

PHONE (808) 594-1888
Committee on Beneficiary Advocacy and Empowerment
Trustee Robert K. Lindsey, Jr., Hawai'i, *Chair*
Trustee Dan Ahuna, Kaua'i / Ni'ihau, *Vice-Chair*
Members
Trustee Leina'ala Ahu Isa, At-Large
Trustee Rowena Akana, At-Large
Trustee Keli'i Akina, At-Large
Trustee Peter Apo, O'ahu
Trustee Carmen Hulu Lindsey, Maui
Trustee Colette Y. Machado, Moloka'i / Lāna'i
Trustee John Waihe'e, IV, At-Large



FAX (808) 594-1865

**STATE OF HAWAII
OFFICE OF HAWAIIAN AFFAIRS**

**MEETING OF THE COMMITTEE ON
BENEFICIARY ADVOCACY AND EMPOWERMENT**

DATE: Wednesday, September 5, 2018
TIME: 1:00 p.m.
PLACE: OHA Boardroom
Nā Lama Kukui
560 N. Nimitz Highway
Honolulu, Hawai'i 96817

AGENDA

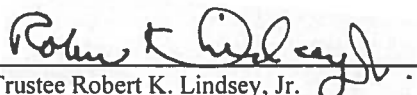
- I. Call to Order
- II. Approval of Minutes
 - A. April 11, 2018[†]
 - B. April 18, 2018[†]
 - C. May 2, 2018[†]
- III. Public Testimony*
- IV. New Business
 - A. 2018 Legislative Session Report**†
- V. Community Concerns*
- VI. Announcements
- VII. Adjournment

If you require an auxiliary aid or accommodation due to a disability, please contact Albert Tiberi at telephone number: 594-1754 or by email at: albertt@oha.org no later than three (3) business days prior to the date of the meeting.

*Notice: Persons wishing to provide written testimony are requested to submit thirteen (13) copies of their testimony to the OHA Pouhana / CEO at 560 N. Nimitz Highway, Suite 200, Honolulu, HI 96817 or fax to 594-1868, or email BOTmeetings@oha.org 48 hours prior to the scheduled meeting. Persons wishing to testify orally at the meeting may do so within a five (5) minute limit.

**Notice: Trustees may establish or revise an OHA position on ANY proposed bill / resolution / executive message currently moving through the state legislature or other relative elected body. The Matrices, which are available for public review in the meeting room at this stated meeting, provide a brief description of each bill, the bill's number, the bill's title, the bill's intent, and the proposed and specific OHA position on each measure, current through 09/04/18. However, the Trustees both in committee and as the Board of Trustees (BOT) reserve the right to discuss any and all bills on the Matrix, as well as those that time does not permit to be placed on the Matrix, in order to discharge their fiduciary obligations as Trustees of the Office of Hawaiian Affairs.

† Notice: The 72 Hour rule, pursuant to OHA BOT Operations Manual, Section 49, shall be waived for distribution of new committee materials.


Trustee Robert K. Lindsey, Jr.
Chair, Beneficiary Advocacy & Empowerment

8/29/18
Date

Ke Kōmike Beneficiary Advocacy and Empowerment
Kahu Waiwai Robert K. Lindsey, Jr., Hawai'i, Luna
Ho'omalu
Kahu Waiwai Dan Ahuna, Kaua'i/Ni'ihau, Hope Luna
Ho'omalu
Nā Lāla
Kahu Waiwai Leina'ala Ahu Isa, Pae'āina
Kahu Waiwai Rowena Akana, Pae'āina
Kahu Waiwai Keli'i Akina, Pae'āina
Kahu Waiwai Peter Apo, O'ahu
Kahu Waiwai Carmen Hulu Lindsey, Maui
Kahu Waiwai Colette Y. Machado, Moloka'i / Lāna'i
Kahu Waiwai John Waihe'e, IV, Pae'āina



KA MOKU'ĀINA 'O HAWAI'I
KE KE'ENA KULEANA HAWAI'I
560 N. NIMITZ HIGHWAY, LUMI 200
HONOLULU, HAWAI'I 96817

KA HĀLĀWAI O
KE KŌMIKE BENEFICIARY ADVOCACY AND EMPOWERMENT

LĀ: Pō'akolu, 5 Kepakemapa 2018
HOLA: 1:00 p.m.
KAHI: Ka Lumi Hālāwai Nui 'O Mauli Ola
Nā Lama Kukui
560 N. Nimitz Highway
Honolulu, Hawai'i 96817

Papa Hana

- I. Ke Kāhea no ka Ho'omalu
- II. Ka 'Āpono 'ana mai o ka Mo'olelo
 - A. 11 'Apelila 2018†
 - B. 18 'Apelila 2018†
 - C. 2 Mei 2018†
- III. Ka 'Ōlelo Hō'ike a ka Lehulehu*
- IV. Ka Hana Hou
 - A. Ka Hō'ike Kau 'Aha 'Ōlelo — 2018***
- V. Nā Mana'o Laulā o ka Lehulehu*
- VI. Nā Ho'olaha
- VII. Ka Ho'oku'u 'Ana

Inā ua koi ke kōkua ma muli o kekahi 'ano kīnā, e ho'omaopopo aku iā Albert Tiberi i ke kāhea 'ana iā ia ma kēia helu kelepona: (808) 594-1754 ā e lekauiila paha iā ia ma albertt@oha.org ma mua o 3 mau lā hana ma mua o ka lā o ka hālāwai.

* He 'Ōlelo Ho'olaha: Ua noi 'ia nā mea e 'i'ini nei e hā'awi i ka 'ōlelo hō'ike i kākau 'ia ihola e hā'awi ā ho'ouna paha mai i nā kope he 'umikūmākolū (13) o ka 'ōlelo hō'ike i kākau 'ia ihola i ka Pouhana o OHA ma 560 N. Nimitz Hwy., Suite 200, Honolulu, Hawai'i 96817, e kelepa'i paha i 594-1868, ā lekauiila paha iā BOTmeetings@oha.org he 48 mau hola ma mua o ka hālāwai. 'O nā mea e 'i'ini nei e ha'i mana'o ma ka hālāwai, hiki ke hana ma loko o 'elima (5) minuke.

** He 'Ōlelo Ho'olaha: Hiki i nā Kahu Waiwai ke ho'okumu ā ho'ololi paha i ke kūlana o ke 'ano kāko'o o OHA i nā Pila 'Aha 'Ōlelo e ho'olale 'ia nei / nā 'ōlelo ho'oholo / nā palapala kia'āina e holomua nei ma ka 'aha 'ōlelo moku'āina ā kekahi papa alaka'i paha i koho paloka 'ia. 'O nā Papa Palapala ma ka lumi hālāwai nui e waiho nei no ka heluhelu 'ana, hiki ke 'ike ā maopopo paha ka mo'olelo pōkole o kēlā me kēia pila, ka helu o ka pila, ka inoa o ka pila, ka pahu hopu o ka pila me ke 'ano kūlana kāko'o o OHA i nā mea ā pau, ā hiki i ka lā 9/04/18. Eia na'e, hiki i nā Kahu Waiwai ke kōkua iā ma ka hālāwai kōmike me ka hālāwai Papa Kahu Waiwai kekahi i nā pila ma ka Papa Palapala a me nā pila 'ē a'e i hiki 'ole ke kākau 'ia ma ka Papa Palapala no ka ho'okō 'ana o nā kuleana mālama o ka Papa Kahu Waiwai o ke Ke'ena Kuleana Hawai'i.

†He 'Ōlelo Ho'olaha: No ka ho'omalele 'ana o nā mea hou a ke kōmike, e kāpae 'ia ka lula 72-hola e like me ka mea i pa'i 'ia ihola i loko o kā OHA BOT Operations Manual, Paukū 49.

Kahu Waiwai Robert K. Lindsey, Jr., Luna Ho'omalu
Ke Kōmike Beneficiary Advocacy and Empowerment

8/29/18

Lā

**STATE OF HAWAI'I
OFFICE OF HAWAIIAN AFFAIRS
560 N. NIMITZ HIGHWAY, SUITE 200**

**COMMITTEE ON BENEFICIARY ADVOCACY AND EMPOWERMENT
MINUTES**

September 5, 2018 1:00 p.m.

ATTENDANCE:

Chairperson Robert K. Lindsey, Jr.
Vice-Chairperson Dan Ahuna
Trustee Leina'ala Ahu Isa
Trustee Keli'i Akina
Trustee Carmen Hulu Lindsey
Trustee Colette Machado
Trustee John Waihe'e, IV

ADMINISTRATION STAFF:

Anuheia Patoc, PP
Jocelyn Doane, PUBL
Kika Bukoski, ADV
Miles Nishijima, LPD
Monica Morris, PP
Wayne Tanaka, PUBL
Zuri Aki, ADV

EXCUSED:

Trustee Rowena Akana
Trustee Peter Apo

GUESTS:

Germaine Meyers

BOT STAFF:

Kama Hopkins
Kauikeaolani Wailehua
Davis Price
Lady Elizabeth Garrett
Alvin Akee
Maria Calderon

I. CALL TO ORDER

Chair Lindsey (CL) calls the Committee on Beneficiary Advocacy and Empowerment meeting to order on Wednesday, September 5, 2018 to order at **1:02 p.m.**

CL calls for a Roll Call. Below is the record of members **PRESENT**:

MEMBERS			AT CALL TO ORDER (1:02 pm)	TIME ARRIVED
CHAIR	ROBERT	LINDSEY, JR.	X	
VICE-CHAIR	DAN	AHUNA	X	
TRUSTEE	LEINA'ALA	AHU ISA	X	
TRUSTEE	ROWENA	AKANA		EXCUSED
TRUSTEE	KELI'I	AKINA	X	
TRUSTEE	PETER	APO		EXCUSED
TRUSTEE	HULU	LINDSEY		1:04 pm
TRUSTEE	COLETTE	MACHADO	X	
TRUSTEE	JOHN	WAIHE'E		1:05 pm
			5	

At the Call to Order, **FIVE (5) Trustees are PRESENT**, thereby constituting a quorum.

CL requests a motion:

To waive the OHA Board of Trustees Operations Manual practice at which materials will be distributed at least 72-hours prior to the meeting where said materials will be reviewed, discussed, or acted upon regarding items:

IV. New Business

A. 2018 Legislative Session Report

Trustee Ahuna (T. Ahuna) – moved

Trustee Machado (T. Machado) – second

MEMBERS			1	2	Y	N	Kanalua	Abstain	Not Present at time of vote
TRUSTEE	LEINA'ALA	AHU ISA			X				
VICE-CHAIR	DAN	AHUNA	X		X				
TRUSTEE	ROWENA	AKANA							EXCUSED
TRUSTEE	KELI'I	AKINA			X				

TRUSTEE	PETER	APO						EXCUSED
TRUSTEE	HULU	LINDSEY						X
TRUSTEE	COLETTE	MACHADO		X	X			
TRUSTEE	JOHN	WAIHE'E						X
CHAIR	ROBERT	LINDSEY, JR.			X			
					5			4

MOTION: [X] UNANIMOUS [] PASSED [] DEFERRED [] FAILED

72-Hour waiver passed at 1:03 pm.

II. APPROVAL OF MINUTES

II. Approval of Minutes

A. April 11, 2018

B. April 18, 2018

C. May 2, 2018

CL calls for a motion to approve the minutes of:

April 11, 2018

April 18, 2018

May 2, 2018

T. Machado – moved

T. Ahuna – second

MEMBERS			1	2	Y	N	Kanalua	Abstain	Not Present at time of vote
TRUSTEE	LEINA'ALA	AHU ISA			X				
VICE-CHAIR	DAN	AHUNA		X	X				
TRUSTEE	ROWENA	AKANA							EXCUSED
TRUSTEE	KELI'I	AKINA			X				
TRUSTEE	PETER	APO							EXCUSED
TRUSTEE	HULU	LINDSEY							X
TRUSTEE	COLETTE	MACHADO	X		X				
TRUSTEE	JOHN	WAIHE'E							X
CHAIR	ROBERT	LINDSEY, JR.			X				
					5				4

MOTION: [X] UNANIMOUS [] PASSED [] DEFERRED [] FAILED

Item II. A., II. B. and II. C. passed at 1:03 pm.

III. PUBLIC TESTIMONY

No public testimony.

CL calls on OHA Administration to present items IV. A.

IV. NEW BUSINESS

A. 2018 Legislative Session Report

Miles Nishijima (MN) calls Jocelyne Doane (JD) to the table to present the 2018 Legislative Session Report.

JD presents the 2018 Legislative Session Report ***(please see attached - 2018 Legislative Overview 090518 FINAL)***

There was not much discussion amongst Trustees, but Trustee Akina (T. Akina) did mention that he was looking forward to the upcoming workshop. He did as if other state departments used lobbyists.

JD responded that she was unsure, but she believes that the Department of Transportation may use lobbyists.

CL thanks JD for the presentation and moves on to item V.

V. COMMUNITY CONCERNS

None

VI. ANNOUNCEMENTS

BOT Meeting tomorrow.

VI. ADJOURNMENT

CL asks for a motion to adjourn.

T. Ahuna – moved

T. Machado – second

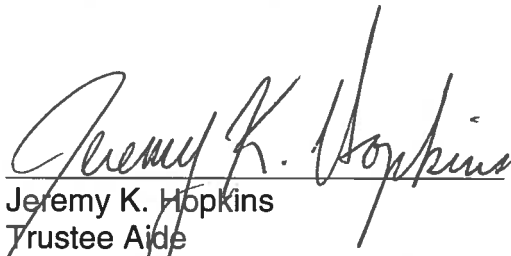
	1	2	Y	N	Kanalua	Abstain	Not Present at time of vote
MEMBERS							

TRUSTEE	LEINA'ALA	AHU ISA			X			
VICE-CHAIR	DAN	AHUNA	X		X			
TRUSTEE	ROWENA	AKANA						EXCUSED
TRUSTEE	KELI'I	AKINA			X			
TRUSTEE	PETER	APO						EXCUSED
TRUSTEE	HULU	LINDSEY			X			
TRUSTEE	COLETTE	MACHADO		X	X			
TRUSTEE	JOHN	WAIHE'E			X			
CHAIR	ROBERT	LINDSEY, JR.			X			
					7			2

MOTION: [X] UNANIMOUS [] PASSED [] DEFERRED [] FAILED

BAE Committee meeting adjourns at 1:47 pm.

Respectfully submitted,

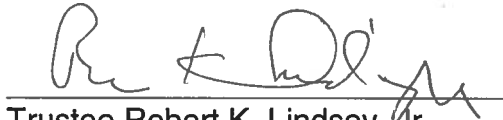


Jeremy K. Hopkins

Trustee Aide

Committee on Beneficiary Advocacy and Empowerment

As approved by the Committee on Beneficiary Advocacy and Empowerment on 9/26/18.



Trustee Robert K. Lindsey, Jr.

Chair

Committee on Beneficiary Advocacy and Empowerment

ATTACHMENT(s):

- Excused Absence Memo – Trustee Rowena Akana
- Excused Absence Memo – Trustee Peter Apo
- 2018 Legislative Overview 090518 FINAL



OFFICE OF HAWAIIAN AFFAIRS MEMORANDUM

Mea ho'omana'o a ke Ke'ena Kuleana Hawai'i

To: Trustee Robert K. Lindsey, Jr., Chair
Committee on Beneficiary Advocacy and Empowerment

From: Trustee Rowena Akana

Date: September 5, 2018

Re: Excused Absence

Please be advised that I am unable to attend the BAE committee meeting on Wednesday, September 5, 2018 at 1:00 P.M.

Mahalo!



OFFICE OF HAWAIIAN AFFAIRS
INTEROFFICE MEMORANDUM

TO: Trustee Robert Lindsey, BAE Chair
Trustee Dan Ahuna, BAE Vice-Chair

FROM: Trustee Peter Apo

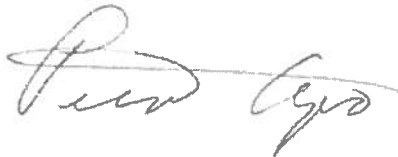
DATE: August 31, 2018

RE: BAE Meeting Absence on September 5, 2018

I am unable to attend the BAE Meeting at 10 a.m. on Wednesday, September 5, 2018. Please excuse my absence and extend my apologies to the members of the Committee.

If you have any questions, please call my office at 594-1879.

Mahalo.



HAWAII STATE LEGISLATURE 2018



**OHA Staff Final Report
2018 Legislative Session**

OHA at the Ledge

- OHA Legislative Package

- Non-OHA Legislative Package measures

OHA 2018 Legislative Package

□ OHA Legislative Package

- Pre-package internal/external outreach (July-August)
- Vetted proposals/drafted measures
- Procured OHA Executive Team, BAE and BOT Approval
 - Oct. 19– BOT approval of OHA 2018 Legislative Package
 - Final OHA 2018 Legislative Package: 4 bills (2 companion measures/“vehicles” per bill)

OHA 2018 Legislative Package

- ❑ Pre-session outreach (community, legislators)
- ❑ Advocacy throughout session
 - ❑ Jan. 17 (Opening) – May 3 (Sine die)
 - ❑ June 25 – Governor deadline for veto notice (for bills passed after April 17)
 - ❑ July 10 – Governor deadline for final approval or veto
 - ❑ Testifying, meet with lawmakers, executive branch officials, community, and Governor
 - ❑ Signing ceremonies
- ❑ Collaborate with other Paia to help guide advocacy
- ❑ Update agency on progress

OHA 2018 Legislative Package

- ❑ Individual Housing Accounts
- ❑ Hawaiian Cultural Reserves
- ❑ Native Hawaiian Law Training Course Expansion
- ❑ Native Hawaiian Public Land Trust Share Update

2018 OHA Legislative Package vs. Past OHA Legislative Packages

Year	Package Measures	Enacted	Percent Enacted	Description/Notes
2018	4	0	0%	N/A
2017	3	1	33%	HB335 OHA Budget
2016	5	1	20%	HCR 188 Urging The Convening of a Public Land Trust Revenues Negotiating Committee
2015	7	4 (+1)	57% (71%)	HB209 OHA Budget HB207 Native Hawaiian Law Training Course SB434 Traditional Hawaiian Farming HB206 Hawaiian Plants in Landscaping (SB913 Incarcerated Parent Data)
2014	7 (+1)	2	28% (25%)	HB1616 Social Determinates of Health HB1618 Board of Land and Natural Resources (Kaka'ako Residential (not enacted))
2013	11 (+2)	6 (+2)	54% (61%)	SB403 OHA Bond Authority SB407 Island Burial Council SB409 'Ōlelo Hawai'i Month HB218 Native Hawaiian Justice Task Force HB222 OHA Budget HCR 20 th Anniversary of Apology Resolution (HB868 TANF Asset Limits) (HB1133 PLDC Repeal)
2012	12 (+1)	0 (+1)	0% (8%)	(SB2783 \$200 Million Kaka'ako Settlement)

2018 OHA Legislative Package vs. Past OHA Legislative Packages

Year	Package Measures	Enacted	Percent Enacted	Description/Notes
2011	10	3	30%	SB400 OHA Budget HB397 Act176 Amendments SB986 Criminal Justice Task Force
2010	14	0	0%	N/A
2009	19	4	21%	HB899 Bond Authority HB900 OHA Budget HB1005 Publicity Rights HCR27 Criminal Justice Study
2008	29	1	3%	SB2739 Child Placement Preference
2007	28	1	4%	HB1200 OHA Budget
2006	33	1	3%	SB2424 OHA Strategic Plan
2005	21	2	10%	HB450 OHA Budget HB447 Authority over disbursements
2004	6	0	0%	N/A
2003	10	6	60%	HB1300 OHA Budget HB1302 Monetary Grants HB1303 EUTF HB1307 Transfer Funds to Public Lands Trust SB1154 Hui Imi Advisory Council SB1156 Hawaiian Registry

OHA Package vs. Others

		Bills			Resolutions			Total Measures (Bills + Resolutions)		
		# Bills	Bills Signed	Percent Signed	# Resos	Resos Adopted	Percent Adopted	Measures	Measures Passed	Percent Passed
Rank	Package	Bills	Signed	Percent Signed	Resos	Adopted	Percent Adopted	Measures	Passed	Percent Passed
1	Judiciary	6	2	33%	0	0	0%	6	2	33%
2	Filipino Caucus	4	0	0%	2	2	100%	6	2	33%
3	Women's Legislative Caucus	36	6	17%	0	0	0%	36	6	24%
4	Honolulu Prosecuting Attorney	17	3	18%	0	0	0%	17	3	18%
5	Governor	240	36	15%	6	5	83%	246	41	17%
6	Office of Elections	6	1	17%	0	0	0%	6	1	17%
7	Campaign Spending Commission	17	2	12%	0	0	0%	17	2	12%
8	Kupuna Caucus	27	2	7%	0	0	0%	27	2	12%
9	State Fire Council	11	1	9%	1	0	0%	12	1	8%
10	Keiki Caucus	13	0	0%	5	1	20%	18	1	6%
11	Office of Hawaiian Affairs	4	0	0%	0	0	0%	4	0	0%
11	Auditor	1	0	0%	0	0	0%	1	0	0%
11	Deaf and Blind Task Force	1	0	0%	2	0	0%	3	0	0%
11	County of Maui	4	0	0%	0	0	0%	0	0	0%
11	HI Council of Mayors	4	0	0%	0	0	0%	4	0	0%
11	State Ethics Commission	5	0	0%	0	0	0%	5	0	0%
11	C&C of Honolulu	5	0	0%	0	0	0%	5	0	0%
11	Maui County Council	11	0	0%	0	0	0%	11	0	0%

OHA Package vs. Others

		Bills			Resolutions			Total Measures (Bills + Resolutions)		
		# Bills	Percent Signed	# Resos	Resos Adopted	Percent Adopted	Measures	Measures Passed	Percent Passed	
Rank	Package									
11	County of Kaua'i	11	0	0	0	0%	11	0	0%	
11	Senate Majority Package	18	0	0	0	0%	18	0	0%	
11	House Minority Package	22	0	3	0	0%	25	0	0%	
11	Hawaii State Association of Counties	25	0	0	0	0%	25	0	0%	
-	County of Hawai'i	0	0	0	0	0%	0	0	0%	
-	Future Caucus	0	0	0	0	0%	0	0	0%	
-	Honolulu Policy Department	0	0	0	0	0%	0	0	0%	
-	Honolulu Rapid Transit Division	0	0	0	0	0%	0	0	0%	
-	House Majority Package	0	0	0	0	0%	0	0	0%	
-	House Small Business Caucus	0	0	0	0	0%	0	0	0%	
-	Housing & Homelessness Legislative	0	0	0	0	0%	0	0	0%	
-	Kaua'i County Council	0	0	0	0	0%	0	0	0%	
-	LRB	0	0	0	0	0%	0	0	0%	
-	Mental Health Legislative	0	0	0	0	0%	0	0	0%	
-	Senate Minority Caucus	0	0	0	0	0%	0	0	0%	
-	Small Business Work Group	0	0	0	0	0%	0	0	0%	
Total		489	53	11%	19	8	42%	504	61	12%

Non-OHA measures

- ❑ Pre-session coordinate with subject matter staff
- ❑ Pre-session outreach with community stakeholders, agencies, subject matter experts
 - ▣ Pre-session bill review, comments
- ❑ Review all measures introduced
 - ▣ 3,100 bills, 815 resolutions, 503 GMs introduced
 - ▣ Key Priority: Prevent erosion of existing protections
 - ▣ Slammed from January – early March

Non-OHA measures

- Procure BAE, BOT approval of recommended positions
 - ▣ Matrices
- Update BAE weekly
 - ▣ Change positions as necessary
- Advocate (oral/written testimony; meetings with lawmakers, community, agencies)

Non-OHA measures

Measures in play 2018 Legislative Session	Tracked by OHA	Supported by OHA	Supported with Amendments by OHA	Monitored by OHA	Comments by OHA	Opposed by OHA* *latest form
4,418 (3,100 bills, 815 resos, 503 GMs)	1362 (991 bills, 327 resos, 44 GMs)	161 (120 bills, 30 resos, 11 GMs)	10 bills	645 bills and resos	132 bills and resos	31 bills and resos
220 bills enacted, 178 resos adopted,	167 enacted/adopted/confirmed (64 bills/59 resos/44 GMs)	27 enacted/adopted/confirmed (11 bills, 5 resos, 11 GMs)	0 enacted	38 enacted/adopted	8 enacted/adopted (2 bills/6 resos)	0 enacted/adopted

Notable

❑ **HB1985 HD1 SD2; (DIED In Conference)**

- ❑ Establishes the MKMA
 - 5 of 9 native Hawaiian
 - Two cultural seats (OHA list), practitioner seat
- ❑ Establishes Mauna Kea candidate advisory council to nominate MKMA members (including reps from OHA, DHHL, UH Hilo, Aha Moku, Royal Order, Sierra Club, etc.);
- ❑ Limits the # of telescopes;
- ❑ Authorizes the renegotiation of leases, subleases, easements, permits, and licenses pertaining to Mauna Kea;
- ❑ Excludes Mauna Kea lands from the definition of "public lands" (i.e. no BLNR jurisdiction), but subjects lands to all relevant processes applicable to the disposition of public lands;
- ❑ Registration required for access, access to summit limited (shuttle or 4 x 4 for practitioners);

Notable

HB1999 HD2 SD1; Related To Training (DIED in WAM)

- ▣ Similar to OHA Package Bill OHA-5 (HB1745/SB2134)
- ▣ Reqs certain government decision-makers at the state and county levels, including **legislators and judges**, to attend a training course on native Hawaiian and Hawaiian rights; and
- ▣ **Appropriates funds** for the office of Hawaiian affairs to plan and implement the training course.

Notable

❑ **HB2747 HD2 SD2; Relating To Homeownership (DIED in Conference)**

- ❑ Borrows concepts from OHA IHA bill (HB 1746/SB2135)
- ❑ Updates contribution/deduction limits for individual housing accounts established after 12/31/2018 for the purchase of a first principle residence; taxpayer must have a household income of 120% AMI or less (note: AMI = ~\$86k for family of 4);
- ❑ Allows community development financial institutions (i.e. Hawaiian Community Assets) to serve as trustees of new individual housing accounts for deduction purposes; and
- ❑ Requires homebuyer education as a condition of distribution of funds in individual housing accounts by trustees.

Notable

❑ **HB2508 HD1 SD2 (DIED In Conference)**

- ❑ Makes an appropriation for FY 2018-2019 to State Charter School Commission to allocate to charter schools for infrastructure costs and lease/rent based
- ❑ Start-up (vs conversion) charter schools do not receive facilities funding. Majority of charter schools are start-ups (30 of the 36); the others are DOE conversion charter schools that have facilities.
- ❑ Lack of facilities funding is biggest disparity between traditional DOE schools and public charter schools

Notable

- ❑ SB2922 SD1 HD1 – constitutional amendment (*Monitor)
- ❑ Counties currently have exclusive jurisdiction over real property taxes
- ❑ would allow ledge to create surcharge on investment real property, and amend constitution to allow surcharge on investment real property to fund education.
- ❑ Ballot question: “Shall the legislature be authorized to establish, as provided by law, a surcharge on investment real property to be used to support public education?”
- ❑ No house conferees assigned, no conference, Senate agreed to HD1
- ❑ All four counties suing, and asserting
 - ❑ Question is unclear, vague and misleading, and doesn’t articulate purpose to expand property tax powers to state
- ❑ OHA Position: Monitor
 - ❑ Increasing need for Hawaiian education and charter schools
 - ❑ Tension: TAT cap & increasing tourism impacts on county infrastructure (e.g. sewage, roads)
 - ❑ All counties recently raised other taxes (e.g. GE, gas tax, minimum property tax, trash)
 - ❑ Competing proposals for property tax increases – namely to fund affordable housing

Successful Opposition

❑ **HB2016 HD1; Relating To Housing (DIED)**

- ❑ Would have taken away county's discretion to impose affordability requirements for certain housing projects (140% AMI or below, i.e. \$146k for a family of 4, or \$102k for individuals in Honolulu).
- ❑ Housing units priced at or near 140% AMI may not meet the actual housing needs of Native Hawaiians or local residents (>50% residents need housing at 60% AMI, only 11% can afford housing at 140% AMI and above).

Successful Opposition

❑ **HB1866 HD1; Related To Housing (DIED)**

- ❑ Limits LUC review of district boundary amendments to mere “concurrence” with quantified county housing goals.
- ❑ Would weaken a critical land use planning mechanism that balances development with Native Hawaiian cultural perpetuation and other critical public interest considerations.
- ❑ LUC review may be only opportunity for Native Hawaiians to assert and uphold their constitutionally protected rights in land use and development decision-making.
- ❑ HB1866 would have substantially inhibited processes that allow for mitigation of impacts (e.g. via conditional approvals)

Successful Opposition

❑ **SB2996 SD HD1; Related To An Airport Corporation (DIED)**

- ❑ Establishes Hawaii Airports Corporation , arm of DOT
- ❑ Original Version: Exempted Corporation from Chapter 171, which circumvented critical laws that protect Native Hawaiian rights related to “ceded” lands, other public lands, and the public land trust
- ❑ Later Versions: provided safeguards re potential sales or exchanges and required leases to be made pursuant to admin rules

Successful Opposition

❑ **HB2593 HD1 SD1; Relating To Feral Cats (DIED)**

- ❑ Allows a nonprofit animal care or rescue group to register and oversee caregivers of free-roaming cats;
- ❑ Exempts registered caregivers of free-roaming cats from state laws and county ordinances relating to the feeding and confinement of cats; and
- ❑ Establishes a trap-sterilize-return-manage process.
- ❑ Granting immunity to cat caregivers ties the government's hands in addressing feral cats' significant impacts on our native wildlife (birds, marine mammals, etc.) & their threat to public health (toxoplasmosis, toxocara, typhus, etc.).

Acts OHA Supported

- ❑ **Sunscreen Ban (SB2571 CD1, Act 104)**
 - ❑ Bans the sale of sunscreen containing oxybenzone or octinoxate after 2021, unless pursuant to a prescription
 - ❑ Eliminates one known threat to coral particularly in areas frequented by tourists and other ocean users
- ❑ **Sea Level Rise assessments (HB2106 CD2, Act 17)**
 - ❑ Requires adoption of rules to require environmental impact statements and environmental assessments to consider sea level rise

Acts OHA Supported

- ❑ Vote By Mail Pilot (HB1 401 CD1, Act 182)
 - ▣ Carried over from last year.
 - ▣ Requires counties of less than 100,000 residents to conduct the 2020 primary and general election by mail (with voter service centers to allow in-person delivery of ballots and voting machines for persons with disabilities).
 - ▣ Reduces barriers to voting identified in OHA GOTV campaigns.
- ❑ NHEC Rep on Teacher Standards Board (HB2352 CD1, Act 50)
 - ▣ Adds a member of the Native Hawaiian Education Council (the NHEC chair or designee) to the Hawai'i Teacher Standards Board

Acts OHA Supported

- ❑ Public Charter School Facilities Survey (SB2382 CD1, Act 85)
 - ▣ Holds the Dept. of Account'g and Gen. Svcs explicitly responsible for biennial surveys of unused facilities or underutilized DOE schools that could be used by public charter schools
- ❑ Homeless ID Fee Waiver (HB2694 CD1, Act 194)
 - ▣ Requires Dept. of Health to waive fees for birth certificate copies for homeless individuals
 - ▣ Obtaining identification (for job, rent application, etc.) is a major barrier faced by persons experiencing homelessness

Post Session Follow Up

- ❑ Approved legislation often requires off session work and follow up, i.e.:
 - ❑ Legislation creates working groups/task forces (e.g. HCR85 effective incarceration, 2016; HCR134 pre-trial, 2017; HCR198 Hooponopono, 2017)
 - ❑ Legislation requires creation of administrative rules or some other agency action (reports or proposed legislation)
 - ❑ Implementation requires training/guidance for implementation

2019 Legislative Schedule

- ❑ **Aug./Sept. – Internal/External Outreach**
- ❑ **Sept. 4 – Last day to send leg ideas to PP**
- ❑ **Sept. 5 – 2018 Legislative Overview with BAE**
- ❑ **Sept. 26 – Legislative Package Concepts Workshop with BAE**
- ❑ **Oct. 17 – Legislative Package Final Language Approval with BAE***
- ❑ **Oct. 18 – Legislative Package Final Language Approval with BOT***
- ❑ **Dec. 19 – Deadline to submit OHA Annual Report**
- ❑ **Jan. 6 – Deadline to submit OHA Legislative Package**
- ❑ **Jan. 16 – Opening of 2019 Legislative Session**

- *** Pending confirmation and approval**

Internal Outreach

- ❑ Internal Outreach
- ❑ July 16 – September 4
- ❑ Please use forms
- ❑ Send emails to publicpolicy@oha.org
- ❑ Public Policy staff meeting with LOBs and programs

Internal Outreach

- ❑ All ideas are welcome
 - ❑ Mai hila hila – don't be scared to share
 - ❑ Every idea gets recorded
- ❑ Looking for issues you're dealing with
 - ❑ You don't have to know exactly how to change the law
 - ❑ Not every issue can be addressed through legislation
 - Funding
 - Compliance
 - Addressed administratively, through rules, change in interpretation of the law, meetings with officials

Criteria

- Aim for small package
- Funding implications (OHA, state)
- How big of an issue?
 - ▣ Does it impact the broader Hawaiian community (broader public)
 - ▣ Is it statewide or county specific?

Criteria

□ Feasibility

- Likelihood of passing
- Some measures not introduced to be enacted
 - Make statement (sugar sweetened beverage fee)
 - Start discussion (iwi to KIRC, PLT revenue)
 - For public awareness (first year for HLIP assessment)

Criteria

❑ Solvability

- ❑ Can it be solved through legislation?
- ❑ Does the best legislation actually solve problem?
- ❑ Does everyone agree on solution?

❑ Is OHA the appropriate lead

- ❑ Does it address our Strategic Plan?
- ❑ State lead – better chances, especially if impacts broader public
- ❑ Community lead – Too controversial, too radical

Pau