

NEIL ABERCROMBIE
GOVERNOR



RICHARD BURNS
STATE LIBRARIAN

STATE OF HAWAII
HAWAII STATE PUBLIC LIBRARY SYSTEM
OFFICE OF THE STATE LIBRARIAN
44 MERCHANT STREET
HONOLULU, HAWAII 96813

**House Committee on Education
Wednesday, March 21, 2012
State Capitol, Room 309**

SB2994, SD2 - Relating to Education

The Hawaii State Public Library System (HSPLS) agrees with the intent and purpose of SB2994 SD2, to encourage more private-public partnerships to benefit the HSPLS at the community level. This bill clarifies that subaccounts may be established within the libraries special fund to account for donations to specific library branches. We already have "subaccounts" set up to properly account for privately donated moneys specified by a donor to be for the benefit of a specific public library and disbursed to that specified public library for the sole use of that library. This bill would support and legally authorize our current practice of accounting, tracking and reporting on these subaccounts for every public library in the State.

This bill requires the board of education to adopt rules pursuant to Chapter 91, HRS to carry out the purposes of section 312-3.8, HRS authorizing HSPLS through the state librarian to issue licenses, revocable permits, concessions, or rights of entry for the use of public library system facilities. We can certainly agree that comprehensive

administrative rules will provide HSPLS with a clear direction on the activities appropriate for public libraries.

Finally, the intent of this Act will be to provide the opportunity for every individual and every entity to support their public library at the community level. This is the basis of our grass roots support from all of our patrons statewide so we wholeheartedly want to promote and advocate for this. This bill does raise some issues, legal concerns, and reservations regarding workload impact for our branches and staff offices; adequate resources (both personnel and funding) to properly implement and account for these new contracts, licenses, and activities; collective bargaining issues; and will impact our current Memorandum of Understanding with the Friends of the Library of Hawaii. However, we are confident we can work with the Legislature, the Board of Education, other community support groups, the Friends of the Library of Hawaii, etc. to develop reasonable resolutions to address these issues. While we support the intent of this bill, we have reservations and concerns about the bill in its current form.

Thank you for allowing us the opportunity to testify on this measure.

To: Representative Roy Takumi, Chair
House Committee on Education
From: Byrde Cestare, Executive Director, Friends of the Library of Hawai'i
Measure: SB2994, SD2
Hearing: Wednesday, March 21, 2012
2:00 p.m.

Friends of the Library of Hawai'i was founded in 1879. Our mission is to support and promote Hawai'i's 50 public libraries. We are a non-profit, 501c3 organization.

We agree with the goal of providing the greatest support possible for all of Hawai'i's public libraries. The role of public libraries in enhancing the lives of Hawai'i's communities continues to grow, especially during times of economic challenge.

We welcome the opportunity to work with any group whose goal is to support their local library branch by selling books or engaging in other entrepreneurial activities that support their mission.

We recognize that the existing law needs to be amended to delete mention of groups and conditions that no longer exist and to clarify how a non-profit system operates in support of a government entity. We would welcome the opportunity to collaborate on thoughtful review of this legislation and suggest amendments that will accomplish the intention of supporting Hawai'i's public libraries, encouraging fundraising, and developing entrepreneurial activities.

SB2994, SD2 has flaws that will create unintended consequences for our Affiliate Program and to future donations for the public library system. The Friends Affiliate Program has been working effectively with local groups in support of their community library since 1991. Upon becoming an affiliate, groups are immediately covered by our 501c3 group exemption making it legal for them to accept tax-deductible donations. Most local Friends groups are small and have limited resources, so this is a major benefit. Of the 40 groups we are currently working with, only three have their own 501c3 exemption. To require each of our Affiliates to apply for their own 501c3 exemption would mean many of them would simply close up shop.

To eliminate this system without a replacement to immediately fill the void would create chaos. As many of you have heard from your local Friends group, this legislation threatens their very existence. It is devastating to volunteers who have dedicated their time and effort in support of their local library, operated legally for many years under our program, to read that their operations may now be construed as illegal.

FLH is convinced there is a non-legislative solution to the issue at hand and continues to work toward that end. We respectfully request that the Senate Education Committee consider not passing this bill in its current form. Please invite dialogue between all parties affected and create legislation that will truly address the needs of our public library system and the non-profit organizations and individuals that support it.

**Friends of the Library of Hawai'i (FLH) OPPOSES SB #2994, SD2
for the following reasons:**

1. Local booksales are not a concession for purposes of this bill; but still unclear where that money goes. Language should be "sale of books" as there are several types of sales taking place

at library branches: periodic booksales, on-going sales at book tables and/or shelves, and bookstores.

2. This bill would prevent any FLH Affiliate that is not a 501 c3 to be eligible to receive discarded books from their local branch library.

3. Currently, FLH negotiates the statewide contracts for copier machines and other enterprise activities on HSPLS property, ensuring the most favorable contract with the greatest return for the libraries. SB2994 would decentralize this process.

4. This bill would have a negative impact on the current system of FLH Affiliates which relieves HSPLS of the challenge of managing separate groups representing each branch in the state. It appears that each of our Affiliates would have to apply to the Head Librarian of their local branch library for approval to conduct any sale of books at that library. Approval would also be required of the State Librarian, the Board of Education, the Attorney General's office, and the Governor. The BOE would be tasked to create individual contracts for each group requesting use of library facilities for fundraising and to create rules and regulations to manage all operations on library property. This is contrary to current law which allows all FLH Affiliates under our 501 c3 exemption to be able to conduct the sale of books on library property. Will all enterprise activities on state property, including sale of books, need to be suspended while these contracts, rules, and regulations are being developed and approved?

5. Under the current system, the Enterprise funds can be used for matching grants and for major purchases by the State Librarian; i.e., the self-check out stand for the Hilo Public Library. The change of the law will prohibit those types of expenditures.

Passage of this bill would result in the lack of a system in place to monitor the non-profits who request use of library property, other than the already stretched HSPLS staff, and no system of accountability that the monies raised would revert to the libraries. In short, it would create chaos where an efficient system is in place. It would also burden the staff and negatively impact services at the library branches.

Thank you for allowing me to voice the Friends of the Library of Hawai'i's **opposition to SB2994, SD2.**

From: Nainoa Mau, Affiliates Coordinator, Friends of the Library of Hawai'i

To: House Education Committee

Chair Representative Roy M. Takumi

Vice Chair Representative Della Au Belatti

Measure: SB 2994, SD2

Hearing: Wednesday, March 21, 2012 - 2:00 p.m., Conference Room 309

I am opposed to SB 2994, SD2. Thank you for allowing me to submit testimony. This bill is relating to libraries, and more specifically the non-profit support of libraries. Friends of the Library of Hawai'i (FLH) has supported the Hawai'i State Public Library System (HSPLS) for over 130 years, including raising funds and securing donations to build the first library in Hawai'i, the Hawai'i State Library in 1913. Over the last 100 years, the HSPLS has grown to 50 libraries throughout the state. The mission of FLH has also grown into that of a statewide entity, supporting all 50 public libraries in the state.

The mission of Friends of the Library of Hawai'i is to support and promote the statewide public library system, including assisting in maintaining free public libraries; securing materials beyond the scope of the normal state budget; advocating for libraries; accepting gifts to and for the library system; and to promote the extension of library services throughout the State of Hawai'i. That is the role of the non-profit in the non-profit - government agency relationship.

Friends of the Library of Hawai'i (FLH) created an Affiliate Program to promote a network of local Friends at the branch libraries, similar to what exists in other states, over twenty years ago. The program was created to ensure that each branch had a local support group, a local Friend. The network allowed for greater cooperation, flow of ideas, and overall greater support. The goal of the program was not simply the existence of the group, but also the success of each group in creating and gathering local support specifically for their branch librar(ies). To this end, FLH channels resources to these individual groups. Groups receive support from an Affiliates Coordinator with FLH, at an Affiliates Conference, access to Affiliate Matching-Grants, 501(c)(3) status under the FLH group exemption, and most importantly, assistance with Federal and State filings that ensure that they are and continue to exist as legal entities in their community, supporting their library. **At no time does FLH try to diminish the support or take funds away from any Friends group, Affiliate or not.**

Local support is crucial to the health and support of a statewide system. Especially in these tough economic times, local Friends groups are needed more than ever to ensure that their communities changing and increasing needs are served. They do this by:

- raising funds for programs and speakers;
- for specific additions to book & media collections;
- for librarian training (conferences);
- for small improvements at their branch(es), etc.

All programs at Hawai'i public libraries are funded by Friends groups and their sponsors.

Much more than fundraising, local Friends are community advocates and help to make the library more visible and relevant to their community. **Local friends are VOLUNTEERS, who take their time and give their efforts to support a government agency for greater benefit to their entire community!**

The intent of this bill seems to be focused on money. Where the money is held, where the money is spent, who has access to the money, and who decides. While this funding is important, and it is the most tangible benefit that the government receives from these volunteers, it is important to remember why they are doing this and expending these efforts. It is because they support their library(ies), and wish to see them thrive. **The result of this legislation should not be to add burden and restrictions on how these volunteers accomplish all that they do. The Friends are actually functioning very well and the libraries are receiving a huge benefit. All of these thousands of volunteers around the state support their branch library in many different ways.**

No one is asking or forcing the Aina Haina Friends to stop supporting their library, but as they do not want to work within the current system, all parties have to figure out some way that that can happen. **To work with the Aina Haina Friends group, FLH has been exploring all options and we feel that there are solutions that do not involve legislation.**

1. In changes to H.R.S. 312-3.8, this bill may put restrictions on how much money Friends groups could raise and that would stay at their library. The word booksale is loosely used. There are groups that have year-round book stores. There are groups that have year-round book tables or carts. These are not booksales per se. A better exemption would be the sale-of-books. However, this does seem very limiting to what Friends groups can do without losing access to those funds raised.
2. Friends are able to use their money to fund enhancements to library services and facilities that are outside the normal state budget. The normal state budget would be salaries, facilities, and books. We know that the library system is currently short 124 staff positions. Friends money cannot pay for additional staff. This means more work for current staff, leaving less time for them to deal with a potentially endless number of groups looking to use library property.
3. In requiring each group to apply separately to their library branch, the proposed bill would now require each Friends group to apply separately. Currently, 35 of these groups fall under the FLH Affiliate umbrella, and 33 are using the FLH group exemption. By taking FLH out of the current statute (where Affiliates are covered as FLH), all of these groups would potentially need to acquire their own 501(c)(3) exemption to separately apply at each branch that they wish to support. In addition, the "discarded" books from libraries can only be given to a 501(c)(3) organization. By taking FLH out of the law (where Affiliates are covered as FLH) these 33 Affiliates can no longer receive those books. Further, there are only six 501(c)(3) groups in the state. There are 46 Friends groups. This will be disastrous for library support as many of these groups cannot or will not pay the fees and expend the very technical labor to acquire a 501(c)(3) exemption from the IRS. Let alone the time it takes. What would they do in the interim?
4. Then there is the addition of the Board of Education (BOE) where they were not previously involved. To add this additional layer of bureaucracy onto a system of volunteers who are currently functioning well makes no sense. Furthermore, the BOE is asked to create rules and regulations to dictate the operations of these groups. These are separate all volunteer non-profit organizations. How long would it take for the BOE to process these rules and regulations and what would all these volunteers do in the meantime? Will all support stop until the BOE figures this out?

Thank you for allowing me to testify and clarify my opposition to SB 2994, SD2. This bill will not accomplish the greater library support that was intended and may diminish current support. This bill will increase the burden on the VOLUNTEERS. There are solutions other than the current bill. **I am strongly opposed to SD 2994, SD2.**

3/20/12

TO: Representative Roy Takumi, Chair
 Representative Della Au Belatti, Vice Chair
 Members of the House Education Committee: Representatives Henry Aquino, Karen Awana, Jerry Chang, Faye Hanohano, John Mizuno, Mark Nakashima, Scott Nishimoto, Scott Saiki, K. Mark Takai, Jessica Wooley, George Fontaine, Aaron Ling Johanson

RE: House Education Committee Hearing on "SB2994, SD2 - Relating to State Libraries"
 Wednesday, March 21, 2012, 2:00 p.m. Conference Room 309 State Capitol

We, the undersigned, support "SB2994, SD2 - Relating to State Libraries" for the intent and purpose of allowing qualified 501(c)(3) library Friends corporations to sell their books on State property for the purpose of supporting a library within the Hawaii State Public Library System.

Name	City/Zip Code
Joseph T. Rozniarski	Honolulu 96821
Howard Belkiss	" 96816
Andy	" 96821
Gene Johnson	" 96816
Paul Chantler	Haleiwa, 96712
Catherine Jiles	Honolulu 96821
Rose Voulgaropoulos	Honolulu 96821
Paul Kato	Honolulu 96822
Kalena Copon	Honolulu 96821
Ja Hana	Honolulu 96821
Meiko	Honolulu 96821
Keely Nakatsu	Honolulu 96821
Doug Young	Hon. 96821
Lisa Shigenaga	Hilo 96720
Paul Kato	Hon. 96825
Shirley Okun	Hon. 96822
Karen	Hon. HI 96821

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Name	City/Zip Code
Bobbie Angela Adams	Honolulu 96821
Deely Arakawa	Honolulu 96821
A. Arun	Honolulu, HI 96819
Azoni A. Aoi	Honolulu, HI 96816
Laurie B. Lu	Honolulu HI 96821
John D. Swann	Honolulu, HI 96821
Patsy Muzubeni	Honolulu HI 96701
Karin Sato	Pearl City 96782
Shirley Okumura	Pearl City, 96782
Kara Hamaoka	Honolulu, 96816
Lorraine Cheng	Honolulu 96821
Suzuki Takahashi	Honolulu 96821
Alan K. K.	Honolulu 96821
Lena Choy	Honolulu 96825
D. Ho	Honolulu 96821
Stuart K.	" "
Cedric B. Cowing	Honolulu 96821

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Name	City/Zip Code
Josephine Keawe Miller	Honolulu 96821
Angela G. ...	96816
... (Ainohana) Honolulu	96821
... Honolulu	96813
Dary Mizuno	Honolulu 96822
Jane ...	Honolulu 96822
...	" 96825
...	" 96816
...	" 96821
...	" 96825
...	" 96822
Dr. Branstetter	Honolulu 96816
J. ...	Honolulu 96821
Peggy Sullivan	Honolulu 96821
John Sullivan	" 96821
...	HNL 96821
Dale H. Okuda	Honolulu 96816
IDA Young	HNL 96816

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Name	City/Zip Code
Arac Oumi <i>Arac Oumi</i>	Kaunoihi / 96744
Jennifer Williams	Hon / 96816
Robert Ben Moshynski	Hon / 96818
Joanne & Michypter	Hon / 96818
Irene Mazurok	Hon 96821
Yuki Yamahara	Hon. 96821
Mark Brehm	Hon. 96821
Jessamine Hugg	Hon 96821
Wayson Chan	Hon 96821
Jan Desjardis	Honolulu 96824
Jimmie Kuei	Hon 96816
J. Hui	Hon 96826
Stella Kolinski	Honolulu 96825
Cara M. Rand	Honolulu 96824
Wah Wong Kichara	Honolulu 96821
Jean Kamahekeke	Honolulu 96821
Ch M	PEARL CITY 96782
Sheif F. Kumina	Hon, 96822

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Name	City/Zip Code
Monna Takasu	Honolulu 96816
Marcia Ikuta	Honolulu 96821
Russ Hayashi	Honolulu 96821
Stanley	Honolulu HI 96822
Caroline Day	Honolulu, HI 96821
David Farmer	HONOLULU, HI 96021
Wendell Chow	Honolulu, HI 96821
Stanley	Honolulu HI 96825
Tim Nunes	Honolulu, HI 96821
Steven Osk	Honolulu HI 96825
Ken Tofa	Honolulu, HI 96821
Hansel Pelt	Honolulu, HI 96821
Joe Steiner	Honolulu, Hawaii 96825
ALEX OLARU	Honolulu, HI 96821
Kathleen Y. Roznic	Honolulu, HI 96821
Jung Ok Kwon	Honolulu, HI 96821
Esther Zole	Honolulu HI 96821
Kathy Marutani	Honolulu 96821

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Name	City/Zip Code
Kali Schenster	Honolulu 96825
Dora G. Hon. Jh.	Hon HI 96816
Ann M. Wu	Honolulu 96826
Roberta Jahuliaz	Honolulu 96821
Juda P Taylor	Hon. 96816
James McIntosh	Hon 96821
Chris Saal	Hon 96816
Mary Anne Quinlan	Hon 96821
Macey Luo	Honolulu 96813
Susana Knock	Hon 96813
Siu M. Lee	Hon 96821
Scott C Souza	Hon 96821
Tim Meula	Hon 96816
Justin Dumas	Hon 96821
Janet D.	Hon 96825
Marguerite Lee	Hon 96815
Non 96815	

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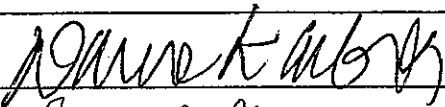
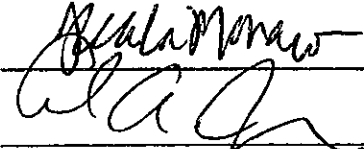

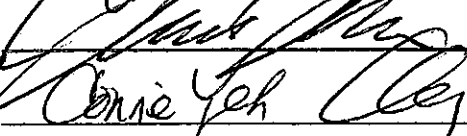

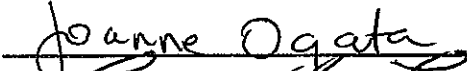
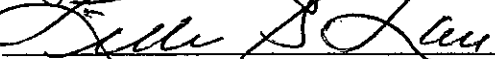
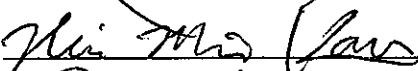





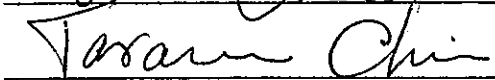
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Name	City/Zip Code
<i>Rubardj Chung</i>	Honolulu, 96821
<i>[Signature]</i>	96821
<i>Christina Yee</i>	Honolulu 96825
<i>Jandra P. Lu</i>	HNL 96824
<i>[Signature]</i>	Honolulu 96821
<i>Wanui Inui Keenue</i>	Honolulu 96821
<i>Robert Underow Jr.</i>	Hon HI 96825
<i>[Signature]</i>	Honolulu 96825
<i>[Signature]</i>	Honolulu 96821
<i>Harold Kim</i>	Hon 96814
<i>margaret kam</i>	Hon 96816
<i>Aur [Signature]</i>	Hon 96828
<i>Roberta Lynee</i>	HNL 96825
<i>Michael Jindz</i>	HNL 96819
<i>Amy [Signature]</i>	HNL 96821
<i>[Signature]</i>	HNL 96821
<i>Nela Buffers</i>	HNL 96821
<i>[Signature]</i>	HNL 96816

TO: Representative Roy Takumi, Chair
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Name	City/Zip Code
 Ellen S. Lim	Aiea 96821 96821
	96821
	96821
	Honolulu 96825
	Honolulu HI 96825 96821
	96821
	96816
	9441600
	Honolulu / 96825
	Kapolei 96709
	Hon 96821
	96821
	96821
	96825

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Name	City/Zip Code
Sandi Ishida	Honolulu 96825
Paula Sakuma	Hon, Ho 96821
Uma - L	Honolulu 96821
KATHRYN YUEN	Hon 96822
BERNHA PANG	Hon 96822
Gordon Shintaku	Hon 96822
Debbie Shintaku	Hon 96822
Carla Iron	Hon 96821
Nancy	Honolulu 96825
Joan Ko	Honolulu 96825
Cran Margulies	Honolulu 96821
Ni Ho	Honolulu 96821
Kim Kennedy	Honolulu 96821
Jocelyn Ho	Hon. 96816
Roberta Oshiro	Hon 96821
Howard Haba	Hon. 96821
Keith Shiroeda	Hon 96821

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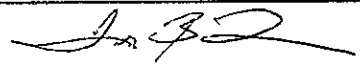
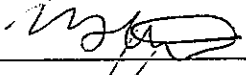
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Name	City/Zip Code
Wanda Rose Debold	96821
Ann Meyer	96816
W. W. W. W.	96821
Dr. Braden	96825
[Signature]	96821
Doraine Young	96821
[Signature]	96816
Young Lee	96875
MARK CUNNINGHAM	HAWAII 96712
JAE HYUNG SON	96816
M. N. N.	96821
Sarah Boyle	96821
MICHAEL KAILING	96825
PAT KUTAKA	96821
Roeland Lasure	96821
[Signature]	96817
[Signature]	96817

TO: Representative Roy Takumi, Chair
 Representative Della Au Belatti, Vice Chair
 Members of the House Education Committee: Representatives Henry Aquino, Karen Awana, Jerry Chang, Faye Hanohano, John Mizuno, Mark Nakashima, Scott Nishimoto, Scott Saiki, K. Mark Takai, Jessica Wooley, George Fontaine, Aaron Ling Johanson

RE: House Education Committee Hearing on "SB2994, SD2 - Relating to State Libraries"
 Wednesday, March 21, 2012, 2:00 p.m. Conference Room 309 State Capitol

We, the undersigned, support "SB2994, SD2 - Relating to State Libraries" for the intent and purpose of allowing qualified 501(c)(3) library Friends corporations to sell their books on State property for the purpose of supporting a library within the Hawaii State Public Library System.

Name	City/Zip Code
Stiver Crowell	Hon. 96825
Sally Crowell	Hon. 96825
St. Mark's	Hon. 96821
Kim Kajima	Hon. 96821
Nicole Kajima	Hon. 96821
Teresa Lee	Hon. 96821
	Hon. 96821
Amy Min	Hon. 96821
Marko Onelko	Hon. 96818
Beatrice Ichikashi	Hon. 96821
Paul J. Iwaka	Hon. 96821
Carolyn Okunaga	Hon. 96821
Mary Lou Serena	Hon. 96825
Raymond L. Serena	Hon. 96825
	Hon. 96821
Stanley Hayashi	Hon. 96825
Denny Wells	Hon. 96825

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Name	City/Zip Code
CARL PETERS	HONOLULU 96825
Carl Peters	Honolulu 96825
Gade Peters	Honolulu 96825
Ken Davis	Honolulu 96819
Marion Baruchatto	Honolulu 96825
Baruchatto	Kaunohoue 96744
Pallas Silm	Honolulu 96801
Cherry E.	Hon. 96821
Nancy Whitawa	Honolulu, 96826
Laura Lu	Hon. 96813
Sean Yamamoto	Honolulu, 96816
Judea Young	Hon. 96814
Mylene Di Kaku	Hon 96825
Kyla Nasrimotto	Honolulu 96821
Samame Hasegawa	Honolulu 96821
Nelena Amara	Honolulu/96821
Cathy Ann	Hon Hi 96821
Cherry E.	Honolulu, 96814

TO: Representative Roy Takumi, Chair
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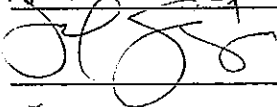
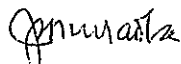
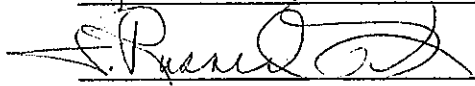
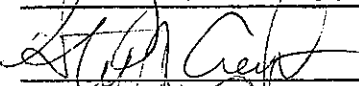

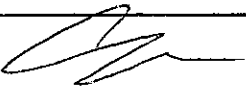
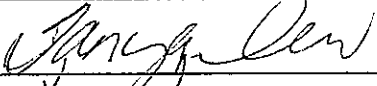
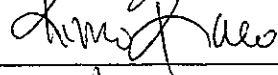
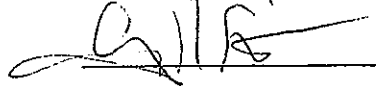
Name	City/Zip Code
M. Wedemayer	Hon 96821
<i>[Signature]</i>	Hon 96825
Scott Nelson	Honolulu 96825
E. C. Otake	" 96825
Daniel Linn	" 96825
Tracy Chin	Hon 96825
Josephine Hahn	Hon 96821
<i>[Signature]</i>	Hon 96824
Yvonne Yumi	Hon 96821
<i>[Signature]</i>	H. 96101
Scott Boudreau	Kapolei 96707
Daniel Boudreau	Kapolei 96707
<i>[Signature]</i>	Honolulu, 96824
<i>[Signature]</i>	Wai'anae 96792
William J. Hayes	Honolulu 96816
Teale Lee	Honolulu 96821
Takah Fukuoka	Honolulu 96821

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Name City/Zip Code

Nelissa Spence	Honolulu, 96821
	Kaneohe, 96744
Eustace Aun	Honolulu, 96821
	Hon. 96825
	Honolulu 96821
Nancy Cranston	Honolulu 96821
	" "
	Kailua 96734
an Weisart	Honolulu 96821
Albert D. Zyz	Honolulu, 96825
Kaydi Drij	Hon 96825
Marglyn Wong	Hon 96822
Corwin Lee 	Hon 96821
Malie Correa	Hon, 96821
	Hon, 96816
	Hon, 96816
	Hon 96817

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Name City/Zip Code

Janet Kondo	Honolulu, HI 96825
Richard J. Kondo	Hon HI 96825
Artem Roz Schitt	Honolulu, HI 96816
Jeff Berg	Hon HI 96816
John Lee	Hon, HI 96816
John Lee	Hon HI 96821
Amelia	Kamuela, HI 96743
Kim R	Honolulu, HI 96821
Renée Danganan	Honolulu HI 96821
Dot Sullivan	Honolulu HI 96825
Jane Sullivan	Honolulu HI 96825
Wendy	Honolulu HI 96825
Wendy	Honolulu HI 96825
Margaret	Honolulu HI 96821
Lauren Davella	Honolulu, HI 96821
Di	Honolulu HI 96821
	Honolulu HI 96825

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Name	City/Zip Code
1 Lelaed Mitsuakawa	Honolulu 96808
2 Lu Suk Katur	Hon HI 96822
3 Cora M. Soga	Hon, HI 96815
4 Mail Awang-Fiji	Hon. HI 96821
5 Shelley Wong	Hon. HI 96817
6 Amanda Wong	Hon. HI 96817
7 Janet Ju	Kaneohe, HI 96744
8 Mr M.W. Y	Honolulu, HI 96817
9 Maria Wong	Honolulu, HI 96817
10 Munny Lee	Honolulu HI 96821
11 K. M. Ho	Honolulu HI 96817
12 Lela Lee	Kalahehi HI 96739
13 Lee	Kalahehi HI 96734
14 Ellen Lee	Hon HI 96821
15 Donald Yip	Hon HI 96821
16 Yvona Cho	Hon HI 96821
17 Carolyn C. Ng	Hon. HI 96825

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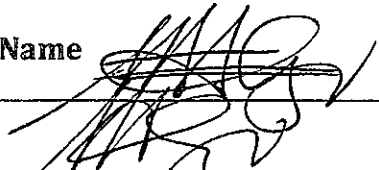

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Name	City/Zip Code
<i>Edh</i>	
<i>Echelmentaker</i>	Honolulu 96821
<i>Carolyn Gross</i>	Honolulu, 96816
<i>Brad Chiba</i>	" 96816
<i>Jessie Otao</i>	" 96825
<i>Daryl Choy</i>	Honolulu 96822
<i>Ang-Wallin</i>	Honolulu 96825
<i>STEVE JORGENSEN</i>	Honolulu 96816
<i>Melen Bussett</i>	Honolulu HI, 96816
<i>Greg Arndt</i>	Honolulu 96821
<i>Kelly Avila</i>	Honolulu 96825
<i>Sam Brewer</i>	Honolulu 96825
<i>Kathy Van Dyke</i>	Honolulu 96821
<i>PATRICIA MCKENNA</i>	Honolulu 96814
<i>Tara Bagley</i>	Honolulu, 96821
<i>Chelsey Sporer</i>	Honolulu, 96825
<i>Prudhvi Rana</i>	Honolulu, 96825
<i>Ed Van Dyke</i>	Honolulu, 96821

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Name	City/Zip Code
	Ewa Beach, HI 96706
John Cayson	Honolulu 96816
Jim Bell	Honolulu 96816
LORI WINGARD	HONOLULU, 96821
John Pepper	Honolulu, 96821
Steven Leong	Honolulu, 96821
Dana Yaman	Hon. 96821
Dana Cortez	Hon. HI 96821
George Damure	Hon HI 96821
M. J. ...	Honolulu 96825
J. Z.	Honolulu 96825
	Honolulu 96825
Sally ...	Honolulu 96821
Dee ...	Honolulu 96816
Eldo ...	Honolulu 96821
B. ...	Honolulu 96822
Carl ...	Honolulu 96821

belatti2 - Kate

From: mailinglist@capitol.hawaii.gov
Sent: Monday, March 19, 2012 10:08 AM
To: EDNtestimony
Cc: pamelawang@hawaii.rr.com
Subject: Testimony for SB2994 on 3/21/2012 2:00:00 PM

Testimony for EDN 3/21/2012 2:00:00 PM SB2994

Conference room: 309
Testifier position: Oppose
Testifier will be present: No
Submitted by: Pamela WANG
Organization: Friends of the Libraries, KONA
E-mail: pamelawang@hawaii.rr.com
Submitted on: 3/19/2012

Comments:

AS President of a local chapter of Library Friends in KONA, please hear my vote to oppose this measure.

The Friends of the Libraries Hawaii (FLH) has already had an excellent public private relationship for MANY decades, fully supporting our 50 public libraries.

The BOE has no place in this equation. Funds raised by local grass root groups called FRIENDS should not have to centralize their funds under the BOE. Each group works well under the auspices of FLH, but each group works for the support of its own local library. These all volunteer organizations work so well because we have say in how our efforts will benefit OUR libraries.

The wording in this SB is so vague and patched together that no one can figure out quite what may happen. This means in the future, rules will be created that may not be in the best interests of the libraries or the groups that support them.

Vesting control in the BOE means delays, mismanagement and confusion. The system works very well as it stands now. Please get rid of this bill!

Thank you for your attention.

From: Parsons Laura <parsonslm@gmail.com>
Subject: Opposition Testimony from Friends of the Library, Kahuka, Oahu, Hawaii
Date: March 20, 2012 9:50:40 AM HST
To: Parsons Laura <parsonslm@gmail.com>

Senate Bill 2994 and House Bill 1054 are being submitted by one Friends of the Library group as far as our own Friends of the Library, Kahuku support group is concerned. It seemed unclear and very confusing to those of us out in the "country" as well as the umbrella group that oversees all of the Friends of the Library in our state. We do not understand the motives of this bill and certainly do not support it for the very reasons that the Hawaii State group opposes it.

We are also opposed to this bill for two other quite obvious reasons. Our FOLK, Friends of the Library, Kahuku brings our whole community together. There are read-alouds every Thursday morning

attended by mothers with children, special education students, and preschool groups. There are special interest groups where persons from our own community emerge as speakers each Tuesday evening commemorating past sugar mill history, new farming techniques, today's quilters, and ways we can learn to respect all cultures. Our FOLK is able to support our whole community-from babies to the elderly.

Our library can be more effective for our community because of the way money is made to support the reading and learning programs. We have book sales, and bake sales where so many people give of their time, energy, and skills as well as goods they've purchased or made. They do this because they see how it affects our entire library community. The book mobile goes out to areas where readers would not be able to get to the library. Some of our microfilms for ancestor and cultural studies

have recently been replaced due to weather damage. Summer reading programs have been supported for our youth and even the adult readers. One can see how our community efforts have made our community library a place WE have made better or THE BEST. It not just a gift from our state.

Thank you for your consideration of our community,

Friends of the Library, Kahuku, Oahu

Laura Parsons, Secretary

Our names are Arlene Block, Kathy D'Assis, Libby Dingeldein, Alice Jenkins, Eunice Saito, and Jackie Wright. We are members and/or officers of the Board of Directors of Friends of Thelma Parker Library on the Big Island. We urge you to vote against SB2994 and HB1054, because change is not warranted.

- The primary mission of the Friends of the Library Hawai'i has been to support the Hawai'i Public Library System. It has successfully done so since the late 1890's.**
- FOLH merged with the Library Foundation in 2005 to collaboratively conduct many fundraising and support activities. FOLH adheres to the state regulations governing the library system.**
- Since the system of support for the public libraries is working effectively, there is no need to add layers of government bureaucracy. Government owes it to the public to work smarter.**
- Like all other government agencies, the libraries operate on austerity budgets. Many unforeseen or unbudgeted needs arise. The public good is served when the libraries can rely on expedient assistance that does not involve a lot of red tape and time-consuming processes. Many libraries benefit from the quick help (manpower and/or financial) of their local FOL affiliate.**
- Benevolent private citizens have placed their trust in FOLH by making large bequests in support of the Hawai'i Public Library System. This is a good indication of the strength and integrity of the non-profit organization.**
- Proponents of the bill are obviously at odds with the status quo. Rather than change the statutes with which opponents will then be dissatisfied, please urge the bills' proponents to exhaust the tools of civil discourse such as negotiation, compromise, or mediation. All problems need not be resolved through legislation.**

Thank you for taking our position under consideration.

Testimony

TESTIMONY ON SB 2994

OPPOSE

I do not know how many things I find upsetting about this ill-conceived and vague bill, but at my age I know obfuscation when I see it.

I sense there is a PROFIT motive involved here and that is the very antithesis of a free and neutral organization like a library. If someone wants to make money off of this, what can it lead to but billboards by the road? I mean, you're taking a pristine community resource and are trying to privatize some aspect of it.

I am the founder and president of our friends group and for fifteen years we have been working in partnership with HSPLS and the BOE. We have spent countless hours hammering out an organization that is fully legal, fully registered at all levels both State and Federal, and has a history of honest support for our library.

The words "for profit", "concession", "licenses", "permits" and "rights of entry" appear in in all versions of this bill. These words signify a radical change in a system that has been traditionally non-profit in character.

As nothing is broken, I am left to conclude that there is someone pushing for a state-wide concession to place vending machines in every library.

You have tasked the board of education with determining the profit from a for-profit concession. That involves determining the costs to the vendor, the actual gross profit from the sale, and the net profit allowable to the vendor, with the balance going to the general library fund. Are they ready and able to make these determinations?

If this bill is passed, you will find you have created a monster, forcing every head librarian to step out of their traditional role into uncharted waters and dealing a blow the Friends of the Library and it's affiliates, like us.

Thank you for your time and effort.

Mike Maddux
President, Friends of the North Kohala Library.



HOUSE OF REPRESENTATIVES

STATE OF HAWAII
STATE CAPITOL
HONOLULU, HAWAII 96813



Rep. Marilyn B. Lee
38th District
Ph: 586-9460 Fax: 586-9466
Email: replee@capitol.hawaii.gov

March 19, 2012

To: The Honorable Roy M. Takumi, Chair
The Honorable Della Au Belatti, Vice Chair
Members of the House Committee on Education

From: Marilyn Lee, Representative 38th District *ML*

Re: Testimony in opposition to SB 2994

Dear Chair Takumi, Vice Chair Belatti and members of the Committee,

I would like to express my opposition to this measure. I am a charter member of the Friends of the Mililani Public Library which began 25 years ago, and currently serve as a Board Member of the Organization. Our Friends Group works very hard to sponsor four book sales every year and has provided equipment, special programs and events for our library with the proceeds from the sales. We have many committed members who come out to assist with the sales, including students from Mililani High School, Lions and Rotary Members.

Our Friends Group became an associate member of the "Big Friends" very recently and in my opinion this has been a positive relationship. I am puzzled about the purpose of this bill as it seems to be special legislation for a non-profit organization. If passed, it could make our work in the community more difficult and we may lose volunteer support. Below, I have listed the objections I have to the bill, and encourage the Chair to hold or defer the measure.

- The Friends of the Library of Hawai'i (FLH) and its affiliates have partnered with the Hawai'i State Library System for many years. FLH raises funds to support statewide programs with its annual Booksale at McKinley High School and the Links to Literacy Golf Tournament at Ko Olina Golf Club. FLH affiliates raise funds locally and their money goes to direct support of their library branch.
- SB 2994 interferes with a system that is working well and has clear oversight of booksales on library property, which is the main fundraising activity of the local Friends group. SB 2994 doesn't solve any issues; it will only complicate the system of library support with additional red tape and bureaucracy. This bill will take revenue away from our local library. I support the Friends so that the revenue will support my library and my community.

Thank you for taking my opposition into consideration.

belatti2 - Kate

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, March 20, 2012 8:47 AM
To: EDNtestimony
Cc: mnmsipe@aol.com
Subject: Testimony for SB2994 on 3/21/2012 2:00:00 PM

Testimony for EDN 3/21/2012 2:00:00 PM SB2994

Conference room: 309
Testifier position: Oppose
Testifier will be present: No
Submitted by: mary sipe
Organization: Individual
E-mail: mnmsipe@aol.com
Submitted on: 3/20/2012

Comments:

Please oppose SB2994, SSCR2762 and SB2994. These undermine the very foundation of what the Friends of the Library stand for and take away all impetus for volunteers to devote the quantity and quality of hours they historical have given to our libraries. By diverting the management of the earned funds away from those who have a vested and emotional interest belittles and neutralizes their passion and commitment to improving the library, thereby lessening the quality of the community. Thank you for considering opposing these bills.

belatti2 - Kate

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, March 20, 2012 9:47 AM
To: EDNtestimony
Cc: carols@hawaii.rr.com
Subject: Testimony for SB2994 on 3/21/2012 2:00:00 PM

Testimony for EDN 3/21/2012 2:00:00 PM SB2994

Conference room: 309
Testifier position: Oppose
Testifier will be present: No
Submitted by: Carol Schaafsma
Organization: Individual
E-mail: carols@hawaii.rr.com
Submitted on: 3/20/2012

Comments:

I live in Kuliouou and am a regular user of the Aina Haina Library. I oppose this bill because it adds layers of bureaucracy and red tape to a system (the existing Friends of the Library network) which is working smoothly with a minimum of bureacratic interference. Rather than direct support of each library by its local Friends group, it requires the intervention of a central authority to approve (or disapprove) the support which the local library needs and the local support group wants to provide.

Testimony in Favor of SB2994 SD2

Debbie Shintaku

As a teacher who worked for many years at a small private school with no library, I have relied on library book sales such as those at Aina Haina, Kaimuki, Kailua and Manoa Libraries to stock my classroom library. For fifty cents or a dollar I have been able to purchase quality books which I have loaned to my students to encourage their interest in reading, or have used as resource material for my curriculum. It is much easier to purchase books from the individual libraries on a weekly or monthly basis, rather than going to the annual Friends of the Library sale, where you have to fight the crowds and stand in long lines.

At the Aina Haina Library in particular, there is a sense of community as regulars drop off books they wish to donate and pick up new ones to read. This exchange of books, while providing extra funds to the library to purchase new books, also serves the environment as community members engage in the recycling of books between them.

I feel there is no need for the “big Friends of the Library” to interfere in the sense of community that the Aina Haina Friends of the Library has developed with their patrons over the past 50 years. We have all been encouraged to “buy local.” Like the Farmers’ Markets springing up all over, where people are able to buy directly from farmers without extra costs and handling of middlemen, the Aina Haina Friends of the Library should have the freedom to buy and sell directly with their consumers without the interference of the “big Friends of the Library.” This is yet another example of a bureaucratic move by the “big Friends of the Library” to legislate matters which can be handled simply and easily on a smaller scale, rather than creating more procedures and rules which only serve to separate rather than build a sense of community.

Testimony in Favor of SB2994 SD2

Gordon Shintaku

My parents moved to Aina Haina in 1963. Growing up in Aina Haina, I have come to treasure all the shops and stores from the good ole days: Doe Fang's Icee and cracked seed, Komakata's Japanese food, Cornets, and M's Ranch House. Even miss going to Chuck E. Cheese for birthday gatherings (not mine).

While many stores have come and gone, the Aina Haina Library has been there the whole time. I first went there to get out of the sun on a blazing hot afternoon. On more than one occasion, I got kicked out for "too much horse playing."

But I soon discovered that the Friends of the Aina Haina Library held book sales. It became an annual "not to be missed" event for me as a child. I always found some great books at good prices regardless of what my interest was at that time.

It wasn't until about four years ago, however, that I began volunteering with the Aina Haina Friends of the Library. Since that time, I can't begin to count the number of books that I've cleaned, sorted, and boxed. Nor can I begin to thank the many of the patrons of the library and members of our community for their generous donations. I have also come to appreciate their support in the purchasing of books on sale day.

Throughout this, I was oblivious to the brewing storm of a law enacted in 2001 (?) which henceforth prevents the Aina Haina Friends of the Library from holding our on-going and annual book sale. It seemed despite obtaining a 501-C3 status, meeting the requirements of a non-profit organization, prudently handling and reporting finances, and assuring all proceeds of the Friends' Sale went to the Aina Haina Library, that these efforts were not enough. I was told that Aina Haina must also be a "Friends of the Library Affiliate" to allow us to sell books on state property.

There has been much testimony against this bill claiming that this would lead to extra work for the "Big Friends" as they would have to

generate a different MOU for each library; that other Friends of the Library organizations do not have the sufficient knowledge in handling a non-profit organization and would jeopardize the 501-C3 status for all; that this would prevent individual Friends of the Libraries from holding book sales. I don't believe this bill would result in any of this happening.

I believe that all the Friends of the Aina Haina Library is asking is that "Friends of the Library" organizations, such as ourselves, that have obtained a 501-C3 status and are willing to take on the burden of operating in accordance with the rules and regulations of a non-profit organization should be given the chance to continue to sell books for the benefit of their respective libraries without becoming a "Friends of the Library Affiliate." I humbly and respectfully ask that you vote for this bill.

Mahalo

Representative Roy Takumi, Chair
Representative Della Au Belatti, Vice-Chair
Members of the House Education Committee

Re: House EDN Committee Hearing on SB 2994, SD2, Relating to State Libraries
Date: Wednesday, March 21, 2012, 2:00 p.m. Conference Room 309

Thank you for scheduling this hearing. My name is Mary Chung, and I am speaking in support of SB 2994, SD2. I am a volunteer with the Friends of the Aina Haina Public Library, an organization that has been selling books to support our library for almost 50 years. We closed our book sales because the current statute does not allow a non-affiliate of Big Friends to legally sell books on library property. This closure has been hurtful for our library, and we are unable to plan for an Annual Sale that takes months of preparation.

I am hoping that this committee will correct a situation that allows only one non-profit organization in the entire state, the exclusive right to any enterprise activity on Public Libraries property. In previous senate hearings, it was stated that the legislative intent in 2001 was not to create a privileged status for one non-profit group, but to promote private-public partnerships to support libraries. Many people are unaware of the exclusivity that was granted. I have listened to reactions of disbelief when the MOU signed between the State Librarian and Big Friends that was effective on 7/1/2010 is described.

I grew up in rural towns on Maui and the Big Island. There were no libraries in our communities, and the time between the bookmobile's visits to our schools seemed like forever. Because of this experience, I treasure our local library. As a volunteer, I love the way people light up at finding a great book, and seeing children and teens so absorbed in what they're reading. I feel that it's important for library friends to know that the money they are raising will be credited to their respective libraries. I hope that this committee will retain incentives for volunteers to support their libraries as more effective oversight of enterprise activity is developed.

Aina Haina Library offers a welcoming environment for a diverse group of patrons. On a typical day, you will see senior citizens, teens congregating at their favorite tables, young families, and adults enjoying a break from their busy lives. It is also a place for those who are homeless and in need of a safe haven to read a paper or to gain computer access. Please support this bill and allow qualified 501(c)(3) corporations whose primary purpose is to support a library conduct sales on state property. Increasing the ways to support libraries makes good sense during this period of budget constraints.

Thank you for this opportunity to express my support of this bill.

Mary Chung
Honolulu

TESTIMONY AGAINST S.B. 2994 S.D. 2

Opposed

Representing: Self

March 17, 2011

Attn: Education Committee Members

Dear Representatives:

I am writing from the perspective of a librarian who has worked in both public and school libraries in various states due to my husband's military career and have seen the positive impact of the Friends of the Libraries in those communities and wherever I traveled.

Now that I am retired, I have finally been able to join our Friends of the Library Kona group and have seen first hand how our fundraising has been able to benefit the library. The amount of money we have been able to raise for the library has increased each year, in part because we have been a stable and trusted presence in the community and have been able to attract a strong enough volunteer group to sustain our growth and contributions with regularly scheduled monthly book fares and other activities that the public looks forward to.

The State's relationship with our umbrella Friends of the Library of Hawaii (FLH) and its affiliate local Friends of the Libraries groups is one of the most successful public/private partnerships the state has, yet this bill will seriously undermine it by changing our relationship with the state, eliminating all mention of our organization, and totally disrupting the current financial setup.

I am very disturbed that this bill seeks to divert donations and income earned from concessions and other for profit activities on library property from the private non-profit Hawaii State Library Foundation Trust Fund and the Friends of the Library of Hawaii Trust Fund. By instead funneling this money into a "special library account" controlled by the Board of Education, additional unnecessary layers of red tape and bureaucracy are being created which may delay or prevent the library from receiving timely funding for specific purposes. (As a librarian, I have had personal experience with that!)

Moreover, if you wanted to donate money to the library system, who would you or the public trust more -- a private non-profit library organization or a state fund controlled by the Board of Education which might be subject to "raiding" in times of economic crisis? The public will see this as a grab for funding by the Board of Education if this is publicized.

This bill is so vague that I can't figure out what the ramifications are for our local Friends group. As an affiliate, it currently operate under the 501 © 3 tax-exemption

of our umbrella Friends of the Library of Hawaii group. By eliminating our name and changing the bill to say that any tax-exempt nonprofit corporation recognized under section 501(c)(3) may be contracted with, we wonder if we will have to apply for our own local tax-exempt status which will disrupt our ability to benefit the library for a while.

No one can answer the questions I have about just how this bill would affect our group because it directs the Board of Education to adopt administrative rules after the fact. The bill states that "book sales" are not considered to be "concessions", yet they are definitely "for profit". Does that mean that our group would be expected to turn over our local fund raiser money to the Board of Education? If so, I can guarantee that we will no longer have enough volunteers and will have to cease our huge fund raising efforts on behalf of the library. I doubt that any other group capable of such fundraising for the sole benefit of the library would emerge.

This bill started out as an effort to let one local Friends group (Aina Haina) have book sales on library property even though they chose not to be an affiliate of the Friends of the Libraries of Hawaii. It has morphed into a monster.

There is surely a way to let them have book sales on the property and accept their donations without eliminating all mention of the existing relationship between the Friends of the Library of Hawaii and the state. It should not be necessary to change the current system of accounting to accommodate them when the current system has been working well and is trusted both by library volunteers and the public.

I know that Education Committee members do have the concern of the education system at heart. The Public Library System is an integral part of that system, one that is not well supported with hours, staffing and adequate funding at the present time due to the state's financial woes.

Please leave the current support and financial system provided by the Friends of the Library of Hawaii and the Hawaii State Library Foundation and related trusts in place. It would be a shame to undermine a Public/Private partnership that has benefited public libraries in Hawaii since 1879.

Sincerely yours,

Cheryl King
Kailua-Kona, Hawaii 96740

belatti2 - Kate

From: mailinglist@capitol.hawaii.gov
Sent: Monday, March 19, 2012 8:46 AM
To: EDNtestimony
Cc: rejoice20@hotmail.com
Subject: Testimony for SB2994 on 3/21/2012 2:00:00 PM

Testimony for EDN 3/21/2012 2:00:00 PM SB2994

Conference room: 309
Testifier position: Oppose
Testifier will be present: No
Submitted by: Joyce Kimball
Organization: Individual
E-mail: rejoice20@hotmail.com
Submitted on: 3/19/2012

Comments:

belatti2 - Kate

From: mailinglist@capitol.hawaii.gov
Sent: Monday, March 19, 2012 4:15 PM
To: EDNtestimony
Cc: maddux@aloha.net
Subject: Testimony for SB2994 on 3/21/2012 2:00:00 PM
Attachments: Testimony.txt

Testimony for EDN 3/21/2012 2:00:00 PM SB2994

Conference room: 309
Testifier position: Oppose
Testifier will be present: No
Submitted by: Mike Maddux
Organization: Individual
E-mail: maddux@aloha.net
Submitted on: 3/19/2012

Comments:

belatti2 - Kate

From: mailinglist@capitol.hawaii.gov
Sent: Monday, March 19, 2012 8:22 PM
To: EDNtestimony
Cc: Lucy1951@hawaii.rr.com
Subject: Testimony for SB2994 on 3/21/2012 2:00:00 PM

Testimony for EDN 3/21/2012 2:00:00 PM SB2994

Conference room: 309
Testifier position: Oppose
Testifier will be present: No
Submitted by: Lucy McCurdy
Organization: Individual
E-mail: Lucy1951@hawaii.rr.com
Submitted on: 3/19/2012

Comments:

Please do what you can to kill this bill. It will prevent local library Friends groups from using the money they raise to directly benefit the library they are trying to support. Under the proposed legislation, whatever the local Friends groups raise will have to go into a State of Hawaii fund and it's questionable at best that the local library will ever see that money.

March 21, 2102

TO: Education Committee
House of Representatives
Representative: Ray Takumi, Chair
Della Au Belatti, Vice Chair
Members of the Education Committee

From: Sally Little

RE: SB 2994 SD2 Relating to State Libraries

Position: Strongly Opposed

I am strongly opposed to this bill for the following reasons:

- 1) This bill has consistently lacked the support from the State Librarian, the Friends of the Library of Hawaii, and a majority of the friends of the individual libraries throughout the State of Hawaii.
- 2) The only supporter of this bill seems to be the Friends of the Aina Haina Public Library. Their express purpose in asking for the approval of this bill is to operate independently. A mechanism for this presently exists and the Friends of Aina Haina Public Library are only being asked to support a loose affiliation with the Friends of the Library of Hawaii. This is not onerous and does not require undo commitment from the Aina Haina Friends. Nor is there any financial obligation from the Aina Haina Friends with this affiliation.
- 3) There seems to be significant confusion in SB 2994 SD2 as to who is responsible for approving a contract with a friends group for use of a respective library for non-concession services, ie book sales. The agreement presently is an MOU with the State Librarian and the Friends of the Library of Hawaii and their represented affiliates. The bill has gone from this MOU to the head librarian of each library being able to negotiate a contract with the approval of the State Librarian with consultation of the Board of Education. At one time the bill required the governor to transact the contract. There is even mention of the approval of the Department of Land and Natural Resources. Adding these layers of bureaucracy does not seem to be in the interest of anyone.
- 4) The effective date was initially June 1, 2030 and in the final draft it is July 1, 2050. This seems to border on the ridiculous.

Please defeat SB2994 SD2 and return this issue for negotiation between the Friends of the Aina Haina Library, the Friends of the Library of Hawaii, and the State Librarian.

Thank you for the opportunity to submit this testimony.

Jeannine Johnson

5648 Pia Street, Honolulu, Hawai'i 96821
Phone: 373-2874 (h) / 691-7261 (w)
Email: jeannine@hawaii.rr.com

March 19, 2012

COMMITTEE ON EDUCATION

Rep. Roy M. Takumi, Chair

Rep. Della Au Belatti, Vice Chair

Re: SB2994, SD2 Relating to State Libraries

Hrg: Wednesday, March 21, 2012 at 9:00 am in Conf. Room 309

Aloha mai,

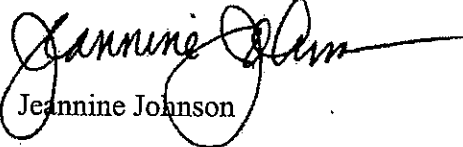
I strongly support SB2994 SD2 which requires the state librarian to issue licenses, revocable permits, concessions, or rights of entry, for a discretionary period, to any 501(c)(3) corporation that exists for the purpose of supporting a library within the Hawaii State Public Library System.

I was born and raised in Niu Valley in East Honolulu and spent many hours inside the 'Āina Haina Library growing up since it opened in 1962. It is a wonderful library, full of light, books, periodicals and audiovisuals. The Friends of 'Āina Haina Library have been around almost as long and have held very popular books sales every year that benefits the Library.

I am dismayed that a terrific organization such as the Friends of 'Āina Haina Library, which has been supporting the 'Āina Haina Library for decades, is not able to continue its sales because it is not an affiliate of the Friends of the Library of Hawai'i. I am on the Board of several non-profits, some with 501(c)(3) designation and some not. I understand the duties of accountability, care and responsibility of maintaining a tax exempt status. How can it be that a 501(c)(3) organization such as the Friends of 'Āina Haina Library could be prevented from the stewardship it has generously provided for over four decades in the best interest of its community?

Please kōkua and support SB2994, SD2 so that those who are in a community, know the community and volunteer for that community can continue to do good work for their community.

'O au iho nō me ka mahalo,


Jeannine Johnson

belatti2 - Kate

From: mailinglist@capitol.hawaii.gov
Sent: Monday, March 19, 2012 10:19 PM
To: EDNtestimony
Cc: lragan001@yahoo.com
Subject: Testimony for SB2994 on 3/21/2012 2:00:00 PM

Testimony for EDN 3/21/2012 2:00:00 PM SB2994

Conference room: 309
Testifier position: Oppose
Testifier will be present: No
Submitted by: Leslie Ragan
Organization: Individual
E-mail: lragan001@yahoo.com
Submitted on: 3/19/2012

Comments:

Please let the libraries be used for reading, research and a safe place to do homework. That is their purpose. Let the FKL's fund what each library needs that is not paid for by the state. We pay enough in taxes to not have our last free place turned into a place to make money. Budget the state like we all budget at home; live within your means; don't keep looking for more money.

Date: March 21, 2012

Time: 2:00pm

Place: Conference Room #309

To: House Committee on Education

Representative Roy Takumi, Chair

Representative Della Au Belatti, Vice Chair

Written Testimony From: Gayle Hirohata-Goto

Re: SB 2994 SD2, RELATING TO STATE LIBRARIES

Position: In Opposition

Chairs & Committee Members:

My name is Gayle Hirohata-Goto, I am currently the branch manager at Aiea Public Library, and I **oppose** SB 2994 SD2. Please do not pass this bill.

The money that is collected by the Friends of the Library of Hawaii and local Friends chapters such as the Friends of Aiea Public Library should not be put into a special fund. Library Friends groups were created to help support libraries, and their fundraising is kept separate from government funding. Friends groups provide funding for programs, equipment, books and other materials for the library when state funds are inadequate. Special funds are often raided in times of fiscal constraint. If the money collected by Friends were put into a special fund, that money could be raided.

Thank you for the opportunity to submit testimony.

belatti2 - Kate

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, March 20, 2012 7:04 AM
To: EDNtestimony
Cc: jacksonhaydenpb@earthlink.net
Subject: Testimony for SB2994 on 3/21/2012 2:00:00 PM

Testimony for EDN 3/21/2012 2:00:00 PM SB2994

Conference room: 309
Testifier position: Oppose
Testifier will be present: No
Submitted by: Jack Hayden
Organization: Individual
E-mail: jacksonhaydenpb@earthlink.net
Submitted on: 3/20/2012

Comments:
I oppose SB 2994!

It attempts to "fix" something that is NOT broken. If passed, its effects will HINDER or STOP local volunteer support of local libraries.

I am Jackson Hayden, Treasurer of the Friends of Kailua Library. Last fiscal year we funded \$57,000 of support to Kailua Library. This money provided new equipment, facilities maintenance support, children's reading programs, adult reading programs and acquisition of media, books and subscriptions for the Library.

If SB2994 is passed, this support will drop to ZERO dollars!

Why?

1) Friends of Kailua Library is chartered to provide support to our local Kailua Library ONLY. We cannot give our funds to the State for someone (non-local) to determine where they may be allocated. Friends of Kailua Library would have to cease operation.

2) Volunteers and customers seek to support their local community. If their efforts and money are not used at this local level, volunteers and most customers will cease to participate.

Imagine how motivated supporters of the library in Hilo would be to have bake sales to send money to Honolulu. The same emotion is true of library support efforts in other communities.

SB2994 is a BAD idea whose time should have never come. It would substantially reduce community support of local libraries.

Vote NO on SB2994.

belatti2 - Kate

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, March 20, 2012 7:26 AM
To: EDNtestimony
Cc: nclamon.pparadise3@gmail.com
Subject: Testimony for SB2994 on 3/21/2012 2:00:00 PM

Testimony for EDN 3/21/2012 2:00:00 PM SB2994

Conference room: 309
Testifier position: Oppose
Testifier will be present: No
Submitted by: Nancy Lamon
Organization: Individual
E-mail: nclamon.pparadise3@gmail.com
Submitted on: 3/20/2012

Comments:

I have no idea what the underlying reason is for the development of this convoluted bill identified as SB2994.

It is obvious to me that there is a desire to dissolve Friends of the Library and its Affiliates throughout the Islands! We are a legal, hardworking, honest entity that has functioned efficiently for many years. We are NOT political and have no HIDDEN agendas. As with all Affiliates, our volunteers work for one reason only---to IMMEDIATELY help our libraries. Our library bookstore patrons in Kailua have clearly and vehemently stated that the monies raised in Kailua STAY in Kailua. Absolutely no detour to the State bureaucracy must happen.

The State is already overwhelmed and understaffed. The Kailua Friends know EXACTLY the source and distribution of our monies. We are accurate to the penny and totally transparent. The monies are available to our library as needed, when needed. Unfortunately, the State would NOT function as quickly or efficiently!

We are focused on the best interests of our library and our community. It would be impossible for the State to offer the same kind of support to each individual library and its community

belatti2 - Kate

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, March 20, 2012 7:41 AM
To: EDNtestimony
Cc: kalena.hayden@earthlink.net
Subject: Testimony for SB2994 on 3/21/2012 2:00:00 PM

Testimony for EDN 3/21/2012 2:00:00 PM SB2994

Conference room: 309
Testifier position: Oppose
Testifier will be present: No
Submitted by: Karen Hayden
Organization: Individual
E-mail: kalena.hayden@earthlink.net
Submitted on: 3/20/2012

Comments:

I am very disappointed that SB2994 has gotten as far as it has, instead of being killed.

There are many of us who believe that the passing of this bill will also be the passing of an era where the community feels that their monies and efforts go directly toward assisting a public institution - in this case, the Kailua Public Library.

Patrons of our Friends of Kailua Library Bookstore enjoy seeing pictures of the many library projects paid for by the proceeds from the Bookstore. Since becoming aware of this bill, both patrons and volunteers (we have approximately 50 volunteers working in the Bookstore) have expressed their dismay that the monies garnered from these Bookstore sales might leave the community and go to a "Special Fund";...which means to us, less accountability, control and transparency. There is already sad talk that if this bill passes, many volunteers will no longer be interested in working in the Bookstore. If/when that happens, we will have less Bookstore hours or will close the Bookstore. This will mean that there will be less or no revenue to assist the Kailua Public Library- a true lose-lose situation.

Please take this opportunity to reflect on this and support our local libraries. Please do this and vote NO to this on SB2994. It is a bad bill.

belatti2 - Kate

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, March 20, 2012 7:48 AM
To: EDNtestimony
Cc: willistoh001@hawaii.rr.com
Subject: Testimony for SB2994 on 3/21/2012 2:00:00 PM

Testimony for EDN 3/21/2012 2:00:00 PM SB2994

Conference room: 309
Testifier position: Oppose
Testifier will be present: No
Submitted by: Eleanor Williston
Organization: Individual
E-mail: willistoh001@hawaii.rr.com
Submitted on: 3/20/2012

Comments:

I am opposed to SB2994!

Please be advised that there are many volunteers in every branch of the "Friends" of the public libraries who would be extremely upset if the proceeds we provide from our efforts is directed toward a "Special Fund."

For many years my husband and I have been worked at the Kailua Library "Friends" book store. Up until he passed away, we were taking turns on Fridays, and making many eager readers/listeners very happy with affordable materials and at the same time bolstering income that was used directly for our library.

Knowing that their book purchases was used for the Kailua Library was a welcome perk for our reading public. Please do not wipe out this important source of income by diverting it to away from the transparent and accountable control of the Friends of Kailua Library. Vote NO on SB2994!

belatti2 - Kate

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, March 20, 2012 12:41 PM
To: EDNtestimony
Cc: llee@lla-hawaiiilaw.com
Subject: Testimony for SB2994 on 3/21/2012 2:00:00 PM

Testimony for EDN 3/21/2012 2:00:00 PM SB2994

Conference room: 309
Testifier position: Oppose
Testifier will be present: No
Submitted by: Lynnae Lee
Organization: Individual
E-mail: llee@lla-hawaiiilaw.com
Submitted on: 3/20/2012

Comments:

To: Representative Roy M. Takumi, Chair
Representative Della Au Belatti, Vice-Chair
Members of the House Education Committee

From: Glen P. Young

Date: Wednesday, March 21, 2012, 2:00 p.m.

Re: Testimony in Support of SB 2994, SD2 - Relating to State Libraries

I am a patron of Aina Haina Public Library and am writing in support of SB 2994, SD2.

With a weak economy and ubiquitous budget cuts across the board, it is even more important to embrace those volunteers and organizations that choose to support our public library system. The Friends of the Aina Haina Public Library are one of those volunteer groups who choose to serve their community by supporting their neighborhood library.

It was disheartening to learn that the Friends of the Aina Haina Public Library recently had to close down their fundraising efforts within the library because they wish to function independently from the Friends of the Library of Hawaii ("Big Friends"). The Friends of the Aina Haina Public Library have been faithfully serving their community as a non-affiliate for many decades and this freedom of choice should be their given right to exercise. SB 2994, SD2 not only seeks to preserve their freedom of choice, but affords other qualified groups this equal opportunity to help support their chosen library.

Thank you and please vote in favor of SB 2994, SD2 as it serves to help support our Hawaii State Public Library System, our community, and our ohana.

Respectfully submitted,

Glen P. Young
Honolulu, HI 96813

Representative Roy M. Takumi, Chair
Representative Della Au Belatti, Vice-Chair
Members of the House Education Committee

Date: Wednesday, March 21, 2012, 2:00 p.m.

Re: Testimony in Support of SB2994, SD2 - Relating to State Libraries

My name is Jerri Young, and I'm a volunteer with the Friends of the Aina Haina Public Library. Thank you for the opportunity to write in Support of SB2994, SD2.

The Friends of the Aina Haina Public Library is a tax-exempt nonprofit corporation recognized by the IRS under Section 501(c)(3) of the Internal Revenue Code of 1986. All monies raised through our book sales, for almost 50 years now, have been used exclusively to support the Aina Haina Library. We are unpaid volunteers who devote much time, effort and resources into supporting our neighborhood library and the community it serves.

In 2010, a Memorandum of Understanding was drawn up between the State Librarian and the Friends of the Library of Hawaii ("FLH"), stating that the FLH and its affiliates have the Exclusive Right to any enterprise activity intended to generate revenues on Public Libraries property. The FLH is a 501(c)(3) nonprofit corporation, not a branch or section within the Department of Education, and yet were given the Exclusive Right to hold sales on library property. We do not believe it is just or proper for one group to be afforded this special privilege.

SB2994, SD2, is an important bill because it addresses the fundamental principles of Special Privilege versus Equal Opportunity in our Hawaii State Public Library System. Under current state law, one entity alone, the friends of the library of Hawaii, is interpreted to have been granted the exclusive use and rights of entry for the use of public library system facilities and grounds. We have learned that the original legislative intent in 2001 was not to create a special privilege and exclusive-use right to one organization, but rather to encourage private-public partnerships to benefit our libraries. SB2994, SD2, will allow other qualified groups an equal opportunity to participate in supporting their library.

Please vote in favor of SB2994, SD2, and allow qualified library friends groups to conduct book sales on library property and generate revenues to be used exclusively for the support of their library. Thank you very much.

Respectfully submitted,

Jerri Young
Honolulu 96825

To: Representative Roy Takumi, Chair
Representative Della Au Belatti, Vice-Chair
Members of the House Education Committee
From: Lisa Yoshimura
Date: March 21, 2012
Re: Testimony Supporting SB2994, SD2, Relating to State Libraries

Thank you for hearing SB2994, SD2. My name is Lisa Yoshimura. I stand in support of SB2994, SD2 for the following reasons:

1. This bill would permit Friends of the Library to sell books on State property for the purpose of supporting its designated library (ies).
2. This bill would provide additional levels of authority in issuing permits to the library facilities, allowing for more balanced input in the decision process.

I join countless residents throughout our Islands wondering why this issue had to come to the point of legislation when the State Librarian could have diligently sought a practical solution for the Friends of the Library through the appropriate State authorities.

Considering our economic crisis and as a taxpayer, I hope our State would not deter, but rather enact measures promoting and protecting voluntary revenue raising groups, such as the Friends of the Library, which have financially supported our State for decades.

I urge you to support SB2994, SD2. Thank you.

belatti2 - Kate

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, March 20, 2012 5:49 PM
To: EDNtestimony
Cc: geowyhi@aol.com
Subject: Testimony for SB2994 on 3/21/2012 2:00:00 PM

Testimony for EDN 3/21/2012 2:00:00 PM SB2994

Conference room: 309
Testifier position: Oppose
Testifier will be present: Yes
Submitted by: George Wyman
Organization: Individual
E-mail: geowyhi@aol.com
Submitted on: 3/20/2012

Comments:

This is in opposition to HB1054, HD1,SD1, and also SB 2994, which both appear to be primarily a vendetta against the Friends of the Library of Hawaii. In my position as a recent board member of the affiliate, Friends of the Kailua Library, I found the Friends of the Library of Hawaii to be a well run, professional organization dedicated to the support of the statewide library system. Further, to delete the competent State Library Foundation Trust Fund with a new "special fund" arrangement administered by the Board of Education is an inexcusable additional burden to an already overextended state bureaucracy.

Date: March 21, 2012

Time: 2:00pm

Place: Conference Room #309

To: House Committee on Education

Representative Roy Takumi, Chair

Representative Della Au Belatti, Vice Chair

Written Testimony From: Nathan Chan

Re: SB 2994 SD2, RELATING TO STATE LIBRARIES

Position: In Opposition

Chairs and Committee Members:

My name is Nathan Chan, and I am Treasurer with the Friends of the Waikiki-Kapahulu Public Library.

I **oppose** SB 2994 SD2.

Our Friends group currently raises money through book sales to directly supplement the needs of the Waikiki-Kapahulu Library. We provide funds for purchasing much needed items such as books, DVDs, CDS, furniture, and office equipment.

SB 2994 SD2 would complicate this relationship by forcing the money we raise into a special fund. It is possible that the Waikiki-Kapahulu Library would never see any of the money since the Board of Education would ultimately determine how the special fund monies are allocated.

Please allow Friends groups to continue help funding their respective library branches – do not vote for SB 2994 SD2.

Thank you for the opportunity to submit testimony.

belatti2 - Kate

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, March 20, 2012 8:46 PM
To: EDNtestimony
Cc: Bbremer@hawaii.rr.com
Subject: Testimony for SB2994 on 3/21/2012 2:00:00 PM

Testimony for EDN 3/21/2012 2:00:00 PM SB2994

Conference room: 309
Testifier position: Oppose
Testifier will be present: No
Submitted by: Elizabeth Bremer
Organization: Individual
E-mail: Bbremer@hawaii.rr.com
Submitted on: 3/20/2012

Comments:

I am a member of the Friends of Mililani Public Library and I oppose the changes to included in this bill.

belatti2 - Kate

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, March 20, 2012 10:49 AM
To: EDNtestimony
Cc: littleone0058@yahoo.com
Subject: Testimony for SB2994 on 3/21/2012 2:00:00 PM

Testimony for EDN 3/21/2012 2:00:00 PM SB2994

Conference room: 309
Testifier position: Support
Testifier will be present: Yes
Submitted by: Kia Kamaka
Organization: Individual
E-mail: littleone0058@yahoo.com
Submitted on: 3/20/2012

Comments:

To: Rep. Roy M. Takumi, Chair
Rep. Della Au Belatti, Vice Chair
Members of the House Committee on EDU

From: Kia Kamaka, Volunteer with the Friends of the Aina Haina Public Library

Re: Testimony in SUPPORT of SB 2994, SD 2, RELATING TO STATE LIBRARIES on Wednesday, March 21, 2012 at 2:00 p.m.

I am in SUPPORT of SB 2994, SD 2. The "Friends," whether BIG or small, have the same purpose which is to support libraries within the Hawaii State Public Library System. According to the current law, Hawaii Revised Statutes 312-3.8 gives exclusive rights/special privileges to the Friends of the Library of Hawaii. The Friends of the Aina Haina Public Library is a 501 (c) (3) non-profit corporation who has supported the Aina Haina Public Library for almost 50 years. The Friends of the Aina Haina Public Library provided funds so that the library can continue programs for the community. In 2011, the Friends of Aina Haina Public Library provided a special grant to help renovate the staff's workroom. The funds covered all steel modular furniture for seven workstations, delivery area, office chairs, demolition, painting supplies, etc which allowed for better organization of staff workspace. This helps the overall process of getting books out to the public more effectively and increases staff productivity. The Friends of the Aina Haina Public Library would like to be given the same right as the Friends of the Library of Hawaii or any other qualified 501(c) (3) non-profit corporation to provide for our libraries. Please support this bill so we, the Friends of the Aina Haina Public Library, can get back out there to continue supporting our community and library.

Thank you,
Kia Kamaka
Honolulu, 96828