



# 2010 Legislative Update

District 11 - Makiki/Tantalus • Punchbowl • Ala Moana-Sheridan • McCully

July 2010



Dear Neighbors,

The 2010 session was an extremely challenging year for us.

However, in spite of the tough times, it's gratifying to know that our workforce investments are producing solid results:

- Since 2007, the number of schools participating in science, tech, engineering and math initiatives (like FIRST robotics, botball, or the Challenger Center) have grown from 30 statewide to over 150 today.
- The state's Act 88 film/media production credits have produced over \$417 million in production expenditures, created jobs for 12,900 Hawaii residents, - and UH-West Oahu's new campus will house Hawaii's most creative digital filmmakers.

By developing the workforce for high-quality, good-paying jobs, Hawaii can rapidly expand its tech/digital media industries.

At the same time, we're facing growing demands on public resources, as discussed in the adjoining article. If you have recommendations for us, please call our office (586-6890), or find us online at [www.carolfukunaga.com](http://www.carolfukunaga.com) and [senfukunaga@capitol.hawaii.gov](mailto:senfukunaga@capitol.hawaii.gov).

Mahalo nui loa,

Carol Fukunaga  
State Senator, District 11

## Addressing Increased Homelessness in Urban Honolulu

In March, area legislators Fukunaga, Galuteria, Brower, Rhoads, and Kobayashi convened a community briefing to help determine whether actions taken by Hawaii Community Development Authority (HCDA) to combat homelessness in Kaka'ako could help other neighborhoods.

HCDA Director Ching discussed HCDA's pilot beautification & outreach program, which retrofitted buses for night-time use. City Department of Community Services (DCS) Director Morikawa explained the City's "Housing First"



proposal for providing short-term, transitional housing to homeless individuals, followed by the provision of appropriate services. Hein (Waikiki Health Center) and Langi (H-5) responded to questions regarding services their programs offer to chronic homeless in urban Honolulu. Following the briefing, area legislators informally surveyed residents and businesses regarding "Housing First" transitional housing in Ala Moana-Sheridan and McCully.

This month, area legislators Saiki and Taniguchi spearheaded a meeting to discuss residents' concerns over increased homeless in McCully-Moilili, particularly around McCully Library and Old Stadium Park. Over 150 residents sought relief from State Homeless Coordinator Saito, City DCS Director Morikawa, representatives from Honolulu Police Department, IHS, Waikiki Health Center and area legislators.

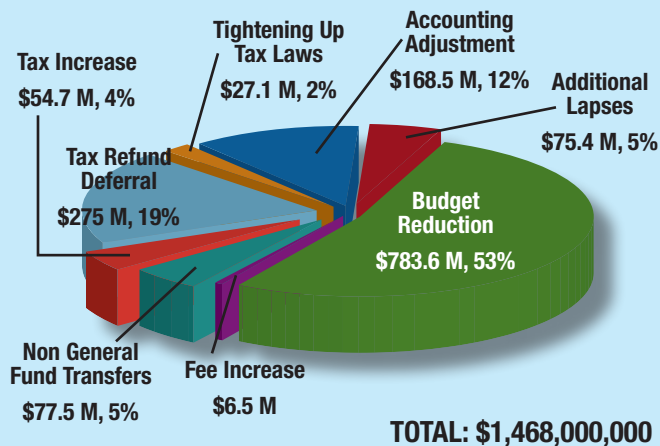
Although no consensus was achieved on the best solutions, area legislators are mobilizing a broader coalition with state/county agencies, care providers, area churches, businesses, large landowners and other stakeholders to develop specific short- and long-term solutions for the region. Among the recommendations: (a) establish 'safe haven' areas in existing parks, (b) identify available apartment units to subsidize as 'Housing First' transitional housing in the area, (c) increase HPD presence in McCully-Moilili neighborhoods, and (d) inventory public facilities available for temporary housing.



Senators Fukunaga and Taniguchi discuss proposals with residents.

## How the 2010 budget was balanced

(in millions)



## 2010 Spending Priorities

The budget-balancing strategies adopted in 2010 were based on the view that taking small amounts from a broad range of sources was preferable to a major tax increase so that no single segment of the community would bear an unduly-large burden.

The legislature cut \$324 million in spending from the FY 2010-2011 budget (*Act 180*) by:

- Adopting most of the administration's proposed reductions in force and cuts in vacant positions;
- Reducing \$500,000 in overtime and \$900,000 for legislatively-mandated programs that Department of Public Safety had not implemented;
- Reducing Purchase of Service contracts in Department of Health by five percent (\$5.4 million);
- Reducing Purchase of Services contracts in Department of Human Services by five percent (\$2.4 million).

At the same time, funding for targeted programs in health/human services and agricultural industries was restored by the legislature. For example, *Act 180* restored 440 positions and \$5.5 million in general funds for human services programs. It also added \$4.5 million for emergency medical services, \$2 million in special funds for community health centers, and \$300,000 in general funds for the disability and communications access board. Forty-five positions and \$2 million dollars were included to partially reinstate plant quarantine and agricultural inspectors.

The legislature also adopted accounting adjustments (\$168.5 million), lapsed cash CIP appropriations (\$75.4 million), deferred payment of tax refunds to the next fiscal year (\$275 million), and transferred excess balances from non-general fund accounts (\$77.5 million) to generate additional revenue.

# Session Highlights - 2010

**Requiring a specific number of student instructional hours at all public schools (excluding charter schools) (*Act 167*).** With overwhelming public outcry over lost instructional hours from furloughs, the legislature adopted *Act 167* to mandate a specific number of instructional hours per school year. For the 2011-2013 school year, all public schools must now provide 180 school days, or 915 instructional hours for elementary and 990 instructional hours for secondary grades.

**Making up instructional hours lost due to Furlough Fridays (*Act 143*).** Parent/community stakeholder groups, state legislators, BOE and DOE spent countless hours seeking consensus on the best means of making up time lost from furloughs. *Act 143* appropriated \$67 million from the Hawaii Hurricane Relief Fund to restore instructional days for the 2010-2011 school year. Although Governor Lingle has said she will not release more than \$57.2 million dollars, schools and educators are glad to see the end of 'Furlough Fridays' in the public schools.

**Condo board authority to allow installation of solar energy or wind energy devices (*Act 53*).** This law will lessen the state's dependence on energy generated from fossil fuels, and reduce operating costs by allowing condominium apartment boards of directors to install renewable energy devices on their buildings (with owner consent).

**Persons convicted of criminal property damage involving graffiti required to remove the graffiti within 30 days of sentencing and to remove graffiti from within 100 yards of site of the offense (*Act 99*).** Individuals convicted of graffiti damage will be required to paint over the graffiti, which will help to rid urban neighborhoods of graffiti by imposing a community penalty against those damaging private property.

**Strengthening penalties against illegal importation, sale, and transfer of fireworks (*Act 136*).** Individuals convicted of illegally importing, selling, and transferring fireworks will be subject to harsher punishments, such as fees of up to \$2,000 per violation.



Area legislators congratulate WMS Principal Harano on his selection as Hawaii's National Distinguished Principal awardee for 2010.





Area legislators congratulate Royal Elementary School Principal Sugibayashi and the school's ohana representatives for its 2009 Blue Ribbon School award.

## Committee Highlights

### ACM at UH-West Oahu – Hawaii's Digital Media Hub

This year's supplemental budget (*Act 180*) approved \$48 million in state CIP funds for construction of UH West Oahu's new campus in Kapolei in August 2010. The new campus includes Academy for Creative Media's (ACM) digital media production facilities, with classrooms, computer labs, sound stages, post-production facilities and mini-studio facilities – potentially as the premiere media school in the Pacific Rim. ACM facilities at UH-West Oahu also include the Henry Ku'ualoaha Giugni Digital Archives (which will preserve, digitize and make available over the Internet Hawaii's moving image history), and a public-private venture to build a digital media studio complex.

ACM's new facilities target development and job creation in new industries for future economic growth. Oahu's west side is the ideal location for digital media industry development, with Leeward/Central Oahu students from Waianae Seariders, Makaha Studios and other schools providing a solid workforce for emerging industries development. The large number of Hawaii productions in 2010 (from Disney Productions' "Pirates of the Caribbean," "Descendants," "Hawaii 5-0", ABC's new "Off the Map" and "Battleship") makes this a year of opportunity for digital media. See <http://www.uhwo.hawaii.edu/newcampus/>.

### Increasing Hawaii's High-Speed Broadband Communications (*Act 199*)

This year, the Legislature adopted a modified implementation plan for the Hawaii Broadband Task Force's recommendations to increase the availability and use of broadband services in Hawaii (2009).

*Act 199* requires the Director of Commerce and Consumer Affairs to promote telework, as well as affordable and accessible broadband services in Hawaii, establishes the Telework Promotion and Broadband Assistance Advisory Council to promote telework alternatives and broadband development, and convenes a county-state Work Group to

develop a 'one-stop' telecom and broadband permitting process. Various state-county coalitions applying for federal broadband grants for health IT, public safety and public tech infrastructure will report back to the legislature before the 2011 session.



Kaahumanu students signhold to emphasize safety around their school.

### Regulating "BYOB" (Bring Your Own Bottle) Establishments (*Act 198*)

**"BYOBs can be loud and late as any licensed bar or nightclub but are not licensed, regulated, or monitored."**

*Testimony from District 11 Resident Heather Lieurance (February 2010)*

After receiving numerous complaints about BYOB liquor establishments in Keeaumoku-Kaheka neighborhoods in 2009, area legislators introduced companion measures to require Honolulu Liquor Commission to regulate these establishments.

With support from Young and Keeaumoku Street residents, SB 2545 passed the Legislature and became law (*Act 198*) in July. *Act 198* creates a new "BYOB" license (class 17), and requires BYOB establishments operating between 12 midnight-2:00 a.m. to obtain a class 17 license. Establishments with noisy or drunk patrons will be subject to licensing requirements (e.g., higher insurance requirements, facility inspections, fines/penalties for violations) similar to those for establishments that sell liquor on their premises.

Area legislators are working with Honolulu Liquor Commission staff this summer to expedite rules to implement the new law.

## Senate District 11 Capital Improvement Projects

*Act 180, SLH 2010* appropriates funds for the following school projects:

### Royal Elementary School

Drainage system	\$96,000
Security gates and site improvements	\$170,000

### Stevenson Middle School (revised scope)

Construction for a multi-purpose recreational facility	\$5,500,000
Plans, land acquisition, construction and equipment for multi-purpose educational facility	\$7,750,000
Restroom renovations & re-roofing	\$817,000

The following are the last round of whole school renovations (i.e. renovations of all classrooms, electrical upgrades, infrastructure improvements) that will be completed during this school year. Congratulations to Lunalilo and Kaahumanu!

**Queen Kaahumanu Elementary School** \$2,675,351

**Lunalilo Elementary School** \$1,584,314



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Area legislators congratulate WMS video team for 1st Place award in OLELO student competition.

## Partnerships between Papakolea Communities and Neighborhood Schools

In 2009, the State Department of Hawaiian Homelands (DHHL) and Papakolea communities (Papakolea, Kewalo and Kalawahine) developed a Regional Master Plan to address aging infrastructure and community facility needs of the three communities. It includes plans for construction of the Hawaiian Homestead Kupuna Supportive Learning Center (on lands adjacent to Stevenson Middle School) and two Native Hawaiian Education and Community Centers (on lands adjacent to Lincoln Elementary School).

Area legislators convened a briefing this spring to preview the Papakolea communities' Regional Master Plan with Stevenson Middle and Lincoln Elementary schools, and identify opportunities to collaborate on Stevenson Middle School's master plan for multipurpose facilities and a new gym. *Act 187* will enable DHHL to extend lease agreements for selected commercial or multipurpose projects, establish

procedures for disposition of lands, lease extensions for commercial and multipurpose projects, and deposits 15% of lease revenues from commercial projects into the Native Hawaiian Rehabilitation Fund.

## 2010 Elections - Update on Precinct Consolidation

McCully has a new **Precinct 22-03**, which has resulted from consolidating Precinct 22-06 (Lunalilo Elementary School) with Precinct 22-07 (Washington Middle School) in the 2010 elections.

With budget shortfalls in 2009, the Office of Elections (OE) consolidated numerous Oahu precincts with lower-than average turnout levels. McCully residents should have received a postcard from the Office of Elections, indicating their new polling site for the 2010 elections.

**Primary Registration Deadline: Thursday, August 19, 2010**

**General Registration Deadline: Monday, October 4, 2010**

Log onto [www.hawaii.gov/elections](http://www.hawaii.gov/elections) or call 808-453-VOTE (8683) for more information.

Please support the **Aloha 'Aina Earth Day Recycling Community Clean-up at McKinley High School on Saturday, August 7th (between 8am - 2pm)**. Scrap metal discards (all appliances), beverage containers (HI-5), cooking oil, cellular phones and printer cartridges will generate revenues to help McKinley High. Please call Rene Mansho at 306-1876 for information.

