
From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 08, 2011 1:52 AM
To: JDLTestimony
Cc: banyanhouse@hula.net
Subject: Testimony for SB1097 on 2/9/2011 9:00:00 AM

LIVE TESTIMONY

Testimony for JDL 2/9/2011 9:00:00 AM SB1097

Conference room: 016
Testifier position: comments only
Testifier will be present: No
Submitted by: Bob Jones
Organization: Individual
Address: 239 Kulamanu Pl Honolulu HI
Phone: 734-7017
E-mail: banyanhouse@hula.net
Submitted on: 2/8/2011

Comments:

Please consider my 2-9-11 MidWeek suggestions on mandatory hotel registration, casino-entry fee, anti-competition and retail restrictions.

LATE TESTIMONY

To: SENATE COMMITTEE ON JUDICIARY AND LABOR
Re: SB 1097, RELATING TO GAMING
Room: GRACE FURUKAWA, LEAGUE OF WOMEN VOTERS
Date: Wednesday, February 9, 2011 at 9:00 am
Where: Conference Room: 016

I am Grace Furukawa, a member of the League of Women Voters and I speak in OPPOSITION to this bill. The League of Women Voters has done their own study on gambling and found that any form of gambling would be detrimental to the community. I support the previous speakers opposing gambling and would stress only our concern for the small business around the casino, who would lose the discretionary money that would be spent in their shops.



LATE TESTIMONY

NEL ABERCROMBIE
GOVERNOR

BRIAN SCHATZ
LIEUTENANT GOVERNOR

STATE OF HAWAII
OFFICE OF THE LIEUTENANT GOVERNOR
OFFICE OF INFORMATION PRACTICES

NO. 1 CAPITOL DISTRICT BUILDING
250 SOUTH HOTEL STREET, SUITE 107
HONOLULU, HAWAII 96813
Telephone: (808) 586-1400 FAX: (808) 586-1412
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www.hawaii.gov/oiip

CATHY L. TAKASE
ACTING DIRECTOR

To: Senate Committee on Judiciary and Labor

From: Cathy L. Takase, Acting Director

Hearing: Wednesday, February 9, 2011, 9:00 a.m.
State Capitol, Room 016

Re: Testimony on H.B. No. S.B. No. 1097
Relating to Gaming

The Office of Information Practices (OIP) takes no position on the purpose of this bill, which is to grant a 10 year license for a casino and establish a gaming control commission. OIP does have concerns with two provisions concerning confidentiality of casino licensure records and recommends deletion of these two provisions for the reasons discussed below.

First, on page 45 of the bill, a proposed new section -8 provides that the commission must keep confidential all information supplied or used by the commission in reviewing or investigating an application for a casino license. OIP questions the overbroad and general confidentiality requirement proposed for just this one licensure process. For all other types of licensure, there is no such confidentiality requirement since the Uniform Information Practices Act (Modified), chapter 92F, HRS (UIPA) already provides exemptions from public disclosure that would apply, in large part, to the licensing application information that this bill seeks to protect. For example, the UIPA's "frustration of a legitimate government function" exception would protect a license applicant's confidential commercial and financial information as well as the commission staff's recommendations and notes about a license applicant.

Second, on page 72-73 of the bill, a proposed new section -24 states that the commission's various records are subject to the UIPA except for records provided by another government agency, licensure application information, and information identified by the licensee as confidential. Again, OIP

questions the need for such overbroad and general exceptions when the UIPA's own exceptions already and consistently operate to exempt from public disclosure licensure information in government records that the Legislature, when establishing the UIPA, had already declared should be protected, such as a licensee's confidential commercial and financial information or confidential records from another agency. Notably, the UIPA's "frustration" exception would apply to protect a licensee's records where the records are found to be confidential commercial and financial information, and not merely when the licensee designates the information to be confidential as proposed by this bill. OIP recommends the deletion of the bill's two confidentiality provisions described above.

Thank you for the opportunity to testify on this bill.

LATE TESTIMONY

WRITTEN ONLY

TESTIMONY BY KALBERT K. YOUNG
INTERIM DIRECTOR, DEPARTMENT OF BUDGET AND FINANCE
STATE OF HAWAII
TO THE SENATE COMMITTEE ON JUDICIARY AND LABOR
ON
SENATE BILL NO. 1097

February 9, 2011

RELATING TO GAMING

Senate Bill No. 1097 authorizes limited casino gaming operations in the Waikiki area and establishes the Hawaii Gaming Control Commission (Commission) within the Department of Business, Economic Development and Tourism to administer, regulate, and enforce casino gaming operations. The bill also imposes a wagering tax of 6.75% on the monthly gross receipts received from casino gaming to be deposited into the general fund. Senate Bill No. 1097 also establishes the State Gaming Fund into which all fees, taxes, and fines collected from casino gaming to be used for a compulsive gamblers program and administrative expenses of the Commission.

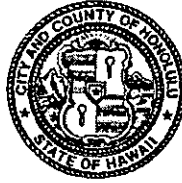
As a matter of general policy, the Department of Budget and Finance does not support the creation of any special fund which does not meet the requirements of Section 37-52.3 of the Hawaii Revised Statutes. Special or revolving funds should: 1) reflect a clear nexus between the benefits sought and charges made upon the users or beneficiaries of the program; 2) provide an appropriate means of financing for the program or activity; and 3) demonstrate the capacity to be financially self-sustaining. In regards to Senate Bill No. 1097, it is difficult to determine whether the fund will be self-sustaining.

POLICE DEPARTMENT
CITY AND COUNTY OF HONOLULU

801 SOUTH BERETANIA STREET · HONOLULU, HAWAII 96813
TELEPHONE: (808) 529-3111 · INTERNET: www.honolulu-pd.org

LATE TESTIMONY

PETER B. CARLISLE
MAYOR



LOUIS M. KEALOHA
CHIEF

DELBERT T. TATSUYAMA
RANDAL K. MACADANGANG
DEPUTY CHIEFS

OUR REFERENCE JI-TA

February 9, 2011

The Honorable Clayton Hee, Chair
and Members
Committee on Judiciary and Labor
The Senate
State Capitol
Honolulu, Hawaii 96813

Dear Chair Hee and Members:

Subject: Senate Bill No. 1097, Relating to Gaming

I am Jerry Inouye, Captain of the Narcotics/Vice Division of the Honolulu Police Department.

The Honolulu Police Department opposes Senate Bill No. 1097, Relating to Gaming.

In keeping with our vision of making Honolulu the safest city in the nation in which to live, work, and play, we are strongly opposed to all forms of gambling. We are convinced that gambling undermines community values and will have an overall negative effect on our economy and unique island lifestyle.

A study conducted by Professors Earl Grinols and David Mustard showed that having casinos increased the crime rate after a lag of three to four years. This study further indicated that 8 percent of property crime and 10 percent of violent crime in counties with casinos were due to the presence of a casino.

The socioeconomic costs include job loss, more people filing for unemployment benefits, welfare benefits, physical and mental health problems, theft, embezzlement, bankruptcy, suicide, child abuse and neglect, domestic abuse, divorce, incarceration, work absences, and homelessness.

The Honolulu Police Department would like to remind Hawaii's legislators that legalizing even one casino would simply open the floodgates for additional casinos and the multitude of criminal and social problems that accompany them.

Serving and Protecting With Aloha

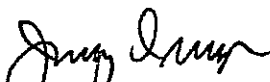
LATE TESTIMONY

The Honorable Clayton Hee, Chair
and Members
Page 2
February 9, 2011

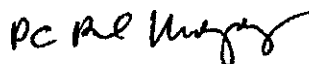
The Honolulu Police Department urges you to oppose Senate Bill No. 1097,
Relating to Gaming.

Thank you for the opportunity to testify.

Sincerely,


JERRY INOUE, Captain
Narcotics/Vice Division

APPROVED:



LOUIS M. KEALOHA
Chief of Police

To: Legislative Committees addressing Gambling Bills, 2011 session
From: Rev. Bob Nakata, Chair 295-1316 2/9/11

Division of Church and Society
California-Pacific Annual Conference

The United Methodist Church

Re: The opposition of the worldwide United Methodist Church to all forms of gambling.

Attached is a resolution repeatedly passed by the General Conference of the United Methodist. This body meets every 4 years, with well over 1,000 delegates from all over the world. It is the only body that can speak for the entire United Methodist Church.

The resolution expresses very strong opposition to all forms of gambling, or games of chance. Fundamental to its opposition is that gambling relies on chance, not the steady disciplined work ethic, to move ahead in life. It is especially detrimental to addictive personalities

We ask that the Legislature reject all bills that promote gambling.

LATE TESTIMONY

on both the general church and local church level in the following ways:

- (1) We resolve to direct the appropriate agencies of the general church to lobby both our national government and multinational corporations, to do all they can to bring justice to the local producers, by lobbying for fair and equitable prices for goods and services produced.
- (2) We resolve that the General, jurisdictional, annual conferences, and local churches encourage every pastor whose congregation is touched by these issues to invite caring laypersons to join her or him in making a personal visit to the home of every farm family in our parishes.

ADOPTED 2000

see Social Principles, ¶ 163H.

GAMBLING

203. Gambling

The Social Principles state that, "Gambling is a menace to society, and to the best interests of moral, social, economic, and spiritual, and destructive of good government. As an act of faith and confidence, Christians should abstain from gambling and should strive to minister to those victimized by the practice. Where gambling has become addictive, the church will encourage such individuals to receive therapeutic assistance so that the individual's energies may be directed into positive and constructive ends. The church should promote standards and personal lifestyles that would make unneeded, and undestrable the resort to commercial gambling—including public lotteries—as a recreation, as an escape, or as a means of providing public revenue or funds for support of charities or government" (¶ 163G).

When asked which commandment is first of all, Jesus answered, "O Israel: the Lord our God, the Lord is one; you shall love the Lord your God with all your heart, and with all your soul, and with all your mind, and with all your strength" (Mark 12:29-30). Gambling on human greed and invites persons to place their trust in pos-

sessions rather than in God. It represents a form of idolatry that contradicts the first commandment. Jesus continued: "The second is this, 'You shall love your neighbor as yourself'" (Mark 12:31). In relating with compassion to our sisters and brothers, we are called to resist those practices and systems that exploit them and leave them impoverished and demeaned. The apostle Paul wrote in 1 Timothy 6:9-10a: "People who want to get rich fall into temptation and a trap and into many foolish and harmful desires that plunge men into ruin and destruction. For the love of money is a root of all kinds of evil."

Gambling, as a means of acquiring material gain by chance and at the neighbor's expense, is a menace to personal character and social morality. Gambling fosters greed and stimulates the fatalistic faith in chance. Organized and commercial gambling is a threat to business, breeds crime and poverty, and is destructive to the interests of good government. It encourages the belief that work is unimportant, that money can solve all our problems, and that greed is the norm for achievement. It serves as a "regressive tax" on those with lower income. In summary, gambling is bad economics; gambling is bad public policy; and gambling does not improve the quality of life.

We oppose the growing legalization and state promotion of gambling.

Dependence on gambling revenue has led many states to exploit the weakness of their own citizens, neglect the development of more equitable forms of taxation, and thereby further erode the citizens' confidence in government.

We oppose the legalization of pari-mutuel betting, for it has been the opening wedge in the legalization of other forms of gambling within the states and has stimulated illegal bookmaking. We deplore the establishment of state lotteries and their use as a means of raising public revenues. The constant promotion and the wide advertising of lotteries have encouraged large numbers of persons to gamble for the first time.

We express an even more serious concern for the increasing development of the casino enterprise in the United States, for it has taken captive entire communities and has infiltrated many levels of government with its fiscal and political power.

Public apathy and a lack of awareness that petty gambling feeds organized crime have opened the door to the spread of numerous forms of legal and illegal gambling.

We support the strong enforcement of antgambling laws, the repeal of all laws that give gambling an acceptable and even advantageous place in our society, and the rehabilitation of compulsive gamblers.

The church has a key role in fostering responsible government and in developing health and moral maturity that free persons from dependence on damaging social customs. We urge national, tribal, state and local governments to read, analyze and implement the recommendations of the National Gambling Impact Study report released by the United States in 1999. It is expected that United Methodist churches abstain from the use of raffles, lotteries, bingo, door prizes, other drawing schemes, and games of chance for the purpose of gambling or fundraising. United Methodists should refrain from all forms of gambling practices carried on in our communities and should work to influence community organizations to develop forms of funding that do not depend upon gambling.

The General Board of Church and Society shall provide materials to local churches and annual conferences for study and action to combat gambling and to aid persons addicted to gambling. The General Board of Church and Society, annual conferences, and local churches shall work with the National Coalition Against Legalized Gambling and grassroots organizations opposing gambling to stop and reverse legalized gambling. The General Board of Church and Society shall report to the 2008 General Conference which stock market and securities practices might be considered forms of gambling. The Board shall consult with the General Board of Pensions and Health Benefits and other agencies with investment portfolios in developing this report.

ADOPTED 1980
AMENDED AND READOPTED 1996
AMENDED AND READOPTED 2004

Social Principles, ¶ 163G.

204. Gambling Impact Report

WHEREAS, Congress charged nine persons to serve in the task of a very broad and difficult-to-conduct comprehensive legal and factual

524

GAMBLING IMPACT REPORT

study of the social and economic implications of gambling in the U.S.; and

WHEREAS, these commissioners, in dedicated service to the truest demonstration of democracy, did present for our good use an executive summary of their conclusions and recommendations, strongly suggested that the public follow as guidelines in evaluating the impact on which this phenomena—gambling—is sweeping the nation; and

WHEREAS, the recommendations are in place for all to see on the Web site www.ngisc.gov and in the hands of every congressperson, *Therefore, be it resolved*, that every delegate of the 2000 General Conference be persuaded to obtain a copy from each one's respective representative, read it completely, and make the contents known to those they, in turn, represent at this conference so as to make their states more knowledgeable of the dangers of addiction, the preludes, and consequences and pledge leadership in using their knowledge, duly received as soon as possible.

ADOPTED 2000

See Social Principles, ¶ 163G.

GLOBAL ECONOMIC JUSTICE

205. The United Methodist Church, Justice, and World Hunger

Is not this the fast that I choose: to loose the bonds of injustice, to undo the thongs of the yoke, to let the oppressed go free, and to break every yoke? Is it not to share your bread with the hungry, and bring the homeless poor into your house, when you see the naked, to cover them, and not to hide yourself from your own kin? Then your light shall break forth like the dawn, and your healing shall spring up quickly; your vindicator shall go before you, the glory of the LORD shall be your rear guard (Isaiah 58:6-8, NRSV).

I. Introduction

In 1996, the World Food Summit held in Rome, Italy, reaffirmed "the right of everyone to have access to safe and nutritious food, consistent with the right to adequate food and the fundamental right of

525