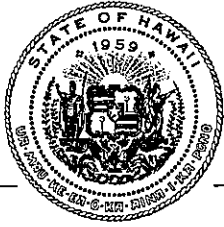


# SB3067

Transfers the office of planning from the department of business, economic development, and tourism to the office of the governor. Creates operating teams in the office of planning for data collection, strategic planning, and project management. Requires the director of the office of planning to conduct an annual review of the office of planning.



**DEPARTMENT OF BUSINESS,  
ECONOMIC DEVELOPMENT & TOURISM**

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Statement of  
**JESSE K. SOUKI**  
Director, Office of Planning  
Department of Business, Economic Development, and Tourism  
before the  
**SENATE COMMITTEE ON WATER, LAND, AND HOUSING**  
Tuesday, February 14, 2012  
1:45 PM  
State Capitol, Conference Room 225

in consideration of  
**S.B. 3067**  
**RELATING TO THE OFFICE OF PLANNING.**

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

The Office of Planning (OP) has the following comments on S.B. 3067 Relating to the Office of Planning which transfers the Office of Planning to the Office of the Governor and adds duties pertaining to the collection of data on jobs and businesses. In 1996, several offices which were located in the Office of the Governor, including OP, were moved out of the Governor's Office because of an Attorney General's Opinion. The opinion raised concerns as to the constitutional validity the placement of such offices in the Governor's Office.

This bill may not be necessary because while OP is not organizationally or physically located in the Office of the Governor, OP is carrying out the Administration's objectives and priorities as expressed in the New Day Plan through its existing statutory programs.

**Sustainability.** To support the implementation of Act 181 Session Laws of Hawaii 2011, OP coordinated with the Governors' Institute on Sustainable Design (an initiative of the National Endowment of the Arts) to conduct a workshop for the Administration on ways to implement sustainability practices. OP also collaborated with the Social Science Public Policy Center, University of Hawaii, to prepare a progress report on implementation of sustainability guidelines and policies.

**Climate Change Adaptation.** Through our Coastal Zone Management Program (CZM), we held a workshop on climate change adaptation which involved numerous stakeholders. This resulted in an Administration bill, SB 2745/HB 2483 Relating to Environment, which creates a climate change adaptation policy for the State of Hawaii by amending the Hawaii State Planning Act to include climate change adaptation priority guidelines.

**Update of the Ocean Resources Management Plan.** To support stewardship of our ocean resources, we are updating the Ocean Resources Management Plan (ORMP) and continue to support the ORMP Policy Group and Working Group.

**Technology/Information Systems.** The OP/Geographic Information Systems (GIS) Program is working with the Office of Information Management and Technology on GIS Statewide Strategic Planning to improve our state information systems.

OP continues to carry out its core statutory functions: representing the State on matters before the State Land Use Commission, administering the CZM Program and State GIS Program and preparing plans and planning studies with limited human and fiscal resources due to budget reductions incurred since FY09.

With regard to the addition of duties pertaining to the collection of data on jobs and businesses, the Department of Labor and Industrial Relations and the Division of Research and

Economic Analysis in the Department of Business, Economic Development and Tourism collect such data. It may be more efficient to rely on their existing expertise for these tasks.

Thank you for the opportunity to testify.

NEIL ABERCROMBIE  
GOVERNOR



BARBARA A. KRIEG  
INTERIM DIRECTOR

DEPUTY DIRECTOR

STATE OF HAWAII  
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February 13, 2012

TESTIMONY TO THE  
SENATE COMMITTEE ON WATER, LAND, AND HOUSING

For Hearing on Tuesday, February 14, 2012  
1:45 p.m., Conference Room 225

BY

BARBARA A. KRIEG  
INTERIM DIRECTOR

**Senate Bill No. 3067**  
**Relating to the Office of Planning**

**WRITTEN TESTIMONY ONLY**

TO CHAIRPERSON DELA CRUZ AND MEMBERS OF THE COMMITTEE:

The purpose of S.B. No. 3067 is to transfer the Office of Planning from the Department of Business, Economic Development, and Tourism to the Office of the Governor. This will create operating teams in the Office of Planning for data collection, strategic planning, and project management. The bill requires the Director of the Office of Planning to conduct an annual review of the Office of Planning.

The Department of Human Resources Development has **comments** on the proposed transfer. To protect the rights and benefits of the employees to be transferred, we prefer the following proposed transfer language be used in place of the transfer language pertaining to employees in Section 3 of the bill:

"All employees who occupy civil service positions and whose functions are transferred to the office of the governor by this Act shall retain their civil service status

(permanent or temporary). Employees shall be transferred without loss of salary, seniority, retention points, prior service credit, any vacation and sick leave credits previously earned, and other rights, benefits, and privileges, in accordance with state personnel laws and this Act, provided that the employees possess the minimum qualifications and public employment requirements for the class and/or position to which transferred or appointed, as applicable, provided further that subsequent changes in status may be made pursuant to applicable civil service and compensation laws.

Any employee who, prior to this Act, is exempt from civil service and is transferred as a consequence of this Act, may continue to retain the employee's exempt status, but shall not be appointed to a civil service position because of this Act. An exempt employee who is transferred by this Act shall not suffer any loss of prior service credit, any vacation and sick leave credits previously earned, or other employee benefits or privileges as a consequence of this Act, provided that the employees possess legal and public employment requirements for the position to which transferred or appointed, as applicable; provided that subsequent changes in status may be made pursuant to applicable employment and compensation laws. The director of the office of planning may prescribe the duties and qualifications of such employees and fix their salaries without regard to chapter 76, Hawaii Revised Statutes."

Thank you for the opportunity to offer comments on this measure.