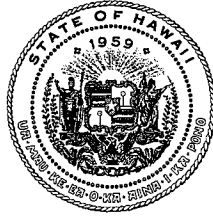
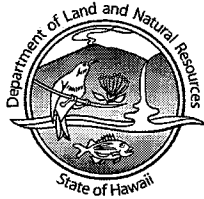


LINDA LINGLE
GOVERNOR OF HAWAII



STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES

POST OFFICE BOX 621
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LAURA H. THIELEN
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BOARD OF LAND AND NATURAL RESOURCES
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KEN C. KAWAHARA
DEPUTY DIRECTOR - WATER

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BOATING AND OCEAN RECREATION
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CONSERVATION AND RESOURCES ENFORCEMENT
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

TESTIMONY OF THE CHAIRPERSON
OF THE BOARD OF LAND AND NATURAL RESOURCES

on Senate Bill 788, Senate Draft 1 – RELATING TO DISASTER RELIEF

BEFORE THE SENATE COMMITTEE ON
WAYS AND MEANS

February 21, 2008

Senate Bill 788, Senate Draft 1, would extend the lapse date for disaster relief appropriations made by Act 118, Session Laws of Hawaii (SLH) 2006, as amended by Act 89, SLH 2007. The Department of Land and Natural Resources (Department) strongly supports SECTION 1 extending emergency appropriations to mitigate damages caused by the 2006 heavy rains and flooding proposed in this Senate Draft 1.

Mitigative work for damages incurred as a result of the heavy rains and flooding has been on-going. While the much of the work has been completed, some of the projects were delayed due to unforeseen circumstances. For instance, in April 2007, Federal funds from the U.S. Natural Resources Conservation Service became available for the Makaua Stream Restoration and Debris Removal project in Kaaawa, Oahu and the Wailapa Stream/Kilauea River Debris Removal project in Kilauea, Kauai. Emergency appropriations contained in Act 118, SLH 2006, will be used to match \$5,000,000 in Federal funding. Design work for both these projects are on-going but the awards of the construction contracts are anticipated to occur after the lapse date of the funds (June 30, 2008). The extension is necessary to secure the Federal/State funded projects and to complete all mitigation work incurred as a result of the heavy rains and flooding.

The Department notes that the Senate Draft 1 of the measure inadvertently did not consider Act 89, SLH 2007. The Department offers the following amendments to incorporate said Act to Senate Bill 788, Senate Draft 1:

Section 1. Act 118, Session Laws of Hawaii 2006, as amended by Act 89, Session Laws of Hawaii 2007, is amended by amending section 26 to read as follows:

“SECTION 26. Any provision of this Act to the contrary notwithstanding, the appropriations authorized under this Act shall not lapse at the end of the fiscal year for which the appropriations were made. All unexpended and unencumbered balances of the appropriations made in this Act as of the close of business on June 30, [2008,] 2009, shall lapse.”

The Department believes that an additional amendment is necessary to ensure that “technically” the funds in Act 118, SLH 2006, will be extended “prior to lapsing” as indicated below:

Replace the existing SECTION 6, with a new SECTION 6 and 7.

[SECTION 6. This Act shall take effect on July 1, 2008.]

SECTION 6. Section 1 of this Act shall take effect on June 29, 2008.

SECTION 7. Sections 2, 3 and 4 of this Act shall take effect on July 1, 2008.



STATE OF HAWAII
STATE COUNCIL
ON DEVELOPMENTAL DISABILITIES
919 ALA MOANA BOULEVARD, ROOM 113
HONOLULU, HAWAII 96814
TELEPHONE: (808) 586-8100 FAX: (808) 586-7543
February 21, 2008

The Honorable Rosalyn H. Baker, Chair
Senate Committee on Ways and Means
Twenty-Fourth Legislature
State Capitol
State of Hawaii
Honolulu, Hawaii 96813

Dear Senator Baker and Members of the Committee:

SUBJECT: SB 788 SD1 – RELATING TO DISASTER RELIEF

The position and views expressed in this testimony do not represent nor reflect the position and views of the Department of Health (DOH) and Department of Defense (DOD).

The State Council on Developmental Disabilities **STRONGLY SUPPORTS SB 788 SD1, specifically with regard to Section 4 on Page 2, lines 6-12.** This section appropriate moneys to DOD for the State Civil Defense emergency supply program to effectively equip emergency shelters in order to support special needs populations and to maintain the development of the emergency supply program.

The needs of individuals with disabilities and other special health needs became more apparent as a part of overall community emergency preparedness with the disasters, such as Hurricanes Katrina and Rita of 2005, and more recently, the earthquakes affecting Hawaii.

In October 2005, a workgroup was convened to address the needs of individuals with disabilities and special health needs. The interagency workgroup consists of various State, County, and community agencies, and agencies representing individuals with disabilities, including DOH, Department of Human Services, Department of Education, Disability and Communication Access Board, Executive Office on Aging, State and County Civil Defense agencies, State Council on Developmental Disabilities, American Red Cross, Health Care Association of Hawaii, County of Maui Mayor's Commission on Persons with Disabilities, County of Hawaii Mayor's Committee on Persons with Disabilities, County of Kauai Mayor's Committee for Equal Access, Hawaii Centers for Independent Living, Hui Kupuna VIP, National Federation of the Blind, and National Multiple Sclerosis Society, Hawaii Division.

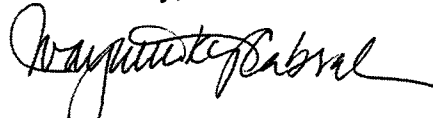
The Honorable Rosalyn H. Baker
Page 2
February 21, 2008

In 2006, the workgroup developed the initial Interagency Action Plan for the Emergency Preparedness of People with Special Health Needs focusing on emergency preparedness, notification, and sheltering as the most pressing issues. The workgroup has subsequently developed the 2007 and 2008 Interagency Action Plan based on identified needs and progress towards implementing the Action Plan.

SB 788 SD1 addresses Goal 3 of the 2008 Interagency Action Plan for the Emergency Preparedness of People with Disabilities and Special Health Needs, which is to increase the number and dispersion of public emergency evacuation shelters able to provide augmented health support with Level II shelter spaces for individuals with ongoing enhanced special health needs requiring a heightened level of attention, with the long-term goal of having ALL public shelters contain Level II shelter spaces able to support these individuals.

The Council strongly supports the passage of SB 788 SD1, and appreciates the Legislature's concern in addressing the need to provide funds to equip emergency shelters in order to support individuals with disabilities and special health needs.

Sincerely,

A handwritten signature in black ink, appearing to read "Waynette K.Y. Cabral". The signature is fluid and cursive, with a long horizontal stroke at the end.

Waynette K.Y. Cabral
Executive Administrator

STATE OF HAWAII
DEPARTMENT OF DEFENSE

TESTIMONY ON SENATE BILL 788 SD1
A BILL RELATING TO DISASTER RELIEF

PRESENTATION TO THE

COMMITTEE ON WAYS AND MEANS

BY

EDWARD T. TEIXEIRA
ACTING DIRECTOR OF CIVIL DEFENSE

February 21, 2008

Chair Baker and Committee Members:

I am Ed Teixeira, Acting Director of Civil Defense, State Department of Defense, and I am providing written testimony on Senate Bill 788 SD1.

We support the intent of Senate Bill 788 SD1 so long as it does not replace or adversely impact priorities as indicated in the Executive Supplemental Budget Request.

We have established a disaster supply warehouse in Diamond Head Crater and could use additional funding for the purchase of additional supplies including the purchase of equipment to support emergency shelters for Special Health Needs groups.

Currently, the Major Disaster Fund is appropriated at \$500,000. These funds are being used to pay for the non-federal cost share of expenses for three open disasters (2004-2006) and for the December 2007 High Wind and Flood Disaster. The department will require additional funds to pay for disaster recovery costs as well as the non-federal cost share of hazard mitigation projects. The Major Disaster Fund is authorized an annual ceiling of \$2,000,000.

Thank you for the opportunity to provide written testimony on this measure.