

HB1730 HD2

RELATING TO THE LAND USE COMMISSION.

Prohibits any member of the Land Use Commission from voting on a matter before the Commission if the member has a conflict of interest. Effective January 7, 2059.

(HB1730 HD2)

NEIL ABERCROMBIE
Governor

BRIAN SCHATZ
Lieutenant Governor

RICHARD LIM
Director



ORLANDO "DAN" DAVIDSON
Executive Officer

LAND USE COMMISSION
Department of Business, Economic Development & Tourism
State of Hawai'i

Statement of
ORLANDO "DAN" DAVIDSON
Executive Officer, State Land Use Commission
Department of Business, Economic Development, and Tourism
before the
SENATE COMMITTEE ON WATER, LAND AND HOUSING

Thursday, March 22, 2012
1:15 PM
State Capitol, Conference Room 225

in consideration of
HB 1730, HD2
RELATING TO THE LAND USE COMMISSION.

Chair Dela Cruz, Vice Chair Solomon, and Members of the Senate Committee on
Water, Land and Housing.

The proposed bill would amend Chapter 205, Hawai'i Revised Statutes (HRS), to add
a section on conflict of interest.

The Land Use Commission has not yet taken a position on HB 1730. These
comments are my own and do not reflect a position of the LUC or of any of the
individual commissioners. Speaking as the Executive Officer and staff to the
Commission, I offer the following comments.

Conflicts of interest provisions are spelled out in an existing statute, specifically
Chapter 84, HRS, titled Standards of Conduct. These provisions apply to all public officials,

including members of the Land Use Commission, and are comprehensive in scope. In addition, the Commission's existing administrative rules cover the process by which Commissioner's must declare a possible conflict of interest, consistent with Chapter 84, HRS. Accordingly, HB 1730 HD2 is redundant.

Any perceived need to further define conflicts of interest would appear to be best served by amending the relevant portions of Chapter 84, HRS, not the State Land Use Law, Chapter 205, HRS, which is primarily substantive in nature.

Thank you for the opportunity to testify.

Dane Wicker

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, March 20, 2012 7:19 AM
To: WLH Testimony
Cc: hspoehr@papaolalokahi.org
Subject: Testimony for HB1730 on 3/22/2012 1:15:00 PM

Testimony for WLH 3/22/2012 1:15:00 PM **HB1730**

Conference room: 225
Testifier position: **Support**
Testifier will be present: No
Submitted by: Hardy Spoehr
Organization: **Papa Ola Lokahi**
E-mail: hspoehr@papaolalokahi.org
Submitted on: 3/20/2012

Comments: