

STATE OF HAWAII
DEPARTMENT OF DEFENSE

TESTIMONY ON HOUSE BILL 849 HD1
A BILL RELATING TO EMERGENCY MANAGEMENT

PRESENTATION TO
THE HOUSE COMMITTEE ON JUDICIARY

BY

MAJOR GENERAL DARRYLL D. M. WONG
ADJUTANT GENERAL
January 16, 2014

Chair Rhoads, Vice Chair Har, and Members of the House Committee on the Judiciary.

I am Major General Darryll D. M. Wong, the Adjutant General and the Director of State Civil Defense. I am testifying in **SUPPORT** of House Bill 849 HD2.

I would like to thank Representative Rhoads and his staff for helping us revise this bill over the past six months. Working with State Civil Defense and our Deputy Attorney General, he and his staff made important revisions to the HD1, making it a more effective measure.

HB 849 HD2 is an important and much needed update to current Hawaii civil defense statutes.

- The current statutes were written in the 1940's and modified in the 1950s and 60s. The outdated language, powers and some references require revision.
- Global warming appears to have increased the number of potential natural disasters. The new emergency management chapter will allow the state and counties to better prepare and respond to this increase in disasters.

An overview of HB 849 HD2.

- Repeals HRS 127 (Disaster Relief Act). Nine of the 11 chapters were indefinitely suspended in 1961. The new emergency management chapter will incorporate the major disaster fund from HRS 127.
- Repeals HRS 128 (Civil Defense and Emergency Act). HB 849 HD2 updates language and moves into the new emergency chapter.
- There are civil defense authorities scattered in four chapters of the Hawaii Revised Statutes – 26-21, 127, 128, and 209-9. This new chapter will streamline the statutes by placing all emergency management authorities in one chapter and will update the language of the law.
- HB 849 HD2 recodifies the powers and authorities of the governor and the mayors.
 - Does not add any gubernatorial powers – all powers exist in the current statutes.

- Moves some gubernatorial authorities from general powers to emergency powers while deleting outmoded powers like appointing air raid wardens.
- Mayors will now be directly responsible for emergency management in their county as a function of being mayor. Currently, mayors are appointed vice directors of State Civil Defense by the Adjutant General.

This new chapter will establish clear emergency management authorities, roles and responsibilities for the mayor of each county and formalize already functioning county emergency management agencies under the direction of each mayor. Under the current law, these agencies work for the Director of Civil Defense. The new chapter will formalize operational processes currently in use by the state and counties. These changes promote partnership by clarifying the powers and authorities of the governor and the four county mayors.

Part of my testimony is letters from three county mayors supporting HB849 HD2.

New sections in HB 849 HD2.

- Authorizes the use of \$100,000 from the Major Disaster Fund to establish an Emergency Reserve Corps. The money would come from the \$500,000 the Legislature allocates to the fund.
 - State Civil Defense (SCD) will use this funding to train 100 volunteer corps members. The training will be four days a year to prepare them to quickly augment the SCD staff during an emergency event and the follow-on recovery period.
 - The Federal Emergency Management Agency (FEMA) uses this concept to robust their staffing after major disasters.
- Authorizes the 24/7 State Warning Point, a State Civil Defense function operating since 2005. No additional personnel needed.
- Changes "Civil Defense" to "Emergency Management". Out of the 54 states and territories, only Hawaii uses "civil defense" in reference to their state emergency management agency. Guam uses Office of Homeland Security and Civil Defense. State Civil Defense will become the Hawaii Emergency Management Agency.

I strongly urge you to pass HB 849 HD2 as written.

Thank you for allowing me to testify in **SUPPORT** of this measure.

Bernard P. Carvalho, Jr.
Mayor



Nadine K. Nakamura
Managing Director

OFFICE OF THE MAYOR

County of Kaua'i, State of Hawai'i
4444 Rice Street, Suite 235, Lihu'e, Hawai'i 96766
TEL (808) 241-4900 FAX (808) 241-6877

January 13, 2013

TO: Major General Darryll D. M. Wong
Director of Civil Defense
State of Hawaii
3949 Diamond Head Road
Honolulu, HI 96816-4495

Subject: Letter of Support for HB 849

Major General Wong,

Aloha from the County of Kaua'i!

I am writing to express my support for House Bill 849, An Act Relating to Emergency Management, with concerns and requests to be noted below.

Passage of HB 849 will help to improve emergency management for the people of Kaua'i and Niihau by clarifying authority, roles and responsibilities relative to County Mayors and the Governor and likewise County and State government. It also represents a prudent modernization and consolidation regarding portions of Hawaii Revised Statutes relating to emergency management.

One area of concern to me relates to § -5 County emergency management agency, where HB 849 will require that the county-level administrator or director be subject to HRS Chapter 76. As you know, this is not consistent with Kaua'i's current structure with an appointed Civil Defense Manager as head of the agency. As such, I request that Kaua'i be given until July 1, 2016, to comply with this requirement.

The City and County of Honolulu, along with Maui and Hawaii counties would already be in compliance, so allowing time for Kaua'i to comply would not adversely affect them. Moreover, the head of each of the four county emergency management/civil defense agency has acknowledged his/her support for my request.

I also request clarification regarding § -14 Additional powers in an emergency period, in particular, Item (4). The current language "in the event of an emergency or disaster

beyond local control" may be ambiguous. I suggest that the words "beyond local control" be replaced with something more along the lines of "beyond local ability or capacity." Although not stated, I assume that local government may request State operational control in a catastrophic event.

In closing, I reiterate my support for HB 849 with my above stated concerns. I thank you for your leadership with this legislation that will improve emergency management in Hawaii. Please feel free to contact me if you have any questions or if you would like to discuss the concerns and requests that I've stated above.

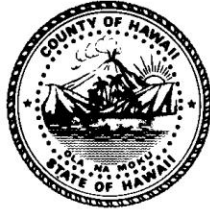
Mahalo,

A handwritten signature in black ink, appearing to read "Bernard P. Carvalho, Jr.", written in a cursive style.

Bernard P. Carvalho, Jr.
Mayor

cc: Glenda Nogami Streufert, Civil Defense Manager

William P. Kenoi
Mayor



Walter K.M. Lau
Managing Director

Randall M. Kurohara
Deputy Managing Director

County of Hawai'i Office of the Mayor

25 Aupuni Street, Suite 2603 • Hilo, Hawai'i 96720 • (808) 961-8211 • Fax (808) 961-6553
KONA: 74-5044 Ane Keohokalole Hwy., Bldg. C • Kailua-Kona, Hawai'i 96740
(808) 323-4444 • Fax (808) 323-4440

January 13, 2014

Major General Darryll D.M. Wong
Adjutant General
State Department of Defense
3949 Diamond Head Road
Honolulu, HI 96816

RE: HOUSE BILL 849 HD 2, RELATING TO EMERGENCY MANAGEMENT

Aloha, Major General Wong:

Mahalo for this opportunity to express my full support of House Bill 849 HD2, relating to emergency management. The bill will enhance public safety and strengthen emergency management by making the Mayor and the county Civil Defense agency responsible for emergency management in our county. It also clarifies the county's powers and authorities to act in times of disaster.

Mahalo for your consideration and support for this important legislation to help protect our families and keep our residents safe in emergency situations.

Aloha,

William P. Kenoi
MAYOR

STATE OF HAWAII
DEPARTMENT OF DEFENSE

TESTIMONY ON HOUSE BILL 849
A BILL RELATING TO EMERGENCY MANAGEMENT

PRESENTATION TO
THE HOUSE COMMITTEE ON JUDICIARY

BY

MR. DOUG MAYNE
VICE DIRECTOR OF STATE CIVIL DEFENSE
January 15, 2014

Chair Rhoads, Vice Chair Har, and Members of the House Committee on Judiciary.

I am Doug Mayne, Vice Director of State Civil Defense. I am testifying in **FAVOR** of House Bill 849 House Draft 2.

HB 849 HD 2 proposes needed recodification of, and a small number of additions to, the current Hawaii civil defense statutes. These changes will help better protect the people of Hawaii. The civil defense statutes we are using today were written in the 1940's, and, over time, civil defense authorities have been placed into at least 4 different chapters of the Hawaii Revised Statutes. Among other things, HB 849 HD 2 will streamline the law by placing all emergency management authorities in one chapter and will update the language of the law.

One new section in HB 849 HD 2 establishes the Emergency Reserve Corps (ERC). We know we cannot afford a full-time force that is large enough to staff medium and large-scale disasters for 24 hour operations for weeks on-end. The ERC will be a low-cost surge staff to assist government (state and local) during emergencies. The ERC will be recruited from community members, trained, and ready to assume their duties when mobilized by the Administrator of Emergency Management. The ERC members will be required to attend 4 one-day training periods each year to ensure they are ready to respond. Up to \$100,000 of the cost of the required training (salaries, facilities and training material) for the ERC will be taken from the annual major disaster fund appropriation. The ERC will provide a low cost, fully-trained surge staffing capability.

A second new section codifies our existing support of the State Warning Point, a 24/7 watch facility staffed by State Civil Defense personnel. This is a function we have performed since 2005.

HB 849 HD 2 recodifies the powers and authorities of the Governor. Some of the powers under the current statute are outmoded and need to be repealed. HRS 128-6(5)(A), for example, authorizes the Governor to provide for "Compulsory RHo blood typing on females of child bearing age or younger..." This power is dropped in the new bill as unnecessary.

Other powers are very broad in nature and are moved to a more restrictive category. For example, the Governor now has the authority to take over direct operational control of a county-level emergency at any time; this becomes a power he will only have during a declared state of emergency. All of the Governor's powers in sections 12 and 13 are authorities that are listed in the current statute; HB 849 HD 2 clarifies two authorities – the authority to order mandatory

evacuations during a declared state of emergency (Governor) or local state of emergency (Mayors), and the ability to identify emergency response personnel among government workers and order them to report for duty regardless of the availability of leave. This second clarification is designed to ensure that employees who are needed for disaster response and recovery can be ordered to report for work, even if administrative leave is granted to the general work force.

The biggest change in HB 849 HD 2 concerns the role of the county Mayor. The current civil defense statutes place all civil defense authorities with the Governor, which can be delegated to the Director of Civil Defense and further delegated to the Mayors. Under the current statutes, Mayors have no authority over civil defense matters until they are appointed as a Deputy Director of Civil Defense by the Director (The Adjutant General). HB 849 HD 2 provides the Mayors their emergency management authorities as a function of being the chief elected executive of the county. This law will establish clear emergency management roles and responsibilities for the Mayor of each county, establish a county emergency management agency under the direction of each Mayor, and provide specific emergency management authorities for the Mayor. These changes will make clear the roles and responsibilities of the county and state level governments, ensuring a clear understanding of who is responsible for what.

Over the past 6 months I have worked closely with the House Judiciary staff and the Attorney General's office to ensure HB 849 HD 2 is the best emergency management bill possible. It is a stronger and better bill than the original HB 849. We have added definitions and further clarified powers and authorities between the Governor and Mayors.

I have also worked closely with the County Civil Defense Agencies and other partners to ensure they had input at all stages of drafting this bill. And although there are a couple of specific sections of this bill they would like to see changed, they support the overall bill. The Director of Civil Defense has also received letters of support for HB 849 HD 2 from Mayors Arakawa, Carvalho, and Kenoi. This bill has as much broad-based support as I believe it is possible to attain for a major piece of legislation that is over 60 pages in length.

HB 849 HD 2 is a comprehensive recodification of the emergency management laws in our state. This bill will simplify the law by placing all emergency management authorities in one chapter of the HRS. It will strengthen emergency management by making the County Mayors responsible for emergency management in their counties and providing them clear powers and authorities to act in their jurisdictions. It promotes partnership by clarifying the powers and authorities of the Governor and the Mayors. And it increases our capabilities by providing a mechanism to hire and train a low-cost surge staff.

I strongly urge you to pass HB 849 HD 2.

Thank you for the opportunity to provide this testimony.



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

NEIL ABERCROMBIE
GOVERNOR

RICHARD C. LIM
DIRECTOR

MARY ALICE EVANS
DEPUTY DIRECTOR

No. 1 Capitol District Building, 250 South Hotel Street, 5th Floor, Honolulu, Hawaii 96813
Mailing Address: P.O. Box 2359, Honolulu, Hawaii 96804
Web site: www.hawaii.gov/dbedt

Telephone: (808) 586-2355
Fax: (808) 586-2377

Statement of
RICHARD C. LIM
Director
Department of Business, Economic Development, and Tourism
before the
HOUSE COMMITTEE ON JUDICIARY

Thursday, January 16, 2014
2:00 p.m.
State Capitol, Conference Room 325

in consideration of
HB849, HD2 PROPOSED
RELATING TO EMERGENCY MANAGEMENT.

Chair Rhoads, Vice Chair Har, and Members of the Committee.

The Department of Business, Economic Development & Tourism (DBEDT) supports HB849, HD2 PROPOSED, an Administrative measure which recodifies Hawaii's emergency management statutes by updating the statutes, clarifying the relationship between the state and county emergency management agencies, and delineating the emergency management functions and powers of the Governor and Mayors.

Hawaii's emergency management statutes were established more than a half century ago, and few updates have been made since then. During that time, however, conditions in Hawaii have changed dramatically. In addition, the field of emergency management has changed significantly, including a reorganization of the federal emergency management infrastructure.

Many State and County agencies are involved with emergency management, including DBEDT. This bill helps to clarify their roles and responsibilities to improve coordination and to ensure that decisions are made at the appropriate level.

Thank you for the opportunity to offer these comments in support of HB849, HD2 PROPOSED.

NEIL ABERCROMBIE
GOVERNOR



Testimony of
GLENN M. OKIMOTO
DIRECTOR

Deputy Directors
FORD N. FUCHIGAMI
RANDY GRUNE
AUDREY HIDANO
JADINE URASAKI

IN REPLY REFER TO:
(808) 586-2165

STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
869 PUNCHBOWL STREET
HONOLULU, HAWAII 96813-5097

January 16, 2014
2:00 p.m.
State Capitol, Room 325

H.B. 849, proposed H.D. 2
RELATING TO EMERGENCY MANAGEMENT

House Committee on Judiciary

The Department of Transportation (DOT) **supports** HB 849 as proposed in House Draft 2, as it conforms Hawaii's emergency management statutes to nationwide practices.

Inasmuch as counties are the first to respond to a wide variety of events, the DOT plays an essential role as part of the emergency support.

The enactment of HB 849 as proposed, underlines the importance of working with all partners in order to effectively prepare for, protect against, respond to, recover from, and mitigate all hazards. HB 849 as currently proposed modernizes our emergency management and augments our capacity to prepare and respond to the numerous threats and hazards that might come before us.

Thank you for the opportunity to testify.

DEPARTMENT OF EMERGENCY MANAGEMENT
CITY AND COUNTY OF HONOLULU

650 South King Street Honolulu, Hawaii 96813 / (808) 723-8960

KIRK CALDWELL
MAYOR



MELVIN N. KAKU
DIRECTOR

PETER J.S. HIRAI
DEPUTY DIRECTOR

January 15, 2014

The Honorable Karl Rhoads, Chair
Committee on Judiciary
House of Representatives
415 South Beretania Street, Room 302
Honolulu, Hawaii 96813

Dear Chair Rhoads and Members:

SUBJECT: House Bill (HB) 849, HD2, Relating to Emergency Management

I am Melvin N. Kaku, Director of the City and County of Honolulu, Department of Emergency Management.

The City and County of Honolulu, Department of Emergency Management, supports HB 849, HD2, which proposes needed recoding of the State's emergency management laws. Some of the powers under the current statute are outmoded and need to be repealed. For example, the Governor now has the authority to take over direct operational control of an emergency at any time; this becomes a power he will only have during an emergency period. All of the Governor's powers in sections 12, 13 and 14 are authorities that are listed in the current statute. To minimize any ambiguity in sections 13a(4), recommend the following replacement language to clarify under what circumstances the Governor may assume control. The replacement language is as follows:

For section 13a(4): "In the event of an emergency or disaster beyond local control, the local entity may request that the Governor take control of the disaster or emergency incident."

It is noted that HB 849, HD2, in clarifying the roles of the Governor and the Mayors, unintentionally shifts a greater burden of the State's responsibilities to the counties, which would be an unfunded mandate.

I urge your committee to support and pass HB 849 with our proposed amendment language. Thank you for the opportunity to testify.

Sincerely,


Melvin N. Kaku
Director

cc: Ember Lee Shinn, Managing Director

William P. Kenoi
Mayor

Walter K.M. Lau
Managing Director



Darryl J. Oliveira
Civil Defense Administrator

County of Hawaii

CIVIL DEFENSE AGENCY

920 Ululani Street • Hilo, Hawai'i 96720-3958
(808) 935-0031 • Fax (808) 935-6460

January 14, 2014

Representative Karl Rhoads, Chair
House Committee on Judiciary
State of Hawaii

Dear Representative Rhoads,

I would like to request your support and passage of House Bill 849 HD 2 relating to Emergency Management. As proposed, House Bill 849 HD 2 will modernize the statutes pertaining to the organizational structure and responsibilities of those State and County agencies tasked with emergency management as well as more clearly delineate the roles and authorities of the Governor and the Mayors as it pertains to emergency management. The proposed bill will accomplish these objectives through the provision of the following:

- It will remove the Governor, the Director, and the state civil defense agency from day-to-day oversight of the county civil defense agencies.
- It will make the Mayor and the county emergency management agency responsible for all emergency management activities in the county
- Provide the Mayor of each county with explicit functions, responsibilities and powers (including the power to order an evacuation within their county)
- Recodifies the powers and authorities of the Governor and Mayors
- Places all emergency management responsibilities, functions and authorities in one chapter, easing the confusion of having to search different chapters for powers and authorities and determining which takes precedence
- Establishes the Emergency Specialist Reserve Corps (ESRC), a low-cost surge staff to assist state and local government during emergencies. The ESRC will be recruited from community members across the islands, and will be fully trained and ready to respond during a disaster.
- Will simplify the law by placing all emergency management authorities in one chapter of the HRS. It will strengthen emergency management by making the County Mayors responsible for emergency management in their counties and providing them clear powers and authorities to act in their jurisdictions. It promotes partnership by clarifying the powers and authorities of the Governor and the Mayors. And it increases our capabilities by providing a mechanism to hire and train a low-cost surge staff.

Thank you for the opportunity to provide testimony on HB 849 and I strongly urge and request your passage of this measure as written.

Thank you,


Darryl Oliveira, Administrator



Council Chair
Gladys C. Baisa

Vice-Chair
Robert Carroll

Council Members
Elle Cochran
Donald G. Couch, Jr.
Stacy Crivello
Don S. Guzman
G. Riki Hokama
Michael P. Victorino
Mike White



Director of Council Services
David M. Raatz, Jr., Esq.

COUNTY COUNCIL
COUNTY OF MAUI
200 S. HIGH STREET
WAILUKU, MAUI, HAWAII 96793
www.maui-county.gov/council

January 15, 2014

TO: The Honorable Karl Rhoads, Chair
House Committee on Judiciary

FROM: Gladys C. Baisa
Council Chair

SUBJECT: **HEARING OF JANUARY 16, 2014; TESTIMONY IN SUPPORT OF HB 849, HD1,
RELATING TO EMERGENCY MANAGEMENT**

Thank you for the opportunity to testify **in support** of this important measure. The purpose of this measure is to recodify Hawaii's emergency management statutes by clarifying the relationship between the state and county agencies, and delineating the emergency management functions and powers of the Governor and mayors.

I support this measure for the following reasons:

1. During a time of crisis, no other level of government has better access to critical real-time information than the county. Under the current structure, the mayors have no independent civil defense authority and are therefore unable to make decisions that could mean better protection of citizens. The proposed measure will provide the mayors specific, important powers.
2. The measure establishes the Emergency Specialist Reserve Corps, a low-cost surge staff, to assist government during emergencies. The County may not be able to afford a full-time force that is large enough to staff medium and large-scale disasters. The ESRC will provide a low cost, fully-trained surge staffing capability.
3. This measure modernizes civil defense laws enacted more than 50 years ago when Hawaii's population was only half of what it is today. The recodification of the emergency management laws is comprehensive and will bring Hawaii into compliance with nationwide practices. The measure will strengthen emergency management procedures and promote stronger partnerships among the state and counties.

For the foregoing reasons, I **support** this measure.

COLTON K. CHING

TESTIMONY

ON

HB 849, HD 1, PROPOSED HD 2 – RELATING TO EMERGENCY MANAGEMENT

January 16, 2014

The Honorable Karl Rhoads, Chair;
The Honorable Sharon E. Har, Vice Chair;
Members of the House Committee on Judiciary

Chair Rhoads, Vice Chair Har, and Members of the Committee:

My name is Colton Ching, and I serve as a Honolulu City & County member of the Civil Defense Advisory Council. I strongly support HB 849, HD 1, PROPOSED HD 2, relating to Emergency Management.

HB 849, HD 1, Proposed HD 2 will provide much needed updates the old Civil Defense laws to create a modern emergency management system to serve the State and counties. It will also give much needed clarification of the interaction between the State and the counties in times of emergencies, and will clarify the roles of the Governor and mayors.

For these reasons, I ask that the committees PASS HB 849, HD 1, PROPOSED HD 2.

Thank you very much for the opportunity to provide testimony on this bill.

RICHARD K. MINATOYA

TESTIMONY

ON

HB 849, HD 1, PROPOSED HD 2 - RELATING TO EMERGENCY MANAGEMENT

January 16, 2014

The Honorable Karl Rhoads
Chair
The Honorable Sharon E. Har
Vice Chair
and Members
House Committee on Judiciary

Chair Rhoads, Vice Chair Har, and Members of the Committee:

My name is Richard Minatoya, and I serve as the Maui County member of the Civil Defense Advisory Council. I STRONGLY SUPPORT HB 849, HD 1, PROPOSED HD 2, Relating to Emergency Management.

HB 849, HD 1, Proposed HD 2 will modernize the old Civil Defense laws to create an up-to-date emergency management system to serve the State and counties. It also will give much needed clarification of the interaction between the State and the counties in times of emergencies, and will clarify the roles of the Governor and mayors. This is a much needed revamp of the laws relating to emergency management.

I ask that the committees PASS HB 849, HD 1, PROPOSE HD 2.

Thank you very much for the opportunity to provide testimony on this bill.

**Testimony on House Bill 849 HD2 PROPOSED
A Bill Relating to Emergency Management**

**HOUSE COMMITTEE ON PUBLIC SAFETY
HOUSE COMMITTEE ON VETERANS, MILITARY & INTERNATIONAL AFFAIRS, &
CULTURE AND THE ARTS
HOUSE COMMITTEE ON JUDICIARY**

TWENTY-SEVENTH LEGISLATURE, REGULAR SESSION OF 2014

January 15, 2014

CHAIR AQUINO, CHAIR TAKAI, CHAIR RHOADS, AND COMMITTEE MEMBERS:

I am Edward T. Teixeira, former vice director of civil defense, State of Hawaii, from October 1999 to October 2011. I am testifying in strong opposition to House Bill 849 HD2 PROPOSED.

The proposed HD2 attempts to reform the state civil defense system by a name change, in essence substituting civil defense at the State and county levels with "emergency management". Reform of the state civil defense system requires a real change, one that involves a bold (and justified) transition from the Federal Civil Defense laws of the 1950s to the 21st Century and beyond.

You have the opportunity to make this real change by: 1) creating a state director of emergency management position that reports DIRECTLY to the Governor, NOT a position and title given to the State Adjutant General (reference Chapter 26-21 HRS); 2) establishing a state emergency management agency DIRECTLY under the Governor, as many states have done; and, 3) deleting language in the proposed draft that continues to provide the Adjutant General to act as the director of emergency management.

It is time for a real change to the state civil defense system. The proposed draft, if passed, will continue to retain (and chain) the civil defense/emergency management system to the Hawaii National Guard, a Cold War concept and necessity. Note in Section -3 **Hawaii emergency management agency**, the creation of an administrator of emergency management who "shall be the civilian head of and responsible for the day-to-day operations of the agency". That's exactly what Chapter 128, HRS currently prescribes under the duties and responsibilities for the vice-director of civil defense.

The proposed draft has many parts that address many other critical functions and responsibilities, which should be studied carefully. Please note in Section -11 **Powers on whom conferred; delegation of powers**, (a) of the draft that provides the state director of emergency management and state administrator of emergency management to further delegate the powers and authorities to any agency or person. This proviso will allow the director and administrator to be out of the State at the same time as they have done in the last two years leaving the agency under the guidance of inexperienced staff. (Would you want this if you were governor? Better still, how would your constituents feel about this?)

Thank you for the opportunity to provide testimony that strongly opposes this bill.

HB849

Submitted on: 1/15/2014

Testimony for JUD on Jan 16, 2014 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Alexander S. Ubiadas, Jr.	Individual	Support	No

Comments: I support this bill and applaud our state leadership for taking the time to consider such a needed update to our laws in relation to emergency management. Please ensure that this bill becomes an act. Thank you.



**HEADQUARTERS
HAWAII WING
CIVIL AIR PATROL**
UNITED STATES AIR FORCE AUXILIARY
P. O. BOX 29417
HONOLULU, HI 96820

Thursday, January 16, 2014

House Committee on Judiciary

TESTIMONY FOR: Chair Representative Karl Rhodes and Vice Chair Representative Sharon Har

FROM: Hawaii Wing Civil Air Patrol Commander

SUBJECT: Support for HB 849, HD1, Relating to Emergency Management as proposed in HD2.

Good afternoon Chair Rhodes, Vice Chair Har and members of the Committee on Judiciary. I am Jeffery Wong, Colonel, and Commander of the Hawaii Wing of the Civil Air Patrol. As Commander I am offering testimony supportive of HB 849, HD2 as proposed by the Department of Defense, State Civil Defense. This bill updates the present outdated statues and clarifies the relationship between the state and county emergency management agencies. It also delineates the emergency management functions and powers of the Governor and County Mayors.

Various agencies have agree upon this update and as a partner within the emergency management system, the Civil Air Patrol and its members endorse the updated statues.

Thank you for the opportunity to testify in support of the proposed HB 849 HD2.

NEIL ABERCROMBIE
GOVERNOR



KATHRYN S. MATAYOSHI
SUPERINTENDENT

STATE OF HAWAII
DEPARTMENT OF EDUCATION
P.O. BOX 2360
HONOLULU, HAWAII 96804

Date: 01/16/2014

Committee: House Judiciary

Department: Education

Person Testifying: Kathryn S. Matayoshi, Superintendent of Education

Title of Bill: HB 0849, HD2 Proposed (hscr247) RELATING TO EMERGENCY MANAGEMENT.

Purpose of Bill: Recodifies Hawaii's emergency management statutes by updating the statutes, clarifying the relationship between the state and county emergency management agencies, and delineating the emergency management functions and powers of the Governor and mayors.

Department's Position:
The Department of Education supports this Bill.



January 16, 2014

House Committee on Judiciary

Chair Rep. Karl Rhoads, Vice Chair Rep. Sharon Har and Committee Members
Public Hearing, January 16, 2014, 2:00 pm., Conference Room 325, State Capitol

TESTIMONY OF WILLIAM F. ANONSEN
CIVIL DEFENSE ADVISORY COUNCIL
IN SUPPORT OF HB 849 HD1 Proposed HD2
RECODIFIES HAWAII'S EMERGENCY MANAGEMENT STATUTES

My name is William F. Anonsen, the Managing Partner/Principal of The Maritime Group, and the Chair of the State Civil Defense Advisory Council. I'm writing in support of HB 849 hd1 proposed hd2 as written and its passage which would serve to recodify Hawaii's emergency management statues by updating HRS 127 (Disaster Relief) and HRS 128 (Disaster and Emergency Act) that is over 60 years old, outdated and written primarily to deal with Post World War II-Cold War nuclear attack threats and civil unrest.

Our island state's requirements, expectations and technology have dramatically changed since these statutes were enacted with the proposed changes making the myriad of roles and responsibilities of state and county level government agencies more in alignment with how disasters and emergencies are handled today.

The changes will help foster the necessary emergency management functions needed in support of the collaborative preparedness, response and recovery efforts between federal, state, county and our private sector partners. This measure would provide the necessary statutory authority to help support a comprehensive emergency management program that provides disaster preparedness and relief for our citizens, critical infrastructure, and economic vitality prior to, during and following a natural and/or man-made disaster.

The passage of this bill serves to strengthen emergency management initiatives and programs in Hawaii by codifying administrative and operational functions the state is currently performing, and aligning them with appropriate statutes. This action will provide more efficient organizational structure that is needed to ensure our remote island state is best prepared to respond and protect our citizens, and support the efforts of state and county agencies.

Emergency Management is a top priority for the State of Hawaii, given our isolation and our vulnerability to a myriad of potential threats both natural and man-made. On behalf of the members of the Civil Defense Advisory Council, we respectfully ask for your favorable consideration on this bill.

Mahalo for the opportunity to testify and comment on HB 849 hd1 proposed hd2

Sincerely,

William F. Anonsen

William F. Anonsen
Managing Partner/Principal
Chair, Civil Defense Advisory Council

POLICE DEPARTMENT
CITY AND COUNTY OF HONOLULU

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

KIRK CALDWELL
MAYOR



LOUIS M. KEALOHA
CHIEF

DAVE M. KAJIHIRO
MARIE A. McCAULEY
DEPUTY CHIEFS

OUR REFERENCE **GK-BL**

January 16, 2014

The Honorable Karl Rhoads, Chair
and Members
Committee on Judiciary
State House of Representatives
Hawaii State Capitol
415 South Beretania Street
Honolulu, Hawaii 96813

Dear Chair Rhoads and Members:

Subject: House Bill No. 849, Proposed H.D. 2, Relating to Emergency Management

I am Gerald Kaneshiro, Acting Major of the Major Events Division, Honolulu Police Department, City and County of Honolulu.

The Honolulu Police Department supports House Bill No. 849, Proposed H.D. 2, Relating to Emergency Management. The present way we plan for, respond to, mitigate, and recover from man-made and natural catastrophic events is not reflected in Hawaii's present emergency management laws. House Bill No. 849, Proposed H.D. 2, will update Hawaii's emergency management laws to conform to nationwide practices in emergency management.

This legislation will clearly delineate the lines of authority between the governor and the county mayors with regard to emergency management. It will also establish county emergency management agencies that are independent from state control on a day-to-day basis. This provides for a more timely response to emergency management issues and enhances interagency operations at the county level.

Thank you for the opportunity to testify. I urge your committee to support and pass House Bill No. 849, Proposed H.D. 2.

Sincerely,

APPROVED:


GERALD KANESHIRO, Acting Major
Major Events Division


LOUIS M. KEALOHA
Chief of Police