommending comment instead of oppose is that they are roadways and rather small with an appraised value around \$9,000 also the likelihood of it being sold out of C&C to a private landowner is minimal.

Trustee Hulu Lindsey stated that this will affect OHA and its Kaka'ako Makai lands.

Mr. Zuri Aki stated that the parcels do not appear on the State GIS.

Ms. Doane stated that they will get the maps where we think this parcels are located and circle on the maps the areas affected.

Trustee Hulu Lindsey asked for an update on the C&C request for negotiations on the sewage lot.

Dr. Crabbe stated that at this time there have been no further discussions.

Trustee Hulu Lindsey stated that we may want to consider negotiations with regards to our parcels that are being affected.

Ms. Doane provided an update on page House Bill 622 (HB622) 87, Item 300 this bill is related to KIRC funding and will amend HRS 13-10. A hearing will be held on Friday and staff will be drafting testimony consistent with the BOT position of oppose.

Trustee Hulu Lindsey explained that the bill was not initiated by Kahoolawe Island Reserve Commission (KIRC) it was initiated by another representative. She emphasized during the budget meetings that OHA does not support KIRC taking away from OHA monies and she encouraged them to apply for a grant. It is her understanding that KIRC did apply for an OHA grant.

Ms. Doane stated that KIRC did apply for a grant from OHA.

Trustee Hulu Lindsey stated that she does not know what position the KIRC Board will take since she is not the only member of the Board but she is willing to testify on behalf of OHA if they take a positive position.

Ms. Doane stated that she will forward hearing information.

Trustee Akina asked if the recommendation was to provide comment.

Ms. Doane replied that the recommendation is to oppose the bill because the idea of the bill is to make Kaho'olawe a priority in the OHA public land trust revenues.

Trustee Apo asked if KIRC was working on a master plan.

Trustee Hulu Lindsey explained that they are working on a master plan similar to a miniature Hawaiian village to generate revenue so that they can be self-sustainable.

Ms. Doane provided an update on House Bill 865 (HB865) page 100, Item 352 it is the OHA collective bargaining bill. It has moved out of two House committees with amendments and it seemed like they would be removing the civil service provision. She will have a better update at the next meeting when the updated version is available.

Ms. Doane provided an update on Senate Bill 435 (SB435) page 160, Item 572 this is related to the OHA Trustee's approving the hiring and firing of the Deputy Director, Corporate Counsel, and Chief Financial Officer. She will continue to monitor the bill and provide an update if and when it moves forward.

Trustee Apo asked if this bill will require a Constitutional amendment.

Ms. Doane replied that this bill conflicts with the Trustees' authority to manage OHA is through the Administrator.

Trustee Apo asked if we can get an opinion from our legal counsel so that when we provide testimony we can point out that this may require a Constitutional amendment.

Ms. Doane replied that OHA's Corporate Counsel has done an analysis and it is inconsistent with the Constitution but it may not matter if they are going to change the language of the bill. She has recommended that the proposed draft be updated online so that during the hearing the discussion can be on the proposed version.

Chair Ahu Isa thanked staff for providing the update.

Ms. Doane announced that the OHA annual Legislative luncheon will be scheduled for Friday, February 17, 2017 and she will forward an invite.

BAE ACTION – Motion 1

Trustee Ahuna moved, and Trustee Machado seconded to approve Administration's recommendations on NEW BILLS (Items 1 - 142) and BILLS POSITIONS FOR RECONSIDERATION (Items 143 – 151) on the OHA Legislative Positioning Matrix dated February 8, 2017, as amended, along with the following revisions:

- **CHANGE Item 180, HB120 from Monitor → SUPPORT; and**
- **CHANGE Item 145, HB1556 from Support → COMMENT**

ITEM#	BILL#	REPORT	DESCRIPTION	Position	In BAE Meeting Change
			New Bills		
1	HB65	RELATING TO THE REDEVELOPMENT OF THE BOWL-O-DROME PROPERTY.	Authorizes general obligation bonds and appropriates funds to the Department of Hawaiian Home Lands for the redevelopment of the Bowl-O-Drome property, located at 820 Isenberg Street, with the assistance of the Hawaii Community Development Authority.	MONITOR	
2	HB126	RELATING TO SOCIAL SERVICES.	Requires certain applicants for Temporary Assistance for Needy Families benefits to undergo drug testing.	COMMENT	
3	HB133	RELATING TO CHILD ABUSE.	Requires Department of Education schools and charter schools to post signs containing the Department of Human Services hotline for reporting child abuse and neglect.	MONITOR	
4	HB143	RELATING TO STATE BONDS.	Authorizes issuance of general obligation bonds. Makes findings required by Article VII, Section 13 of the State Constitution to declare that issuance of authorized bonds will not cause the debt limit to be exceeded.	MONITOR	
5	HB145	RELATING TO NET INCOME TAX.	Restores the deduction for state taxes paid for taxpayers with income above specified thresholds. Establishes limitations on claims for itemized tax deductions, based on taxpayer's federal adjusted gross income.	MONITOR	
6	HB156	RELATING TO REIMBURSEMENT OF PHARMACISTS.	Requires insurers, mutual and fraternal benefit societies, and health maintenance organizations to recognize services provided by	MONITOR	

			pharmacists.		
7	HB169	RELATING TO HOMELESSNESS.	Establishes a working group in the Department of Human Services to seek material and services for the Next Step Shelter. Appropriates funds for the working group.	COMMENT	
8	HB194	RELATING TO MEDICAL MARIJUANA COLLECTIVES.	Authorizes certification and regulation of medical marijuana collectives comprising qualifying patients.	MONITOR	
9	HB226	RELATING TO THE LANDLORD TENANT CODE.	Eliminates the five day notification requirement for the eviction of a tenant for delinquent rent. Allows a landlord to prohibit access to a dwelling unit, including by changing the locks to the dwelling unit, upon court awarding possession of the unit. Allows a landlord to dispose of the tenant's personal property.	COMMENT	
10	HB229	RELATING TO SINGLE-FAMILY DETACHED DWELLINGS.	Prohibits the State and counties from adopting building codes that require minimum floor space or room sizes unless necessary for safety or environmental standards.	MONITOR	
11	HB231	RELATING TO THE AHA MOKU.	Clarifies that the Aha Moku Advisory Committee is placed within DLNR for administrative purposes only. Requires DLNR to provide budgetary and administrative support to the Committee. Allows the Special Land and Development Fund to be used for expenses incurred by the Committee. Appropriates funds.	COMMENT	

12	HB248	RELATING TO HEALTH INSURANCE.	Requires all health insurers, including health benefits plans under chapter 87A, HRS, to disclose on their public web sites any standards, criteria, or information used for making preauthorization decisions.	MONITOR	
13	HB270	RELATING TO THE UNIVERSITY OF HAWAII.	Prohibits all campuses of the University of Hawaii system, except the University of Hawaii at Manoa, from granting doctoral degrees.	MONITOR	
14	HB273	RELATING TO COLLECTIVE BARGAINING.	Short form bill relating to collective bargaining.	MONITOR	
15	HB309	RELATING TO IMPORTANT AGRICULTURAL LANDS.	Appropriates funds to the counties to identify and map important agricultural lands. Appropriations.	MONITOR	
16	HB328	RELATING TO IMPORTANT AGRICULTURAL LANDS.	Provides grants-in-aids to the counties for the purpose of identifying and mapping important agricultural lands.	MONITOR	
17	HB348	RELATING TO A STATE LOTTERY.	Establishes a state lottery commission to implement a lottery, the proceeds of which would be deposited into the state general fund. Appropriates funds.	MONITOR	
18	HB350	RELATING TO GENERAL EXCISE TAX EXEMPTIONS.	Provides a general excise tax exemption for medical services after December 31, 2017.	MONITOR	
19	HB362	RELATING TO INCOME TAX REDUCTION.	Decreases the income tax by twenty-five per cent for all but top income earners.	MONITOR	
20	HB373	RELATING TO HIGHER EDUCATION.	Establishes state funds matching grant program for resident undergraduate UH students with financial need and whose parents have not earned a baccalaureate or higher degree.	MONITOR	

21	HB379	RELATING TO GOVERNMENT ACCOUNTABILITY.	Requires any report of a study or an audit enacted with a legislative appropriation and conducted by an executive department or agency, including the Hawaii health systems corporation, and by the legislative reference bureau, auditor, judiciary, or Office of Hawaiian Affairs, to submit the report to the clerk of each house, senate president, speaker of the house, chairs of the appropriate subject matter committee of each house, and the legislative reference bureau library. Requires a public hearing or informational briefing within one year of receipt of report, except if waived by the senate president or speaker of the house of representatives. Excludes certain routine reports.	MONITOR	
22	HB385	RELATING TO AFTER-SCHOOL PROGRAMS.	Establishes the R.E.A.C.H (Resources for Enrichment, Athletics, Culture, and Health) Program to provide a standardized framework and funding for after-school programs in public middle and intermediate schools. Establishes a special fund to receive fees and other moneys to supplement the costs of administering and operating the R.E.A.C.H. Program. (HB385 HD1)	SUPPORT	
23	HB388	RELATING TO EDUCATION.	Re-establishes eligibility for the Preschool Open Doors Program to indicate that the program shall serve three-year-old children, in addition to four-year-old children.	MONITOR	

			Requires the Department of Human Services to report to the Legislature. Appropriates funds. (HB388 HD1)		
24	HB389	RELATING TO HOUSING.	Authorizes the issuance of general obligation bonds and appropriates funds to several state agencies for the purposes of improving and increasing the existing public and affordable housing stock in the State. Requires a report to the 2018 and 2019 legislature on the set-aside plan for upkeep and maintenance of the housing facilities to be constructed.	MONITOR	
25	HB391	RELATING TO HOMELESSNESS.	Appropriates funds to the department of human services to study the impact and feasibility of creating an integrated database of certain information related to homeless individuals for providers of homeless services.	MONITOR	
26	HB478	RELATING TO PUBLIC SAFETY.	Appropriates funds for a full-time agricultural management position and equipment for the Kulani correctional facility agriculture operation.	MONITOR	
27	HB491	RELATING TO SIDEWALKS.	Establishes and funds a two-year pilot school sidewalk maintenance and repair program that requires counties to maintain and repair sidewalks in school zones or other areas of significant school related pedestrian traffic. Requires each county to report on the status of the pilot program.	MONITOR	

28	HB496	RELATING TO EDUCATION.	Establishes an underserved complex area educator scholarship program to be administered by the department of education to address the shortage of teachers in school complex areas designated by the department as underserved. Appropriates funds for the program for 2017-2018 and 2018-2019 fiscal years.	MONITOR	
29	HB504	RELATING TO TAXATION.	Establishes an income tax deduction for political contributions.	MONITOR	
30	HB526	RELATING TO CHARTER SCHOOLS.	Creates a new bargaining unit (15) for teachers and other personnel employed by a charter school of the Department of Education.	MONITOR	
31	HB531	RELATING TO TEACHER CERTIFICATION.	Provides an additional incentive option under the Department of Education's teacher national board certification incentive program for teachers who teach in their area of certification for at least two years at a Department school.	MONITOR	
32	HB535	RELATING TO LAW ENFORCEMENT.	Requires law enforcement agencies, including county police departments, to make personnel knowledgeable in the Law Enforcement Assisted Diversion (LEAD) approach. Requires law enforcement officers, including county police officers, to implement the LEAD approach.	SUPPORT	
33	HB554	RELATING TO ORDERS FOR TREATMENT OVER OBJECTION.	Permits an administrative order to overcome a patient's objection to psychiatric treatment.	MONITOR	

34	HB570	RELATING TO MEDICAL MARIJUANA.	Short form bill relating to medical marijuana.	MONITOR	
35	HB579	RELATING TO SOCIAL AND EMOTIONAL LEARNING.	Requires the department of education to provide training on social and emotional learning to all youth-serving educators, health care professionals and counselors, and agencies and programs, as well as parents of students enrolled in public schools or public charter schools. Appropriates funds to the department of education to conduct training on social and emotional learning.	MONITOR	
36	HB601	RELATING TO THE JUDICIARY.	Makes an appropriation to establish driving while impaired courts in Kona and Hilo on Hawaii island.	MONITOR	
37	HB653	RELATING TO THE WEED AND SEED STRATEGY.	Appropriates funds as a grant-in-aid to the Honolulu Prosecuting Attorney to maintain and expand the weed and seed strategy, which is a collaborative effort to reclaim, restore, and rebuild communities.	MONITOR	
38	HB661	RELATING TO MEDICAL MARIJUANA.	Limits tetrahydrocannabinol levels in manufactured marijuana products. Requires warning labels on packaging.	MONITOR	
39	HB672	RELATING TO SCHOOL-BASED HEALTH SERVICES.	Formally establishes the Hawaii keiki: healthy and ready to learn program within the department of education. Establishes a special fund and appropriates \$4,000,000 to expand and sustain the program.	MONITOR	

40	HB701	RELATING TO OPERATING A VEHICLE UNDER THE INFLUENCE OF AN INTOXICANT.	Amends the definition of "drug" for Operating a Vehicle Under the Influence of an Intoxicant (OVUII) offenses under Chapter 291E, Hawaii Revised Statutes.	MONITOR	
41	HB711	RELATING TO ABSENTEE VOTING.	Requires absentee ballots to be mailed not later than the closing of the polls on any election day and to be received by the clerk not later than three days following the closing of the polls on any election day.	MONITOR	
42	HB730	RELATING TO CRIMINAL HISTORY RECORD CHECKS.	Requires counties that regulate public passenger vehicle services to establish standards to protect passenger safety. Requires operators of public passenger vehicle services to provide a full set of electronic fingerprints and submit to a criminal history record check.	MONITOR	
43	HB857	RELATING TO POST-SECONDARY EDUCATION.	Grants tuition waivers to students at the community colleges who meet certain criteria. Allows unexpended funds to carryover to fiscal years 2018-2019 and 2019-2020 to fund tuition waivers in the University of Hawaii System.	MONITOR	
44	HB872	RELATING TO CHAPTER 302D, HAWAII REVISED STATUTES.	Requires that the appropriation made to the Public Charter School Commission be apportioned to other authorizers. Requires that authorizers meet similar governance requirements as the Public Charter School Commission.	MONITOR	

45	HB910	RELATING TO THE OFFICE OF HAWAIIAN EDUCATION.	Appropriates funds for the Office of Hawaiian Education of the Department of Education.	MONITOR	
46	HB931	RELATING TO TAXATION.	Expands the income tax credit for low-income household renters, based on adjusted gross income and filing status. Adjusts the tax credit for inflation. Applies to taxable years beginning after 12/31/2017.	SUPPORT	
47	HB932	RELATING TO TAXATION.	Gradually increases the credit amounts and amends the income brackets of the refundable food/excise tax credit. Repeals the sunset date of Act 223, SLH 2015, which amended the food/excise tax credit.	SUPPORT	
48	HB933	RELATING TO TAXATION.	Establishes a working families tax credit. Requires the Department of Taxation to prepare an annual report on the tax credit's usage for the previous year.	SUPPORT	
49	HB947	RELATING TO LAND.	Increases the acreage from 15 acres to 25 acres for district boundary reclassifications requiring the approval of the Land Use Commission.	OPPOSE	
50	HB972	RELATING TO COLLEGE SERVICE CORPS.	Establishes the Hawaii college service corps to provide recent high school graduates with tuition waivers and college credit for participation in qualifying college service corps programs.	MONITOR	
51	HB1094	RELATING TO PERSONAL PRIVACY.	Specifies certain content of Department of Hawaiian Home Lands homestead applicant and lessee files are not required to be disclosed.	MONITOR	

52	HB1095	RELATING TO THE HAWAIIAN HOMES COMMISSION.	Amends the Hawaiian Homes Commission Act to reduce the number of commissioners that are residents of the city and county of Honolulu and adds a commissioner from the island of Lanai.	SUPPORT	
53	HB1098	RELATING TO HOMELESS SHELTERS.	Establishes that emergency shelters may provide partitioned space for homeless persons or families based upon guidelines determined by the department of human services. Extends the effective date for Act 234, Session Laws of Hawaii 2016, section 6(b) by one year.	MONITOR	
54	HB1156	RELATING TO THE UNIVERSITY OF HAWAII RESEARCH.	Provides express legal authority to enable the University of Hawaii to create, promote, and participate in new economic enterprises and expand workforce opportunities based on inventions and discoveries generated by or at the University.	MONITOR	
55	HB1161	RELATING TO THE UNIVERSITY OF HAWAII.	Amends various session laws and sections of chapter 304A, Hawaii Revised Statutes, to repeal legislative reporting requirements.	MONITOR	
56	HB1169	RELATING TO THE UNIVERSITY OF HAWAII.	Requires UH to promote careers in teaching to high school students. Appropriates funds.	MONITOR	
57	HB1179	RELATING TO HOUSING.	Expands the types of rental housing projects that can be exempted from general excise taxes. Allows the terms of collective bargaining agreements and associated provisions to be deemed the prevailing wages and terms serving as the basis of	MONITOR	

			compliance with chapter 104, Hawaii Revised Statutes, for the construction of certain rental housing projects.		
58	HB1186	PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE CONSTITUTION OF THE STATE OF HAWAII TO AMEND THE TIMEFRAME TO RENEW THE TERM OF OFFICE OF A JUSTICE OR JUDGE AND REQUIRE CONSENT OF THE SENATE FOR A JUSTICE OR JUDGE TO RENEW A TERM OF OFFICE.	Proposes a constitutional amendment to amend the timeframe to renew the term of office of a justice or judge and require consent of the senate for a justice or judge to renew a term of office.	COMMENT	
59	HB1209	RELATING TO HEALTH.	Beginning January 1, 2018, requires all sugar-sweetened beverages to contain a warning label.	SUPPORT	
60	HB1272	RELATING TO IMPROVING ACCESS TO PSYCHIATRIC CARE FOR MEDICAID PATIENTS.	Specifies that coverage for telehealth under the State's medicaid managed care and fee-for-service programs includes psychiatric services provided through a coordinated care manager who is present in a primary health care provider's office through telehealth.	MONITOR	

61	HB1279	RELATING TO AGRICULTURAL FOOD PRODUCTION.	Appropriates funds for the University of Hawaii, West Oahu, to expand its existing programs and develop new means to increase food security and self-sufficiency in the State.	MONITOR	
62	HB1280	RELATING TO ENERGY MODERNIZATION AT THE DEPARTMENT OF EDUCATION.	Facilitates development and use of electric microgrids powered by renewable energy and operated by the Department of Education at public schools and other properties of the Department, by exempting them from regulation as a public utility by the Public Utilities Commission. Adds a definition for "microgrid".	MONITOR	
63	HB1281	RELATING TO HOMELESSNESS.	Establishes a three-year Work-for-a-Day Pilot Program that provides homeless individuals with work opportunities and connects them with service providers. Appropriates funds.	MONITOR	
64	HB1288	RELATING TO LICENSURE OF CERTIFIED PROFESSIONAL MIDWIVES.	Establishes licensure requirements for the practice of midwifery. Requires the Director of Commerce and Consumer Affairs to adopt rules regulating the practice of midwifery.	COMMENT	
65	HB1298	RELATING TO ANIMALS.	Prohibits tethers and certain other types of restraints that are known to endanger dogs or prevent dogs from receiving necessary sustenance. Specifies penalties.	MONITOR	

66	HB1315	PROPOSING AN AMENDMENT TO ARTICLE II, SECTION 1, OF THE HAWAII STATE CONSTITUTION TO CHANGE THE AGE QUALIFICATION FOR VOTING IN STATE OR LOCAL ELECTIONS.	Proposes a constitutional amendment to allow individuals who are seventeen years of age but will be eighteen years of age on or before the next state or local general election to vote at the state or local primary election immediately preceding the state or local general election by which the citizen will attain the age of eighteen.	MONITOR	
67	HB1384	RELATING TO FIRE SPRINKLERS.	Makes permanent the prohibition on the counties from requiring fire sprinklers in specific family dwelling units and agricultural and aquacultural buildings, but allows counties to require sprinklers for any new home that requires a variance from access road or fire fighting water supply requirements.	MONITOR	
68	HB1434	RELATING TO LABOR.	Requires employers of twenty-five or more food establishment workers to provide the workers with paid time off for illness and preventive medical care of the worker and the worker's spouse and children and for treatment arising from domestic violence or sexual assault.	MONITOR	
69	HB1435	RELATING TO THE HAWAII HURRICANE RELIEF FUND COMPREHENSIVE LOSS REDUCTION PLAN.	Clarifies that the comprehensive loss reduction plan of the HHRF shall include implementing building code requirements for hurricane standards in accordance with state building code and design standards.	MONITOR	

70	HB1436	RELATING TO AWARDED FEDERAL EMERGENCY MANAGEMENT AGENCY HAZARD MITIGATION GRANT.	Appropriates \$75,000 to DAGS to update statewide standards for hurricane mitigation. Anticipates full reimbursement by a Federal Emergency Management Agency hazard mitigation grant awarded to DAGS.	MONITOR	
71	HB1448	RELATING TO SCHOOL MEALS.	Requires the Department of Education to provide free school meals to children who are eligible for free or reduced-price school meals, based on the United States Department of Agriculture's most current Income Eligibility Guidelines.	MONITOR	
72	HB1456	RELATING TO IMPORTANT AGRICULTURAL LANDS.	Requires that 50 percent of lands designated as important agricultural lands be set aside for production of agricultural commodities for local sale and consumption.	COMMENT	
73	HB1470	RELATING TO TAXATION.	Allows hosting platforms registered with the department of taxation to act as tax collectors on behalf of the short-term rental lodging operators and applies the general excise tax on short-term rental lodging. Requires hosting platforms to report detailed operator information, including addresses and number of booking transactions, with the filing of tax returns and requires short-term rental lodging operators to keep records of each booking transaction for a period of at least three years. Limits the number of short-term rental lodging units that can be registered by any one	COMMENT	

			operator and sets a cap of the number of nights permitted. Creates a surcharge on short-term rental lodging in the State to fund supportive services for Hawaii's homeless.		
74	HB1485	RELATING TO SOIL CONTROL.	Requires any person initiating a land disturbing activity to present a conservation plan for the activity to the affected neighborhood board or equivalent body prior to initiating the activity.	MONITOR	
75	HB1486	RELATING TO NATIVE HAWAIIAN COMMUNITIES.	Reallocates \$1,000,000 from the transient accommodations tax revenues for the operation of the Hawaiian center and the museum of Hawaiian music and dance at the Hawaii convention center to structural improvements to parks and public facilities to be determined with community input; provided that the improvements include creating space for health promotion activities and physical activity, and creating a Native Hawaiian sense of place.	MONITOR	
76	HB1508	RELATING TO ENERGY EFFICIENCY.	Requires the Department of Accounting and General Services to conduct a building energy efficiency pilot program. Requires all state buildings built or renovated	MONITOR	

			after July 1, 2020, to incorporate certain energy efficient practices. Appropriates funds.		
77	HB1537	RELATING TO LAND EXCHANGE.	Allows the governor to negotiate land exchanges to acquire lands that are suitable for long-term diversified agricultural production. Requires a report to the legislature.	COMMENT	
78	HB1549	RELATING TO INCLUSIONARY ZONING.	Provides that a county shall not impose an inclusionary zoning requirement on a housing development offered exclusively for sale to buyers earning 120% or less of the area median income.	MONITOR	
79	HB1554	PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 3, OF THE HAWAII STATE CONSTITUTION RELATING TO THE POWERS OF THE BOARD OF EDUCATION.	Amends the Hawaii Constitution to make policy decisions made by the board of education subject to approval by an education advisory council.	MONITOR	
80	HB1577	RELATING TO COMPOSTING.	Establishes a composting pilot project in DOE schools. Establishes a pilot project working group. Appropriates funds.	MONITOR	
81	SB12	RELATING TO HOUSING.	Amends the household income level and unit availability eligibility requirements for the provision of low-income housing and mixed-income rental project loans and grants made from the Rental Housing Revolving Fund.	COMMENT	

82	SB216	RELATING TO CHILD VISITATION.	Adds as prerequisites to awarding visitation that the court finds that awarding visitation to grandparent is in the best interest of the child and that denial of reasonable grandparent visitation rights would cause significant harm to the child. Clarifies procedures for awarding visitation. Deletes duplicative provision of awarding grandparents reasonable visitation rights.	MONITOR	
83	SB228	MAKING AN APPROPRIATION FOR RESEARCH, DEVELOPMENT, MARKETING, AND CONSERVATION OF 'ULU.	Appropriates funds for the research, development, marketing, and conservation of 'ulu.	MONITOR	
84	SB243	RELATING TO TRAINING.	Requires police commissions to establish and police officers to complete training programs on cultural competency and implicit bias and racial and ethnic sensitivity. Requires DPS to establish and public safety officers to complete training programs on cultural competency and implicit bias and racial and ethnic sensitivity. Requires police commissions to ensure that all full-time police officers receive crisis intervention training related to interaction with persons with mental disabilities. Requires police commissions to establish policies for officer interaction with persons with mental disabilities and homeless persons.	SUPPORT	

85	SB298	RELATING TO SCHOOLS.	Establishes a workforce readiness program within the department of education to allow students to graduate from an extended high school enrollment with a high school diploma and an industry-recognized associate's degree. Appropriates moneys to develop and implement the program.	MONITOR	
86	SB328	PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE CONSTITUTION OF THE STATE OF HAWAII TO AMEND THE TIMEFRAME TO RENEW THE TERM OF OFFICE OF A JUSTICE OR JUDGE AND REQUIRE CONSENT OF THE SENATE FOR A JUSTICE OR JUDGE TO RENEW A TERM OF OFFICE.	Proposes a constitutional amendment to amend the timeframe to renew the term of office of a justice or judge and require consent of the senate for a justice or judge to renew a term of office.	COMMENT	
87	SB334	RELATING TO ELECTIONS.	Enacts voting by mail uniformly across all counties for all elections commencing in 2020. Repeals and amends provisions relating to polling places, including absentee polling places. Establishes voter service centers to accommodate personal delivery of ballots. Appropriates funds.	SUPPORT	

88	SB348	RELATING TO THE HAWAII PUBLIC SERVICE LOAN FORGIVENESS PROGRAM.	<p>Creates a public service loan forgiveness program and revolving fund in the University of Hawaii.</p> <p>Establishes eligibility and repayment requirements for individuals who complete an associate, bachelor, or graduate degree program within the University of Hawaii system and agree to work full-time for the State or county for a specified number of years as determined by the university.</p>	MONITOR	
89	SB428	RELATING TO ELECTIONS.	<p>Beginning with the primary election in 2018, requires the office of elections to implement election by mail in a county with a population of fewer than 100,000 and beginning with the 2020 primary election, implement election by mail in each of the other counties for all elections. Establishes an election by mail system, including requirements for ballots, replacement ballots, deficient return of ballots, electronic transmission of replacement ballots under certain circumstances, ballot counting, voter service centers, places of deposit, and election expenses and responsibilities. Establishes procedures for postponed elections. Makes conforming amendments to provide for an election by mail system. Allows voters in an election by mail system to request that their ballots be temporarily forwarded to another address in or outside of the State for a</p>	SUPPORT	

			<p>single election or a primary or special primary election and the election immediately following it. Appropriates funds for the implementation and administration of the elections by mail program.</p> <p>Requires the office of elections to submit annual reports to the legislature from 2018 to 2024 regarding implementing the elections by mail program.</p>		
90	SB459	RELATING TO ELECTIONS.	<p>Requires elections by mail, beginning first with certain counties in the 2018 primary election, until the 2022 primary elections, when all elections are to be by mail. Clarifies the election laws to provide for elections by mail, including defining "absentee voting" and "election by mail", and stating how absentee ballots are to be prepared for counting and how and when the ballots are counted.</p>	SUPPORT	
91	SB482	RELATING TO AFFORDABLE HOUSING.	<p>Extends the window for a county council to approve or disapprove affordable housing projects that are exempt from planning, zoning, and construction standards, from forty-five days to sixty days.</p>	MONITOR	

92	SB485	RELATING TO LAND USE.	Expands the threshold size of land areas that are processed by LUC for district boundary amendments from 15 acres to 30 acres.	OPPOSE	
93	SB496	RELATING TO SOCIAL AND EMOTIONAL LEARNING.	Requires the department of education to provide training on social and emotional learning to all youth-serving educators, health care professionals and counselors, and agencies and programs, as well as parents of students enrolled in public schools or public charter schools. Appropriates funds to the department of education to conduct training on social and emotional learning.	MONITOR	
94	SB497	RELATING TO PRESCHOOL OPEN DOORS PROGRAM.	Expands the qualifying age for the preschool open doors program to children four years old and younger.	MONITOR	
95	SB500	RELATING TO AFTER-SCHOOL PROGRAMS.	Establishes the R.E.A.C.H (resources for enrichment, athletics, culture, and health) program in the office of youth services to provide a standardized framework and funding for after-school programs in public middle and intermediate schools. Establishes that the R.E.A.C.H. program will be run by a program specialist to be appointed by the governor. Establishes a special fund to receive fees and other moneys to supplement the costs of administering and operating the R.E.A.C.H. program. Requires the office of youth services to report to the legislature.	SUPPORT	

96	SB510	RELATING TO SCHOOL-BASED HEALTH SERVICES.	Formally establishes the Hawaii keiki: healthy and ready to learn program within the department of education. Establishes a special fund and appropriates \$4,000,000 to expand and sustain the program.	MONITOR	
97	SB516	RELATING TO DOMESTIC VIOLENCE.	Allows an employee to take family leave in addition to victim leave when the leave is related to domestic or sexual violence against the employee or the employee's minor child. Requires an employee to submit certification related to domestic or sexual violence of the employee or the employee's minor child. Requires employer confidentiality of information related to domestic or sexual violence against the employee or the employee's minor child.	MONITOR	
98	SB521	RELATING TO PUBLIC EMPLOYMENT.	Establishes a 6-week paid maternity and paternity leave policy for government employees to ensure that Hawaii's working families are adequately supported during times of needing to provide care to a newborn or bond with a new child.	MONITOR	
99	SB548	RELATING TO MARIJUANA.	Legalizes the personal use, possession, and sale of marijuana in a specified quantity. Requires licensing to operate marijuana establishments. Subjects marijuana establishments to excise taxes and income taxes.	MONITOR	
100	SB560	RELATING TO HAWAIIAN LANGUAGE.	Appropriates funds to the University of Hawai'i to translate the Hawai'i state constitution into the Hawaiian	MONITOR	

			language.		
101	SB565	RELATING TO ESCAPE FROM WORK FURLOUGH.	Limits the additional time that an inmate may be sentenced to serve after escaping from a work furlough program and without committing a new crime before voluntarily returning or being apprehended.	MONITOR	
102	SB613	RELATING TO PUBLIC SAFETY.	Appropriates funds for a full-time agricultural management position and equipment for the Kulani correctional facility agriculture operation.	MONITOR	
103	SB614	RELATING TO PUBLIC SAFETY.	Deletes the sunset provision for Act 139, Session Laws of Hawaii 2012, to make permanent provisions of the Act regarding pretrial risk assessments and parole.	SUPPORT	
104	SB656	RELATING TO INVASIVE SPECIES.	Requires the Department of Agriculture to establish a pilot pesticide treatment coupon project and a little fire ant site map for the county of Hawaii. Requires report to the Legislature on project implementation. Appropriates funds.	MONITOR	
105	SB776	RELATING TO INVASIVE SPECIES PROGRAM ADMINISTRATION.	Restructures the Hawaii invasive species council as the Hawaii invasive species authority, administratively attached to the department of agriculture, to coordinate implementation of the Hawaii interagency biosecurity plan and to improve coordination of the State's invasive species prevention, early detection, rapid response, control, enforcement, and outreach programs. Appropriates funds to implement the authority	MONITOR	

			and relevant interagency invasive species projects.		
106	SB807	RELATING TO LOCALLY GROWN FOOD.	Establishes the farm to school grant program to provide grants to farmers participating in the Hawaii farm to school program. Creates the farm to school grant program special fund. Makes an appropriation.	MONITOR	
107	SB811	RELATING TO VOTING.	Beginning on January 1, 2018, requires that any person who is eligible to vote and applies for a new or renewed motor vehicle driver's license, provisional license, instruction permit, limited purpose driver's license, limited purpose provisional driver's license, limited purpose instruction permit, or identification card shall be automatically registered to vote if that person is not already registered to vote; provided that upon receipt of notification from the respective county clerk the applicant shall have twenty-one calendar days to opt-out of automatic voter registration. Makes an appropriation.	SUPPORT	

108	SB814	RELATING TO MARIJUANA.	Authorizes the counties to adopt ordinances to legalize marijuana cultivation, possession, sale, transfer, and use, for persons over the age of twenty-one. Clarifies that penal code provisions pertaining to drug and intoxicating compounds offenses do not apply to counties that have adopted ordinances legalizing marijuana and adopted administrative rules to regulate marijuana.	MONITOR	
109	SB855	RELATING TO ELECTIONS.	Requires an affidavit on an application for voter registration to be included as part of the application for driver's licenses and civil identification cards. Prevents processing of application for driver's licenses or civil identification cards unless a voter affidavit is complete or declined. Provides that the submission of a voter registration application either to register to vote or update the voter's registration information constitutes a request for permanent absentee voter status unless the applicant specifically indicates the applicant does not wish to be a permanent absentee voter.	SUPPORT	
110	SB860	RELATING TO PUBLIC AGENCY MEETINGS.	Allows two or more members, without limitation on the number of members, of a board to discuss the selection of the board's officers in private without limitation or subsequent reporting.	MONITOR	

111	SB892	RELATING TO COVERED OFFENDER REGISTRATION.	Allows the attorney general to disclose confidential covered offender registration information to criminal justice agencies for administration of criminal justice and covered offender registration purposes and to disclose an indication of a covered offender's requirement to register in response to a fingerprint-based state and national criminal history record check conducted pursuant to section 846-2.7, Hawaii Revised Statutes.	MONITOR	
112	SB958	RELATING TO PUBLIC SCHOOL INNOVATION GRANTS.	Establishes the public school innovation grants program to support school-level innovations; authorizes the board of education to administer the grants program; provides a funding mechanism for these grants; establishes a special fund.	MONITOR	
113	SB960	RELATING TO PERSONAL PRIVACY.	Specifies certain content of Department of Hawaiian Home Lands homestead applicant and lessee files are not required to be disclosed.	MONITOR	
114	SB961	RELATING TO THE HAWAIIAN HOMES COMMISSION.	Amends the Hawaiian Homes Commission Act to reduce the number of commissioners that are residents of the city and county of Honolulu and adds a commissioner from the island of Lanai.	SUPPORT	
115	SB999	RELATING TO PAROLE.	Specifies that funds for discharged persons be subject to legislative appropriation. Clarifies circumstances under which the Hawaii Paroling Authority may grant early discharges.	MONITOR	

116	SB1039	RELATING TO PUBLIC SAFETY.	Requires PSD to work with the Social Security Administration to enter into an agreement to obtain replacement social security cards for inmates. Requires PSD, in conjunction with DOH, DOT, and the examiner of drivers of each county, to provide Hawaii-born inmates with copies of birth certificates and driver's licenses or state ID cards. Requires PSD to assist inmates born outside of Hawaii to obtain birth certificates and photo IDs.	SUPPORT	
117	SB1048	RELATING TO THE HAWAII WATER CARRIER ACT.	Clarifies that the public utilities commission may make a finding of public convenience and necessity and may issue a certificate regardless of whether the evidence in the record indicates that the issuance of the certificate would diminish an existing water carrier's ability to realize its allowed rate of return or if the certificate would allow an applicant to serve only high-margin or high-profit ports or lines of service that are currently served by an existing carrier. Effective 7/1/18.	MONITOR	
118	SB1056	RELATING TO INCOME TAX BENEFITS FOR SEAWATER AIR CONDITIONING.	Encourages purchase of chilled water for use in an air conditioning system and investment in seawater air conditioning systems by providing tax credits.	MONITOR	
119	SB1057	RELATING TO SEAWATER AIR CONDITIONING.	Authorizes the issuance of general obligation bonds for seawater air conditioning facilities for certain state buildings in the Capitol District.	MONITOR	

120	SB1066	RELATING TO ELECTIONS.	<p>Beginning with the primary election in 2018, requires the office of elections to implement election by mail in a county with a population of fewer than 100,000 and beginning with the 2020 primary election, implement election by mail in each of the other counties for all elections. Establishes an election by mail system, including requirements for ballots, replacement ballots, deficient return of ballots, electronic transmission of replacement ballots under certain circumstances, ballot counting, voter service centers, places of deposit, and election expenses and responsibilities. Establishes procedures for postponed elections. Makes conforming amendments to provide for an election by mail system. Allows voters in an election by mail system to request that their ballots be temporarily forwarded to another address in or outside of the State for a single election or a primary or special primary election and the election immediately following it. Appropriates funds for the implementation and administration of the elections by mail program.</p> <p>Requires the office of elections to submit annual reports to the legislature from 2018 to 2024 regarding implementing the elections by mail program.</p>	SUPPORT
-----	--------	------------------------	--	---------

121	SB1100	RELATING TO RECORDS MANAGEMENT.	Requires the department of education to set a standard for retention of student records of not less than one hundred years. Allows the department of education to partner with the Hawaii correctional industries program to establish a three-year student records modernization pilot project.	MONITOR	
122	SB1170	RELATING TO GOVERNMENT ACCOUNTABILITY.	Requires any report of a study or an audit enacted with a legislative appropriation and conducted by an executive department or agency, including the Hawaii health systems corporation, and by the legislative reference bureau, auditor, judiciary, or Office of Hawaiian Affairs, to submit the report to the clerk of each house, senate president, speaker of the house, chairs of the appropriate subject matter committee of each house, and the legislative reference bureau library. Requires a public hearing or informational briefing within one year of receipt of report, except if waived by the senate president or speaker of the house of representatives. Excludes certain routine reports.	MONITOR	

123	SB1202	RELATING TO TAXATION.	<p>Allows hosting platforms registered with the department of taxation to act as tax collectors on behalf of the short-term rental lodging operators and applies the general excise tax on short-term rental lodging. Requires hosting platforms to report detailed operator information, including addresses and number of booking transactions, with the filing of tax returns and requires short-term rental lodging operators to keep records of each booking transaction for a period of at least three years. Limits the number of short-term rental lodging units that can be registered by any one operator and sets a cap of the number of nights permitted. Creates a surcharge on short-term rental lodging in the State to fund supportive services for Hawaii's homeless.</p>	COMMENT	
124	SB1209	RELATING TO THE SUNSHINE LAW.	<p>Removes the limit on the number of board members allowed to have private discussions regarding the selection of the board's officers.</p>	MONITOR	

125	SB1271	PROPOSING AN AMENDMENT TO ARTICLE II, SECTION 1, OF THE HAWAII STATE CONSTITUTION TO CHANGE THE AGE QUALIFICATION FOR VOTING IN STATE OR LOCAL ELECTIONS.	Proposes a constitutional amendment to allow individuals who are seventeen years of age but will be eighteen years of age on or before the next state or local general election to vote at the state or local primary election immediately preceding the state or local general election by which the citizen will attain the age of eighteen.	MONITOR	
126	SB1272	RELATING TO VOTING.	Part II: Allows an individual who is seventeen years of age but will be eighteen years of age on or before the next state or local general election to register and vote at the state or local primary election immediately preceding that state or local general election. Takes effect upon ratification of an appropriate constitutional amendment. Part III: Provides that in the case of an unopposed candidate in any state or local election, the candidate's name shall appear on the general election ballot.	MONITOR	
127	SB1309	RELATING TO LAND EXCHANGE.	Allows the governor to negotiate land exchanges to acquire lands that are suitable for long-term diversified agricultural production. Requires a report to the legislature.	OPPOSE	
128	SB1312	RELATING TO THE LICENSURE OF MIDWIVES.	Establishes mandatory licensing for midwives. Effective 7/1/2019. Establishes temporary advisory committee on midwife licensing until 7/1/19.	COMMENT	

129	HCR24		SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW AND APPROVAL OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON A LAND EXCHANGE.	COMMENT	
130	HCR26		AUTHORIZING THE AMENDMENT OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KAILUA, KOOLAUPOKO, OAHU, FOR THE SEAWALL AND BOAT RAMP, AND FOR THE USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON.	MONITOR	
131	HCR27		AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT WAIMANALO, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING PIER, AND FOR USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON.	MONITOR	
132	HCR30		AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KANEOHE, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL, BOAT RAMP, AND PIER, AND FOR USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON.	MONITOR	

133	SCR30		SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW AND APPROVAL OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON A LAND EXCHANGE.	COMMENT	
134	SCR41		AUTHORIZING THE ISSUANCE OF A SIXTY-FIVE YEAR TERM, NON-EXCLUSIVE EASEMENT FOR REPAIR AND MAINTENANCE OF THE EXISTING SEAWALL SEAWARD OF AND FRONTING TAX MAP KEY NUMBER: (2) 3-9-11:7; WAIOHULU-KEOKEA HOMESTEADS AND BEACH LOTS, WAIOHULU-KEOKEA (KIHEI), WAILUKU, MAUI, HAWAII.	MONITOR	
135	SCR42		AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KANEOHE, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL, BOAT RAMP, AND PIER, AND FOR USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON.	MONITOR	
136	SCR43		AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KANEOHE, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING PIER, AND FOR THE USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS	MONITOR	

			CONSTRUCTED THEREON.		
137	SCR44		AUTHORIZING THE AMENDMENT OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KAILUA, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL AND BOAT RAMP, AND FOR USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON.	MONITOR	
138	SCR46		AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT WAIMANALO, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING PIER, AND FOR USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON.	MONITOR	
139	SCR47		AUTHORIZING THE AMENDMENT OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KAILUA, KOOLAUPOKO, OAHU, FOR THE SEAWALL AND BOAT RAMP, AND FOR THE USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON.	MONITOR	

140	HR12		<p>AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KANEOHE, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL, BOAT RAMP, AND PIER, AND FOR USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON.</p>	MONITOR	
141	SR9		<p>AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KANEOHE, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL, BOAT RAMP, AND PIER, AND FOR USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON.</p>	MONITOR	
142	SR10		<p>AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KANEOHE, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING PIER, AND FOR THE USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON.</p>	MONITOR	

Bill Positions for Reconsideration					
Item #	BILL #	REPORT	DESCRIPTION	Position	In BAE Meeting Change
143	HB764	RELATING TO PUBLIC LAND LEASING.	Requires the extension of public land leases to seventy-five years for affordable housing projects when Federal Housing Administration requirements need to be met for project funding.	MONITOR > COMMENT	
144	HB1100	RELATING TO PUBLIC LANDS.	Exempts lands to which Hawaii Public Housing Authority holds title from the definition of "public lands" in section 171-2, Hawaii Revised Statutes.	MONITOR > COMMENT	
145	HB1556	RELATING TO DESECRATION.	Reduces the requisite state of mind for the criminal offense of desecration from "intentionally" to "knowingly". Simplifies the definition of "desecrate".	SUPPORT > SUPPORT WITH AMENDMENTS	SUPPORT > COMMENT
146	SB629	RELATING TO THE LAND USE COMMISSION.	Provides the Land Use Commission with the power to amend, revise, or modify a decision and order granting a district boundary amendment, or fine a petitioner, when there has been a finding by the Land Use Commission that a petitioner or its successors or assigns have not adhered to the conditions imposed by the commission.	MONITOR > SUPPORT	

147	SB848	RELATING TO HIGHER EDUCATION.	Establishes the Hawaiian language university college as an autonomous entity within the University of Hawaii system to be located at the University of Hawaii at Hilo. Implements an indigenous university college model by transferring the University of Hawaii at Hilo Hawaiian language college's rights, duties, powers, and functions to the Hawaiian language university college. Mandates the Hawaiian language university college and University of Hawaii at Hilo to enter into a memorandum of agreement by the end of the 2017-2018 academic year to establish shared operations and administration.	SUPPORT > MONITOR	
148	SB966	RELATING TO PUBLIC LANDS.	Exempts lands to which Hawaii Public Housing Authority holds title from the definition of "public lands" in section 171-2, Hawaii Revised Statutes.	MONITOR > COMMENT	
149	SB1307	RELATING TO LAND USE.	Allows county councils to establish Neighborhood Revitalization Boards to be administered by the counties for the purpose of developing neighborhood revitalization plans for areas in each county. Allows Neighborhood Revitalization Boards to request funding from the state legislature and requires the counties to provide at least twenty per cent matching funds for any neighborhood revitalization plan or project that receives state funds.	SUPPORT WITH AMENDMENTS > COMMENT	

150	HCR23		APPROVING THE CONVEYANCE OF CERTAIN HAWAII COMMUNITY DEVELOPMENT AUTHORITY LANDS TO THE CITY AND COUNTY OF HONOLULU.	SUPPORT > COMMENT	
151	SCR29		APPROVING THE CONVEYANCE OF CERTAIN HAWAII COMMUNITY DEVELOPMENT AUTHORITY LANDS TO THE CITY AND COUNTY OF HONOLULU.	SUPPORT > COMMENT	
180	HB120	RELATING TO HAWAIIAN AFFAIRS.	Short form bill relating to Hawaiian affairs.	MONITOR	MONITOR> SUPPORT

TRUSTEE		1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
DAN	AHUNA	X		X			
ROWENA	AKANA	<i>Not present during the time vote was taken</i>					
KELI'I	AKINA			X			
PETER	APO			X			
HULU	LINDSEY			X			
ROBERT	LINDSEY			X			
COLETTE	MACHADO		X	X			
JOHN	WAIHE'E			X			
CHAIR LEI	AHU ISA			X			
TOTAL VOTE COUNT				8	0	0	

The motion carried unanimously with all eight (8) members present voting aye.

BAE ACTION – Motion 2

Trustee Ahuna moved, and Trustee Machado seconded to approve Administration’s recommendation on Item 178, HB118 changing from Monitor → SUPPORT

Trustee Ahuna stated that he has received several emails from beneficiaries asking for support of this bill.

Trustee Akina asked Trustees’ to consider that this bill is not helpful to OHA and not the way we would like to handle things.

Item #	BILL #	REPORT	DESCRIPTION	POSITION	In BAE Meeting Change
178	HB118	RELATING TO HAWAIIAN AFFAIRS.	Short form bill relating to Hawaiian affairs.	MONITOR	MONITOR> SUPPORT

TRUSTEE		1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
DAN	AHUNA	X		X			
ROWENA	AKANA	Not present during the time vote was taken					
KELI'I	AKINA				X		
PETER	APO			X:2		X:1	
CARMEN HULU	LINDSEY					X:1, X:2 = ABSTAIN	
ROBERT	LINDSEY			X			
COLETTE	MACHADO		X	X			
JOHN	WAIHE'E					X:1, X:2 = ABSTAIN	
ACTING CHAIR LEI	AHU ISA					X:1, X:2 = ABSTAIN	
TOTAL VOTE COUNT				4	1	3	

The motion failed with four (4) yes votes, one (1) no vote, and three (3) abstentions.

BAE ACTION - Motion 3

Trustee Waihe'e moved, and Trustee Ahuna seconded to approve Administration's recommendation on Item 178, HB118 changing from Monitor → COMMENT

Item #	BILL #	REPORT	DESCRIPTION	POSITION	In BAE Meeting Change
178	HB118	RELATING TO HAWAIIAN AFFAIRS.	Short form bill relating to Hawaiian affairs.	MONITOR	MONITOR> COMMENT

Trustee Akina asked if Trustees are able to weigh into the comments our team presents to the Legislature.

Trustee Hulu Lindsey replied that Trustees are able to weigh in through the Board and it has to be agreed upon by all the Trustees.

Trustee Akina asked if some of his analysis can be included within the comments being shared to the Legislature.

Trustee Machado stated that she does not agree with Trustees reviewing the comments and she would like to have a checks and balance in place.

Ms. Jocelyn Doane explained that normally when the Trustees have a difference of opinion about a bill and we are commenting only we will try to capture the consensus of Trustees and can be agreed upon.

Trustee Akina asked if he can trust that the comments will include that there was a difference of opinion and what some of those issues were.

Ms. Doane said that they will include the difference of opinions during discussions.

TRUSTEE		1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
DAN	AHUNA	X		X			
ROWENA	AKANA	Not present during the time vote was taken					
KELI'I	AKINA					X:1, X:2 = ABSTAIN	
PETER	APO			X			

CARMEN HULU	LINDSEY			X		
ROBERT	LINDSEY			X		
COLETTE	MACHADO		X	X		
JOHN	WAIHE'E			X		
ACTING CHAIR LEI	AHU ISA			X		
TOTAL VOTE COUNT				7	0	1

The motion passed with seven (7) yes votes, zero (0) no votes, and one (1) abstention.

V. Beneficiary Comments

None.

VI. Announcements

None.

VII. Adjournment

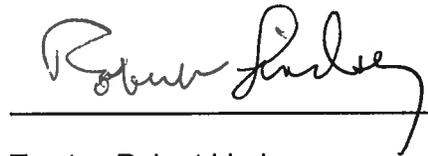
Being no further business Trustee Ahuna moved, and Trustee Waihe'e seconded to adjourn the meeting at 3:01 pm.

Respectfully Submitted,

A handwritten signature in cursive script, reading "Lady Garrett", positioned above a horizontal line.

Lady Garrett
Trustee Aide
Committee on Beneficiary Advocacy and Empowerment

As approved by the Committee on Beneficiary Advocacy and Empowerment on March 1, 2017.

A handwritten signature in cursive script, reading "Robert Lindsey", positioned above a horizontal line.

Trustee Robert Lindsey
Chairperson
Committee on Beneficiary Advocacy and Empowerment

ATTACHMENT(s):

- 2017 OHA Legislative Positioning – Matrix 1 dated February 8, 2017
- 2017 OHA Legislative Positioning – Matrix 2 dated February 8, 2017