



UNIVERSITY
of HAWAII
MĀNOA

Water Resources Research Center
Environmental Center

February 27, 2012
RL: 2290

LATE

HB 1893
RELATING TO ECONOMIC REVITALIZATION

House Committee on Finance
Public Hearing – Tuesday, February 28, 2012
11:00 a.m., State Capitol, Conference Room 308

By
David Penn, Environmental Center
IN OPPOSITION

Dear Chair Oshiro, Vice Chair Lee, and committee members,

The Environmental Center opposes House Bill 1893, which would temporarily allow exemptions from the environmental review process under HRS chapter 343 for certain “narrowly defined” state and county construction projects. The purpose of Hawaii Revised Statutes Chapter 343 (1) is “to establish a system of environmental review which will ensure that environmental concerns are given appropriate consideration in decision making along with economic and technical considerations.” We suggest that (1) a single, short-notice public hearing in the House Finance Committee may fall short of “appropriate consideration in decision making;” (2) the “narrowly defined” scope of the proposed exemptions may be overly broad and internally inconsistent; (3) the proposed after-the-fact judicial remedy for preserving due process and challenging exemption decisions may be insufficient, and seems to deserve additional scrutiny by the Judiciary Committee; and (4) the legislature may not have sufficient information to form a reasonable basis for substituting its own judgment about the existence, significance, and mitigation of environmental effects and impacts for that of executive agencies, which generally incorporate knowledge derived from the HRS 343 process into the exercise of their regulatory discretion.

Hawaii’s environmental review law states that “the process of reviewing environmental effects is desirable because environmental consciousness is enhanced, cooperation and coordination are encouraged, and public participation during the review process benefits all parties involved and society as a whole.” Giving a government executive the power to exempt a project whose environmental impacts are deemed “minimal or acceptable when weighed against the speed with which the economic and employment benefits from . . . construction . . . can be realized” can easily seem like a disservice to environmental quality, the environmental review process, and Hawaii’s people. The proposed measure could unnecessarily endanger environmental quality, discourage environmental awareness, cooperation and coordination; and curtail meaningful public involvement. **The environmental review process should not be viewed as a barrier to economic revitalization.**

The proposed measure would apply to "any . . . improvement of real property" that is not exempt those expressly removed from the bill's purview. In this regard, we question why this bill would exempt the environmental review of construction affecting sensitive environments associated with historic sites and island shorelines, when it would not exempt the review of construction with the conservation district. We have similar concerns with regard to oil refineries (would biofuel refineries be exempt from environmental review?), power generating facilities (would non-fossil fuel plants be exempt from environmental review?), and renewable energy facilities (would a 199 megawatt plant be exempt from environmental review, unlike a 200 megawatt plant?)

LATE

As with other measures proposed this session, we are concerned that the legislature may lack sufficient information about the wide range and specific effects of the actions that would be exempted from environmental review. One of the great benefits of the environmental review process is the valuable information that it provides to agencies for making discretionary permitting decisions. It may turn out that exempting an action from environmental review would result in longer processing times for discretionary permits, because the agencies would require and request additional information that would have otherwise been available in the environmental review documents. Alternatively, if the existing environmental review process under HRS 343 determines that a specific action would not have significant effects, then permitting agencies would have greater assurance that the associated exemption declaration was sufficiently considered within the context of Environmental Council and agency review.

Thank you for considering our testimony on this proposed legislation. Please note that our testimony is advisory only and should not be construed to represent an official institutional position of the University of Hawaii.



LATE

HB 1893
RELATING TO ECONOMIC REVITALIZATION
House Committee on Finance

February 28, 2012

11:00 a.m.

Room 308

The Office of Hawaiian Affairs (OHA) offers the following comments on HB 1893, which would create a temporary exemption from Hawai'i's environmental review law, Hawaii Revised Statutes (H.R.S.), Chapter 343, for certain state or county projects exempted before July 2014. Among other comments on HB1893, OHA respectfully requests that environmental review exemptions for projects involving historic sites and shoreline areas be stricken from the language of HB1893, thereby maintaining protections in place for these sites under State law. At the outset, we note that HB1893 was re-referred to the House Finance Committee after previously receiving a dual-referral to a joint hearing of ERB and EEP, as well as this Committee. Given the impacts that HB1893 will have on the state environmental review process, we believe that the instant bill should have properly received a hearing before the ERB/EEP Committees, as originally referred.

HB 1893 proposes exemptions for state/county projects that may be proposed in areas that would otherwise be subject to state environmental review. The State should establish itself as a leader in project design and planning, rather than seeking to exempt itself from its own environmental review process. Of particular note, HB1893 proposes to exempt state/county projects located within historic sites or within the shoreline area, both of which currently trigger environmental review by specific language in H.R.S. § 343-5(a)(3) and (4), respectively. For historic sites, environmental review is the process that creates the project descriptions that are provided to the State Historic Preservation Division and the public, who then can comment on the impacts of a project on historic sites. For the shoreline area, the area between the water and the shoreline setback line is an area with a high concentration of subsurface cultural deposits, including Native Hawaiian burials. Accordingly, we request that both historic sites and shoreline areas be stricken from the exemption created by HB 1893.

OHA recognizes that HB1893 only exempts a certain type of state/county project from State environmental review. In order to receive an exemption under HB1893, the project must be (1) entirely funded by state, county, or federal funds; (2) entirely located on state or county land; (3) not in the conservation district; and (4) allowed under existing land use and zoning for the subject parcel. In addition, the proposed

exemption cannot include certain specific projects, such as wastewater treatment plants, landfills, rail transit, and large-scale (>200MW) renewable energy facilities.

Nonetheless, the language of HB1893 provides an opportunity for a wide range of state/county projects to evade environmental review. More troubling, however, may be the limitations that HB1893 places on judicial review of exemptions. HB1893, section 8 appears to establish a unique form of judicial review for state/county projects that receive an HB1893 exemption. Section 8 appears to limit judicial review to whether a project fits within the criteria established in HB1893, section 3, thereby focusing solely on the most general terms of a proposal within the context of HB1893, section 3 language (*e.g.*, whether the project is an entirely state/county/federally funded project, proposed on state/county lands, not in a conservation district). This type of judicial review effectively eliminates the underlying purpose for an exemption—namely, that a particular type of project has been determined to likely not have a significant effect on the environment. HB1893 would only allow a short ten day window, starting from the first publication of a project notice, for filing a court challenge to whether an exemption met the criteria established under HB1893, section 3.

OHA recognizes the underlying desire of the Legislature to promote economic revitalization through public infrastructure projects. We do not feel, however, that this revitalization effort must come at the expense of environmental and cultural resource planning. Therefore, OHA urges the committee to take our comments on HB1893 into consideration, should it decide to pass an amended version of the bill. Mahalo for the opportunity to testify on this important measure.



Sierra Club Hawai'i Chapter

PO Box 2577, Honolulu, HI 96803
808.538.6616 hawaii.chapter@sierraclub.org

LATE

HOUSE COMMITTEE ON FINANCE

February 28, 2012, 11:00 A.M.
(Testimony is 2 pages long)

TESTIMONY IN STRONG OPPOSITION TO HB 1893

Aloha Chair Oshiro and Members of the Committee:

The Hawai'i Chapter of the Sierra Club, with 10,000 members and supporters, strongly *opposes* HB 1893, which would exempt many state or county projects from the environmental review process for two years.

Thirty years ago, this Legislature determined that:

The legislature finds that the quality of humanity's environment is critical to humanity's well being, that humanity's activities have broad and profound effects upon the interrelations of all components of the environment, and that an environmental review process will integrate the review of environmental concerns with existing planning processes of the State and counties and alert decision makers to significant environmental effects which may result from the implementation of certain actions. The legislature further finds that ***the process of reviewing environmental effects is desirable because environmental consciousness is enhanced, cooperation and coordination are encouraged, and public participation during the review process benefits all parties involved and society as a whole.***

Haw. Rev. Stat. § 343-1 (emphasis added). Let's not dump this conclusion and be so short-sided as to simply unleash the bulldozers. Our 30-year old environmental review law ensures that we measure twice and cut once. These regulations are found in many other states and at the federal level, and are proven to create better projects. They've also, from time to time, stopped

undesirable projects like the proposed development at Sandy Beach or the construction of a landfill on top of our aquifer in Central O'ahu. This give and take is a normal and reasonable demonstration of democracy at work, and ensures that only the best projects move forward.

Moreover, relatively few public projects actually involve the completion of an EIS (approximately 25 each year). This includes projects like the undersea cable -- construction that is significant in scope, complexity, and potential impacts on the community. Aren't these exactly the type of projects that deserve scrutiny?

HB 1893 would eliminate a process that ensures:

- the public is well informed of projects before they are authorized;
- that community members -- your constituents -- are able to participate in the planning process;
- that the public and the counties can suggest ways to improve projects to save money, protect natural resources, or satisfy community concerns; and
- save money in the long-term by preventing fool-hardy and short-sighted decisions.

This measure is a penny-wise, pound-foolish proposal. Do we really want to encourage the development of highways, docks, and airports without examining the particularized impacts on the neighborhood or the marine environment? The economic benefit -- if any -- is not worth the destruction of our democratic process and the resulting risks to our natural environment.

We hope you will defer this measure indefinitely. Thank you for the opportunity to testify.

LATE

BIA-HAWAII
BUILDING INDUSTRY ASSOCIATION

Testimony to the House Committee on Finance
February 28, 2012
11:00 a.m.
State Capitol - Conference Room 308

RE: HOUSE BILL NO. 1893 ECONOMIC REVITALIZATION

Chair Oshiro, Vice Chair Lee, and members of the committees:

My name is Gladys Marrone of the Building Industry Association of Hawaii (BIA-Hawaii). Chartered in 1955, the Building Industry Association of Hawaii is a professional trade organization affiliated with the National Association of Home Builders, representing the building industry and its associates. BIA-Hawaii takes a leadership role in unifying and promoting the interests of the industry to enhance the quality of life for the people of Hawaii.

BIA-HAWAII supports the intent of H.B. 1893. The bill proposes to temporarily allow exemptions from the environmental review process under chapter 343, HRS, for certain narrowly defined state or county construction projects.

The purpose of this bill is to promote economic revitalization by temporarily removing a barrier to the expeditious construction of certain state and county projects. As defined in this bill, "Construction" includes grading, grubbing, stockpiling, excavation, foundation laying, pile driving, demolition, building, reconstruction, rehabilitation, renovation, repairing, maintaining, paving, landscaping, and any other improvement of real property.

While we support the need to expedite state projects, we believe that the environmental review process is appropriate in situations where construction involves a new building or development. If the new building or development did not comply with Chapter 343 HRS during the planning and design phases, we would be cautious about exempting these types of projects from Chapter 343 HRS. We believe that the bill may need further clarification to limit construction to "grading, grubbing, stockpiling, excavation, demolition, reconstruction, rehabilitation, renovation, repairing, maintaining, paving, and landscaping. These construction activities would be focused on expediting work on existing facilities.

Thank you for this opportunity to express our views.

LATE



Hawaii's Thousand Friends

25 Maluniu Ave., Suite 102., PMB 282 • Kailua, HI 96734 • Phone/Fax: (808) 262-0682 E-mail: htf@iava.net

February 28, 2012

COMMITTEE ON FINANCE

Rep. Marcus R. Oshiro, Chair
Rep. Marilyn B. Lee, Vice Chair

HB 1893

RELATING TO ECONOMIC REVITALIZATION

Hawaii's Thousand Friends, a statewide land and water use non-profit organization, opposes HB 1893 that exempts narrowly defined state or county construction projects from Chapter 343 environmental review.

There must be some powerful **publically unknown** forces and reasons behind HB 1893 to force Speaker Say to abandon House procedure and re-refer HB 1893 to the Finance committee totally bypassing the original referral to the Economic Revitalization & Business and Energy & Environmental Protection.

HB 1893 is a dangerous bill because it undermines decades of planning, environmental law and public participation by:

1. Exempting construction of county and state projects from Chapter 343, Hawaii's environmental review process regardless of whether the state or county land is within a historic site, a shoreline area or Waikiki. *The very reasons tourists come to our islands.*
2. Exempting construction projects on state or county land from amendments of any land use map or county general plan, development plan, or community plan. *HB 1893 undercuts county home rule, county planning and community participation at the county level.*
3. Exempting construction projects on state or county land from reclassification by the Land Use Commission. *HB 1893 totally undermines Hawaii's State Land Use Law enacted by the 1961 Legislature, which found that a lack of adequate controls had caused the development of Hawaii's limited and valuable land for short-term gain.*
4. Extinguishing public input and involvement by deeming a project exempt from Chapter 343 "upon first publication of the notice that an exemption has been granted."
5. Limiting citizen participation with a 10-day deadline for filing a challenge to an exemption. *The obstacles against a challenge ever being filed are great. First, a person must find out about the proposed exemption then find a lawyer who can mount a legal challenge before the deadline.*

If HB 1893 is passed the real reasons for exempting construction projects from planning, environmental oversight and public participation will not be known until it is too late and the bulldozers are on the ground, residents are up in arms and our fragile and finite natural and cultural resources are decimated.

LATE

To the Honorable Chair Oshiro and Members of the House Committee on Finance,

My name is Mary Steiner. I am the Chair of the Environmental Council. Please accept this testimony on behalf of the Environmental Council. It is two pages.

The Environmental Council **strongly opposes** HB 1893, as well as its characterization of the Chapter 343 review process as "a barrier to the expeditious construction" of certain undefined state and county projects.

The finding that "exempting narrowly defined projects from the environmental review process will result in net benefits to the State and serve the significant public purpose of economic revitalization" contradicts 30 years of wisdom held by previous Legislatures, even during tough economic times. Our forefathers in the Legislature had the wisdom and fortitude to make difficult choices in finding that:

"the quality of the environment is as important to the welfare of the people of Hawaii as is the economy of the State. The legislature further finds that the determination of an optimum balance between economic development and environmental quality deserves the most thoughtful consideration, and that the maintenance of the optimum quality of the environment deserves the most intensive care." (HRS 341-1)

This bill does not demonstrate any thoughtful consideration of the optimum balance between economic development and environmental quality.

Moreover, HB 1893 creates an unwarranted division between public and private projects. It is unfair and perverse for government to exempt itself from its own laws, yet still require private applicants to undergo environmental review for the same kinds of projects. If anything, private projects should be the ones exempted, unless they require government decision making, lands, or funds.

Chapter 343 already provides two avenues for state and county projects to be exempted from preparing an environmental assessment. Specific projects, on a case-by-case basis, may be exempted upon consultation with other agencies. Alternatively, if the project is of a class previously determined to have little or no potential for environmental impact, it may be exempted. Such exemptions require one paragraph of writing.

While the language in HB 1893 describes the action as "narrowly defined projects," it proceeds to define construction projects as:

"Construction" includes grading, grubbing, stockpiling, excavation, foundation laying, pile driving, demolition, building, reconstruction, rehabilitation, renovation, repairing, maintaining, paving, landscaping, and any other improvement of real property."

In other words, construction is defined as a quite expansive list of activities that could have any number of significant impacts on our natural and cultural resources. Many of these activities, when done at smaller scales in already developed areas, are already exempt. If the project,

though, is of a nature that could have significant adverse impacts, then it should be considered for its potential impacts on the environment.

Finally, one of the values of environmental review is that people have a valuable voice in government decision making, especially those who live near proposed projects and will be forced to live with the long-term consequences of bad decisions. This is a fundamental principle of democracy.

HB 1893 provides a token, and in this case truly narrow, form of public accountability, in that private persons may challenge whether the exemption is in compliance with HB 1893 within 10 working days of publication of a notice to exempt a project. The re-referral of this bill to only the Committee on Finance demonstrates the lack of respect for the public that this bill would effect if enacted into law.

In conclusion, the Environmental Council respectfully requests that the Committee on Finance defer this bill. This bill does not embody the values of democracy or respect our natural and cultural heritage of these unique islands.

Respectfully,

Mary Steiner

Chair, Environmental Council

HOUSE COMMITTEE ON FINANCE HEARING
Tuesday, February 28, 2012
11:00 AM
House Bill 1893
Relating to Economic Revitalization

LATE

Chair Oshiro and Finance Committee Members:

This testimony provides comments in **strong opposition** to HB 1893. The intent of this bill is **to exempt state and county projects from important and vital environmental oversight** and requirements of the State's environmental review law, Chapter 343, HRS.

This measure is nothing more than a guise for enabling the State and county together with private interests to engage in the proliferation of high-density development that will encroach upon and strangle our island's environmentally sensitive and protected areas, natural and historic resources, and public scenic open spaces. HB 1813 is a transparently conscious attempt by certain present legislators and politicians to **undermine and erode long-standing laws protecting our fragile island environment and its finite protected resources** in favor of "the speed with which the economic and employment benefits from construction of the projects can be realized", i.e., in order to promote and achieve massive development to the detriment of the greater public interest of Hawai'i's present and future generations.

This present Miami Beach mindset portends disaster for Hawaii – and especially Honolulu as a visitor destination. **Our island economy is dependent upon and subsidiary to our unique environment; open shoreline, natural and historic cultural resources; and panoramic view planes from the mountains to the sea.**

By "exempting" State and county projects **on state and county land** from the Environmental Review Process, - "regardless of whether the state or county land is within a historic site... a shoreline area... or the Waikiki area" - this bill abuses and defiles Hawai'i's long-standing commitment to environmental protection and its **objectives** for the following irretrievable public assets:

- Conservation Districts
- Shoreline Areas
- Historic Sites
- Natural Resources
- Public Parks and Open Space

HB 1893 is the antithesis of all that has gone before to serve Hawai'i's Environmental Protection in the Greater Public Interest.

Please HOLD this bill!

M S Matson
Honolulu

H. B. No. 1893
RELATING TO ECONOMIC REVITALIZATION.
House Committee on Finance
Public Hearing – Tuesday, February 28, 2012
11:30 am, State Capital, Conference Room 308
By
Mahelani Sylva – Private Citizen

LATE

Chairpersons and Committee members,

I, Mahelani Sylva, am submitting this written testimony in **opposition to HB1893.**

Allowing the Governor or any County's Mayor to exempt projects from the Environmental Review Process:

Strips the rights of community members to voice their concerns that they may have regarding the application / project. *These concerns* may include and are not limited to:

- Protection of natural resources - enables the public to question if adequate measures are in place and provide information that preserve & protect indigenous species
- Transparency - allows the community to review proposed application as well as submit concerns and comments
- Preservation of Cultural sites - often members of the community have provided valuable information which have contributed to maintaining the *integrity* and *sanctity* of the area in which the proposed development will occur

The uniqueness of our islands and the protection and preservation of her culture and environment should be the foundation of which we built around, not sacrifice, especially for economics.

This is how this bill reads to me:

Exempt - State/County ... grading, grubbing (run off/coral reef; sea urchins, etc DEAD);
Exempt - State/County ... excavation, foundation laying, pile driving (Na Iwi Kupuna/ desecration);
Exempt - State/County ... demolition (cultural/spiritual site/destruction);
Exempt - State/County from law suit (Judicial Review, None, but Private Person (masochist) can proceed through the "Circus" Court proceedings and get your heart ripped out and if you loose, your pockets too).

Please keep the Environmental Review Process in place, insuring the protection and preservation of our Aina by **opposing HB 1893.**

If you have any questions, please feel free to contact me. Thank you for your attention to this matter.

Mahalo,

Mahelani Sylva

P. O. Box 927
Lihue, HI 96766
NaLeoHawaiian@aol.com

LATE TESTIMONY

In re: HB1893

28 February 2012

Aloha.

I strongly oppose House Bill 1893. This short-sighted bill is not good for Hawaii. We should not look merely at how something will affect us today, but what this implies for the future. This bill may set parameters and time restrictions on the exemptions, but once the door is open, we all know how much easier it is for that door to be opened wider and wider in the future. Please do not make Hawaii just another state in the union. Think about the future and not just today.

Mahalo,

Todd T. Fukushima
1427 Clark Place,
Wahiawa, Hawaii 96786.

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 27, 2012 10:55 PM
To: FINTestimony
Cc: puna_moku@hotmail.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Comments Only
Testifier will be present: No
Submitted by: Cheryl Lovell-Obatake
Organization: AHA MOKU, Puna, Kaua'i
E-mail: puna_moku@hotmail.com
Submitted on: 2/27/2012

Comments:

Aloha e Representatives,

My name is Cheryl Lovell-Obatake. I am a Hawaiian Subject. I reside on Kauai.

This measure is strange.

"Temporarily allows exemptions from the environmental review process under chapter 343, HRS, for certain narrowly defined State and County construction projects."

Pg. 4. Line 3 "Is funded entirely by State, County, or federal funds." Section 106 is a federal mandate that the State and County must comply with. They must consult with Native Hawaiian Organizations. If not, why not?

I would like to request for any and all information of all islands and the areas of where construction projects are anticipated.

Mahalo in advance.

Cheryl Lovell-Obatake

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 10:51 AM
To: FINTestimony
Cc: MICKC6789@gmail.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Stifier position: Oppose
Stifier will be present: No
Submitted by: Mickaela Connolly
Organization: Individual
E-mail: MICKC6789@gmail.com
Submitted on: 2/28/2012

LATE TESTIMONY

Comments:

Their must be a better solution than giving in to corporate greed and waisting tax-payer money.

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 10:47 AM
To: FINTestimony
Cc: den@aloha.net
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Oppose
Testifier will be present: No
Submitted by: Denise Hennig
Organization: Heart of Lanai
E-mail: den@aloha.net
Submitted on: 2/28/2012

LATE TESTIMONY

Comments:

Our State Taxes should not be used to put an underground cable from Lanai to Oahu. Oahu can generate enough power for it's own needs if your stores will turn down their air conditioning a few degrees and use a fans to recirculate the cooled air. They can close their doors to keep the cool air in.

Then our tax dollars can be used to provide other services that are necessary. It is disgusting to go to Oahu and see that you are essentially waisting your unnecessary air-conditioning as if electricity were free.

It is not right to let Castle & Cooke and Our Electric Utilities, two giant conglomerate corporations, to have the right force the tax payers of this entire state to pay for an undersea cable that only benefits One Island.

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:13 AM
To: FINTestimony
Cc: bkbflyme@aol.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308

Justifier position: Oppose

Justifier will be present: No

Submitted by: Barbara Baird

Organization: Individual

E-mail: bkbflyme@aol.com

Submitted on: 2/28/2012

LATE TESTIMONY

Comments:

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:12 AM
To: FINTestimony
Cc: alohabela@yahoo.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Oppose
Testifier will be present: No
Submitted by: Bela Eubank
Organization: Individual
E-mail: alohabela@yahoo.com
Submitted on: 2/28/2012

LATE TESTIMONY

Comments:

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:14 AM
To: FINTestimony
Cc: bair6939@gmail.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308

Testifier position: Oppose

Testifier will be present: No

Submitted by: Tai Baird

Organization: Individual

E-mail: bair6939@gmail.com

Submitted on: 2/28/2012

Comments:

LATE TESTIMONY

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:15 AM
To: FINTestimony
Cc: golfbabe007@hotmail.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308

Testifier position: Oppose

Testifier will be present: No

Submitted by: Kelly Brock

Organization: Individual

E-mail: golfbabe007@hotmail.com

Submitted on: 2/28/2012

LATE TESTIMONY

Comments:

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:15 AM
To: FINTestimony
Cc: caleb555kepa@wave.hicv.net
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Oppose
Testifier will be present: No
Submitted by: Lorraine Dyer
Organization: Individual
E-mail: caleb555kepa@wave.hicv.net
Submitted on: 2/28/2012

Comments:

LATE TESTIMONY

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:17 AM
To: FINTestimony
Cc: omjanaki@hotmail.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Oppose
Testifier will be present: No
submitted by: Carol Onuma
Organization: Individual
E-mail: omjanaki@hotmail.com
Submitted on: 2/28/2012

Comments:

LATE TESTIMONY

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:22 AM
To: FINTestimony
Cc: ncarismaui@hawaii.rr.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Oppose
Testifier will be present: No
Submitted by: Norma Caris
Organization: Individual
E-mail: ncarismaui@hawaii.rr.com
Submitted on: 2/28/2012

Comments:

This bill is specifically designed to prematurely build a cable long before the technology has been perfected and the state has an energy plan. If the eco system is destroyed in the rush, the taxpayer....your constituents will pay over and over for a project that ends in disaster. Do not let this happen. As taxpayers and ratepayers we are paying attention.

LATE TESTIMONY

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:10 AM
To: FINTestimony
Cc: aaronspark@gmail.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308

Testifier position: Oppose

Testifier will be present: No

Submitted by: Aaron Park

Organization: Individual

E-mail: aaronspark@gmail.com

Submitted on: 2/28/2012

Comments:

LATE TESTIMONY

FINTestimony

m: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 10:00 AM
To: FINTestimony
Cc: jansquires7@msn.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
stifier position: Oppose
stifier will be present: No
Submitted by: Jan Squires
Organization: Individual
E-mail: jansquires7@msn.com
Submitted on: 2/28/2012

LATE TESTIMONY

Comments:

This bill is a ruse to allow the HECO and Castle and Cooke to put down a cable which will enable them to destroy an entire archeological rich island without legislative checks and balances. The entire process will be out of the legislatures control. Do not let two private companies hijack the democratic process and destroy our eco system with impunity. Quality of life and tax dollars will be sacrificed. The damage will be forever.

FINTestimony

From: mailinglist@capitol.hawaii.gov
ent: Tuesday, February 28, 2012 9:08 AM
To: FINTestimony
Cc: chooandchoo@aol.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308

stifier position: Oppose

stifier will be present: No

Submitted by: Andrea Choo

Organization: Individual

E-mail: chooandchoo@aol.com

Submitted on: 2/28/2012

Comments:

LATE TESTIMONY

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:39 AM
To: FINTestimony
Cc: tnosako@cox.net
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308

Testifier position: Oppose

Testifier will be present: No

Submitted by: Tilden Osako

Organization: Individual

E-mail: tnosako@cox.net

Submitted on: 2/28/2012

Comments:

LATE TESTIMONY

FINTestimony

From: mailinglist@capitol.hawaii.gov
sent: Tuesday, February 28, 2012 9:11 AM
To: FINTestimony
Cc: amy.s.barr@boeing.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Oppose
Testifier will be present: No
Submitted by: Amy Barr
Organization: Individual
E-mail: amy.s.barr@boeing.com
Submitted on: 2/28/2012

LATE TESTIMONY

Comments:

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:08 AM
To: FINTestimony
Cc: sosako@wave.hicv.net
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Oppose
Testifier will be present: No
Submitted by: Susan Osako
Organization: Individual
E-mail: sosako@wave.hicv.net
Submitted on: 2/28/2012

LATE TESTIMONY

Comments:

Did you know that 1893 was the date of the overthrow of the monarchy? Maybe that is fitting considering the consequences if this bill moves forward unhindered. Hawaii has lost more endangered species than any other place on earth.....that statement is factually true. There is a delicate balance here and we could lose it all like Guam if we are not careful. Keep the power in the legislature and not in the hands of mainland companies who will be here to today to make a profit and then be gone.....your constituents will bear the price.

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:42 AM
To: FINTestimony
Cc: njricco@gmail.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308

Testifier position: Oppose

Testifier will be present: No

Submitted by: Nancy Richerson

Organization: Individual

E-mail: njricco@gmail.com

Submitted on: 2/28/2012

Comments:

LATE TESTIMONY

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:47 AM
To: FINTestimony
Cc: ChoonJamesHawaii@gmail.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Oppose
Testifier will be present: No
Submitted by: Choon James
Organization: Country Talk Story
E-mail: ChoonJamesHawaii@gmail.com
Submitted on: 2/28/2012

LATE TESTIMONY

Comments:

OPPOSE HB 1893

This Bill and other similar bills are heading our state into the wrong direction.

Democratic processes are not autocratic.

You must not turn us into a Banana Republic.

This BILL has no place here. Please table this very bad idea.

THIS IS WRONG.

You will alienate and cut off public involvement. There is a reason for due processes like these. These processes are meant to protect the public: to allow affected and concerned citizens to share their knowledge.

You cannot deny the public basic due process. Vain excuses like expediency and jobs to fast-track these processes do not cut it.

HASTE makes Waste. We need our legislators to think long-term and not react or succumb to short-term knee jerk pressures.

Mahalo,

Choon James
Kahuku, Hawaii

808 293 9111
ChoonJamesHawaii@gmail.com

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:42 AM
To: FINTestimony
Cc: r.schaumann@googlemail.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308

Testifier position: Oppose

Testifier will be present: No

Submitted by: Renate Schaumann

Organization: Individual

E-mail: r.schaumann@googlemail.com

Submitted on: 2/28/2012

Comments:

LATE TESTIMONY

FINTestimony

From: mailinglist@capitol.hawaii.gov
ent: Tuesday, February 28, 2012 9:40 AM
To: FINTestimony
Cc: papayas2@cox.net
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308

stifier position: Oppose

stifier will be present: No

Submitted by: Pat Jensen

Organization: Individual

E-mail: papayas2@cox.net

Submitted on: 2/28/2012

LATE TESTIMONY

Comments:

FINTestimony

From: mailinglist@capitol.hawaii.gov
sent: Tuesday, February 28, 2012 9:39 AM
To: FINTestimony
Cc: msoplatt@yahoo.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893 .

Conference room: 308

stifier position: Oppose
stifier will be present: No

Submitted by: Margaret Platt

Organization: Individual

E-mail: msoplatt@yahoo.com

Submitted on: 2/28/2012

Comments:

LATE TESTIMONY

FINTestimony

From: mailinglist@capitol.hawaii.gov
ent: Tuesday, February 28, 2012 9:41 AM
To: FINTestimony
Cc: tginml@hotmail.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308

Testifier position: Oppose

Testifier will be present: No

Submitted by: Sandy Patel

Organization: Individual

E-mail: tginml@hotmail.com

Submitted on: 2/28/2012

Comments:

LATE TESTIMONY

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:22 AM
To: FINTestimony
Cc: jdoughet@fuse.net
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Oppose
Testifier will be present: No
Submitted by: Judy Dougherty
Organization: Individual
E-mail: jdoughet@fuse.net
Submitted on: 2/28/2012

LATE TESTIMONY

Comments:

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:23 AM
To: FINTestimony
Cc: kianas@hawaiiantel.net
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308

Testifier position: Oppose

Testifier will be present: No

Submitted by: Diane Sugiyama

Organization: Individual

E-mail: kianas@hawaiiantel.net

Submitted on: 2/28/2012

Comments:

LATE TESTIMONY

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:24 AM
To: FINTestimony
Cc: dbristow@limpopo.co.za
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308

Testifier position: Oppose

Testifier will be present: No

Submitted by: Vanessa Bristow

Organization: Individual

E-mail: dbristow@limpopo.co.za

Submitted on: 2/28/2012

Comments:

LATE TESTIMONY

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:28 AM
To: FINTestimony
Cc: h1earle@yahoo.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Oppose
Testifier will be present: No
Submitted by: Helen Earle
Organization: Individual
E-mail: h1earle@yahoo.com
Submitted on: 2/28/2012

LATE TESTIMONY

Comments:

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:29 AM
To: FINTestimony
Cc: felixa1@aol.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Oppose
Testifier will be present: No
Submitted by: Leslie Dunaway
Organization: Individual
E-mail: felixa1@aol.com
Submitted on: 2/28/2012

LATE TESTIMONY

Comments:

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:33 AM
To: FINTestimony
Cc: seamusgarry@eircom.net
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Oppose
Testifier will be present: No
Submitted by: Seamus Garry
Organization: Individual
E-mail: seamusgarry@eircom.net
Submitted on: 2/28/2012

LATE TESTIMONY

Comments:

Discarding all environmental safeguards and crashing ahead with an undersea cable through the whale sanctuary, which is the real reason for this bill will potentially cause unmitigated destruction of our whole fragile eco system. How can the legislature even consider this? By the way 1893 was the date of the overthrow of the Hawaiian government. Somehow seems ironic that this bill is 1893.

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 10:10 AM
To: FINTestimony
Cc: marvmathews@gmail.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

LATE TESTIMONY

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308

Identifier position: Oppose

Identifier will be present: No

Submitted by: Marvin Mathews

Organization: Individual

E-mail: marvmathews@gmail.com

Submitted on: 2/28/2012

Comments:

Exempting projects from the environmental review process is a clear step backward. Ours is a particularly fragile environment. Please reject or amend this bill to protect our aina.

Thank you

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:34 AM
To: FINTestimony
Cc: ihill98405@aol.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Oppose
Testifier will be present: No
Submitted by: Leslie Hill
Organization: Individual
E-mail: ihill98405@aol.com
Submitted on: 2/28/2012

LATE TESTIMONY

Comments:

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:34 AM
To: FINTestimony
Cc: mmccann02@hotmail.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Oppose
Testifier will be present: No
Submitted by: Mary Hogan
Organization: Individual
E-mail: mmccann02@hotmail.com
Submitted on: 2/28/2012

LATE TESTIMONY

Comments:

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:38 AM
To: FINTestimony
Cc: philsherrie.osako@gmail.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Justifier position: Oppose
Justifier will be present: No
Submitted by: Philip Osako
Organization: Individual
E-mail: philsherrie.osako@gmail.com
Submitted on: 2/28/2012

Comments:

LATE TESTIMONY

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 5:18 AM
To: FINTestimony
Cc: nihipalim001@hawaii.rr.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

LATE

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Oppose
Testifier will be present: No
Submitted by: Michele Nihipali
Organization: Individual
E-mail: nihipalim001@hawaii.rr.com
Submitted on: 2/28/2012

Comments:

Dear Seantors:

I strongly oppose HB 1893.

This bill refers to the state's long standing environmental review process as a "barrier" to economic revitalization and would allow the Governor or any County's Mayor to exempt from the environmental review process virtually any project that would normally be captured under the "use of state or county lands or funds" trigger in Chapter 343 for the next two years. The language in the bill disingenuously calls this a "narrowly defined" group of projects, but it would amount to every road, bridge, harbor, airport, and public building.
Thank you for your consieration in this matter.

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 1:53 AM
To: FINTestimony
Cc: shelleymuneoka@gmail.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

LATE

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Oppose
Testifier will be present: No
Submitted by: Shelley Muneoka
Organization: Individual
E-mail: shelleymuneoka@gmail.com
Submitted on: 2/28/2012

Comments:

I am strongly opposed to this bill. The fact that this bill is being heard in finance committee and is titled "Relating to Economic Revitalization" creates a false dichotomy between aina and jobs. Environmental reviews are in place to protect our finite resources from poor planning and zeal for more development. Job creation does not soften the blow of irreparable harm to ecosystems that may be impacted by projects that would be exempted from the EIS process if this bill were to pass. Please, I strongly urge you to kill HB 1893. Hawai'i's natural resources are what makes her so special, please do your best to protect them for future generations. Mahalo.

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 1:33 AM
To: FINTestimony
Cc: wendywailua@gmail.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

LATE

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Oppose
Testifier will be present: Yes
Submitted by: Wendy Raebeck
Organization: Individual
E-mail: wendywailua@gmail.com
Submitted on: 2/28/2012

Comments:
OPPOSE!

We ALWAYS need to address environmental implications for any and all buildings, projects, plans, agri-business, everything. ALWAYS. Not to carefully weigh possible negative human effects on the environment is to kiss goodbye everything sacred. The world isn't here just for us - it's our kuleana (and PLEASURE) to cherish and care for our natural surroundings. Without the flora and fauna, we're nothing. You'd think people in Hawai'i would be fighting to preserve laws that protect the environment... What is HAPPENING?

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:01 AM
To: FINTestimony
Cc: sosako@wave.hicv.net
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

LATE

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Oppose
Testifier will be present: No
Submitted by: Susan Osako
Organization: Individual
E-mail: sosako@wave.hicv.net
Submitted on: 2/28/2012

Comments:

Did you know that 1893 was the date of the overthrow of the monarchy? Maybe that is fitting considering the consequences if this bill moves forward unhindered. Hawaii has lost more endangered species than any other place on earth.....that statement is factually true. There is a delicate balance here and we could lose it all like Guam if we are not careful. Keep the power in the legislature and not in the hands of mainland companies who will be here to today to make a profit and then be gone.....your constituents will bear the price.

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 8:19 AM
To: FINTestimony
Cc: megalchau@gmail.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

LATE

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Oppose
Testifier will be present: No
Submitted by: Meghan Leialoha Au
Organization: Na Wahine Oiwi
E-mail: megalchau@gmail.com
Submitted on: 2/28/2012

Comments:

Environment and culture need to be preserved and protected. Every project needs to be reviewed. This bill's exemptions are suicide for survival and aimed for profit. I strongly OPPOSE this bill.

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 9:03 AM
To: FINTestimony
Cc: mariebro@hawaii.edu
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

LATE

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Oppose
Testifier will be present: No
Submitted by: Marie Alohalani Brown
Organization: Individual
E-mail: mariebro@hawaii.edu
Submitted on: 2/28/2012

Comments:

Quoting Hawaii Chapter, "This bill would allow the Governor or any County's Mayor to exempt many projects from the state's long standing environmental review process over the next two years. Environmental review is the only public process by which the government "looks before it leaps" and requires an examination of the negative consequences of a project before it begins. The language in this bill disingenuously states the exemption applies to a "narrowly defined" group of projects, but it could amount to every road, bridge, harbor, airport, and public building. "

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 8:12 AM
To: FINTestimony
Cc: brutusluv@gmail.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

LATE

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Oppose
Testifier will be present: No
Submitted by: Blake J La Benz
Organization: Individual
E-mail: brutusluv@gmail.com
Submitted on: 2/28/2012

Comments:

FINTestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 28, 2012 12:02 AM
To: FINTestimony
Cc: ileanahaunani@gmail.com
Subject: Testimony for HB1893 on 2/28/2012 11:00:00 AM

LATE

Testimony for FIN 2/28/2012 11:00:00 AM HB1893

Conference room: 308
Testifier position: Oppose
Testifier will be present: No
Submitted by: Ileana H. Ruelas
Organization: Individual
E-mail: ileanahaunani@gmail.com
Submitted on: 2/28/2012

Comments: