

Honolulu, Hawaii

Ajil , 2008

RE: H.C.R. No. 358  
H.D. 1

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Fourth State Legislature  
Regular Session of 2008  
State of Hawaii

Sir:

Your Committee on Economic Development & Business Concerns,  
to which was referred H.C.R. No. 358 entitled:

"HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF  
COMMERCE AND CONSUMER AFFAIRS TO ESTABLISH A TASK FORCE TO  
SOLICIT PUBLIC INPUT AND EXAMINE METHODS OTHER THAN THE  
PUBLIC PROCUREMENT CODE PROCESS TO OVERSEE PUBLIC, EDUCATION,  
AND GOVERNMENT ACCESS ORGANIZATIONS' EXPENDITURES AND ENSURE  
PROPER CHECKS AND BALANCES, "

begs leave to report as follows:

The purpose of this concurrent resolution is to ensure proper  
checks and balances in public, education, and government (PEG)  
access organizations' spending of public monies by establishing a  
task force to recommend a process, other than under the Hawaii  
Public Procurement Code, to oversee these expenditures.

The Department of Commerce and Consumer Affairs supported the  
intent of this measure. Olelo Community Television opposed this  
measure. Akaku: Maui Community Television submitted comments.

Your Committee finds that the application of procurement code  
procedures to PEG access organization selection and expenditures  
may have a detrimental effect on the reliability of PEG access  
services and the long-term maintenance of PEG access equipment.  
However, the fact is that these PEG access organizations are  
publicly funded by way of user fees from cable television



subscribers. Thus, it is imperative that there be oversight of the expenditure of these public funds.

At the same time, your Committee feels that this measure is not specific enough in its goals and has amended it by specifying that the report submitted to the Legislature shall include suggested policy changes for the selection of PEG access organizations.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business Concerns that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 358, as amended herein, and recommends that it be referred to the Committee on Finance in the form attached hereto as H.C.R. No. 358, H.D. 1.

Respectfully submitted on  
behalf of the members of the  
Committee on Economic  
Development & Business  
Concerns,



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KYLE T. YAMASHITA, Chair



**Record of Votes of the Committee on Economic Development & Business Concerns**

<b>Bill/Resolution No.:</b> HCR358	<b>Committee Referral:</b> EDB, FIN	<b>Date:</b> 3/25/08		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
<b>The recommendation is to:</b> <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
EDB Members	Ayes	Ayes (WR)	Nays	Excused
1. YAMASHITA, Kyle T. (C)	/			
2. WAKAI, Glenn (VC)	/			
3. BERG, Lyla B., Ph.D.	/			
4. BROWER, Tom	/			
5. CHANG, Jerry L.	/			
6. HANOHANO, Faye P.	/			
7. HERKES, Robert N.	/			
8. MANAHAN, Joey				/
9. TSUJI, Clift	/			
10. YAMANE, Ryan I.	/			
11. CHING, Corinne W.L.				/
12. MARUMOTO, Barbara C.	/			
<b>TOTAL (12)</b>	10			2
<b>The recommendation is:</b> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <span style="margin-left: 150px;">committee acronym(s)</span>				
<b>Vice Chair's or designee's signature:</b>				
<b>Distribution:</b> Original (White) – Committee    Duplicate (Yellow) – Chief Clerk's Office				