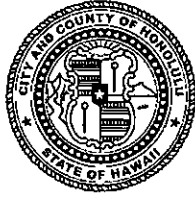


**OFFICE OF THE MAYOR
CITY AND COUNTY OF HONOLULU**

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PETER B. CARLISLE
MAYOR



February 28, 2011

The Honorable Marcus Oshiro, Chair
House Committee on Finance
Twenty-Sixth Legislature
Regular Session of 2011
State of Hawaii

RE: Testimony of Mayor Peter Carlisle on H.B. 587, H.D. 1, Relating to Counties.

Chair Oshiro and members of the House Committee on Finance, Mayor Peter Carlisle submits the following testimony in support of H.B. 587, S.D. 1. H.B. 587, H.D.1 is a bill proposed and supported by the Hawaii Council of Mayors which is comprised of the Mayors of Maui, Kauai, Hawaii and the City and County of Honolulu.

The purpose of this bill is to amend Hawaii Revised Statutes (HRS) section 281-11.5 to provide that county liquor administrators be appointed and removed as prescribed by each county charter unless otherwise stated in the county charter. Under Article VIII, Section 2 of the Constitution of the State of Hawaii, the counties have the authority to adopt charter provisions on their executive, legislative and administrative structure which shall be superior to statutory provisions subject to the authority of the legislature to exact general laws allocating and reallocating powers. Passage of this bill will facilitate the adoption of a charter provision in the City and County of Honolulu regarding the appointment and removal of its county liquor administrator; Hawaii, Kauai and Maui already have charter provision regarding the appointment and removal of the liquor administrator.

I respectfully request your favorable consideration of this bill and thank you for this opportunity to testify.

COUNTY COUNCIL
JAY FURFARO, CHAIR
JOANN A. YUKIMURA, VICE CHAIR
TIM BYNUM
DICKIE CHANG
DEREK S. K. KAWAKAMI
NADINE K. NAKAMURA
MEL RAPOZO



3371-A WILCOX ROAD
LIHU'E, KAUAI, HAWAII 96766
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OFFICE OF THE COUNTY CLERK
Council Services Division
Elections Division
PETER A. NAKAMURA, County Clerk
EDUARDO TOPENIO, JR., Deputy County Clerk

Telephone: (808) 241-4188
Facsimile: (808) 241-6349

The Twenty-Sixth Legislature
Regular Session of 2011
House Committee on Finance
Monday, February 28, 2011
State Capitol Conference Room 308 (3:30 p.m.)

The Honorable Marcus R. Oshiro, Chair
House Committee on Finance
and Committee Members
Hawaii State Capitol
Honolulu, Hawaii

Dear Committee Chair Oshiro and Members of the House Finance Committee:

**SUBJECT: HOUSE BILL NO. 587 (RELATING TO COUNTY LIQUOR
ADMINISTRATORS)**

My name is Derek S. K. Kawakami, and I submit this testimony in my capacity as an individual member of the Kauai County Council.

I support House Bill No. 587 which proposes to amend Section 281-11.5, Hawaii Revised Statutes, to authorize each county to appoint or remove its liquor administrator as provided for in each county's Charter. The Charters of Hawaii, Kauai, and Maui counties contain sections on the appointment or removal of its liquor administrator.

This bill would help facilitate the adoption of a Charter amendment to allow for a comparable provision to be added to the Honolulu City Charter.

Thank you very much for your consideration of this testimony.

Sincerely yours,

Derek S. K. Kawakami
Kauai County Councilmember

FINTestimony

From: mailinglist@capitol.hawaii.gov
ent: Saturday, February 26, 2011 1:33 AM
To: FINTestimony
Cc: swartzg001@hawaii.rr.com
Subject: Testimony for HB587 on 2/28/2011 3:30:00 PM

Testimony for FIN 2/28/2011 3:30:00 PM HB587

Conference room: 308
Testifier position: oppose
Testifier will be present: No
Submitted by: gregory swartz
Organization: Individual
Address:
Phone:
E-mail: swartzg001@hawaii.rr.com
Submitted on: 2/26/2011

Comments:

As a general matter, I oppose this bill. Authority to direct the Liquor Commission activities and operations must be placed with either the Commission or the County, not the Administrator. The Administrator should not appoint hearings officers. This is a conflict of interest. Please clarify that the Liquor Administrator can not receive two salaries -- one as Administrator and one as an investigator.