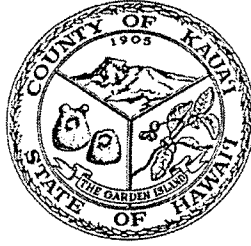


COUNTY COUNCIL

Jay Furfaro, Chair
Mason K. Chock, Sr., Vice Chair
Tim Bynum
Gary L. Hooser
Ross Kagawa
Mel Rapozo
JoAnn A. Yukimura



OFFICE OF THE COUNTY CLERK

Ricky Watanabe, County Clerk
Jade K. Fountain-Tanigawa, Deputy County Clerk

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Council Services Division
4396 Rice Street, Suite 209
Līhu'e, Kaua'i, Hawai'i 96766

February 18, 2014

**TESTIMONY OF JAY FURFARO
COUNCIL CHAIR, KAUAI COUNTY COUNCIL
ON
SB 2113, RELATING TO A CONTRACT BETWEEN
THE COUNTY OF KAUAI AND THE KAUAI HUMANE SOCIETY
Committee on Ways and Means
Wednesday, February 19, 2014
9:05 a.m., Conference Room 211**

Dear Chair Ige and Committee Members:

Thank you for this opportunity to submit testimony in support of SB 2113, relating to the repeal of Section 143-16, Hawai'i Revised Statutes (HRS), which requires that the County of Kaua'i contract with the Kaua'i Humane Society. My testimony is submitted in my capacity as the Council Chair of the Kaua'i County Council.

Unlike the three other Counties in the State of Hawai'i, the County of Kaua'i is the only County mandated to contract with the Kaua'i Humane Society regarding seizing and impounding unlicensed dogs. This provision was enacted in 1953 and subsequently amended in 1955. Over the years, the scope of work and services of the Kaua'i Humane Society has substantially grown, which now also includes the control of feral cats on Kaua'i.

Last year, the County Council spent numerous hours deliberating the immediate needs for the County. After reviewing the Fiscal Year 2013-2014 Annual Operating Budget, the Administration and the Council needed to make crucial reductions in all County Departmental Budgets to address the tough financial constraints. Because of the lack of funding, the Kaua'i Humane Society is faced with decreasing operational hours on weekends, which may interfere with HRS Section 143-16.

To avoid any violation of state statute, the repeal of HRS Section 143-16 is necessary at this time for financial and obligatory reasons. It will also constitute a more impartial law that will not oblige a County to contract with a particular entity. The County will still have an active role in regulating seizing and impounding unlicensed dogs pursuant to HRS Section 143-15 like any of the other counties.

Chair Ige & Committee Members

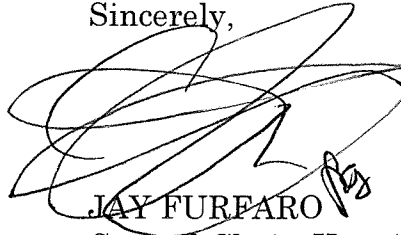
Re: SB 2113, Relating to A Contract Between the County of Kaua'i and
Kaua'i Humane Society

February 18, 2014

Page 2

For the reasons stated above, I, along with my Council colleagues, respectfully request that the Committee approve this measure. Again, thank you for this opportunity to submit testimony.

Sincerely,

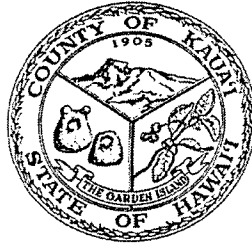
A handwritten signature in black ink, appearing to read 'JAY FURFARO', is written over a large, scribbled-out area of the document.

JAY FURFARO
Council Chair, Kaua'i County Council

AB:cy

COUNTY COUNCIL

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February 18, 2014

TESTIMONY OF MEL RAPOZO
COUNCILMEMBER, KAUAI COUNTY COUNCIL
ON
SB 2113, RELATING TO A CONTRACT BETWEEN
THE COUNTY OF KAUAI AND THE KAUAI HUMANE SOCIETY
Committee on Ways and Means
Wednesday, February 19, 2014
9:05 a.m., Conference Room 211

Dear Chair Ige and Committee Members:

Thank you for this opportunity to submit testimony in support of SB 2113, relating to the repeal of Section 143-16, Hawai'i Revised Statutes (HRS), which requires that the County of Kaua'i contract with the Kaua'i Humane Society. My testimony is submitted in my individual capacity as Councilmember of the Kaua'i County Council.

Unlike the three other Counties in the State of Hawai'i, the County of Kaua'i is the only County mandated to contract with the Kaua'i Humane Society regarding seizing and impounding unlicensed dogs. This provision was enacted in 1953 and subsequently amended in 1955. Over the years, the scope of work and services of the Kaua'i Humane Society has substantially grown, which now also includes the control of feral cats on Kaua'i.

Last year, the County Council spent numerous hours deliberating the immediate needs for the County. After reviewing the Fiscal Year 2013-2014 Annual Operating Budget, the Administration and the Council needed to make crucial reductions in all County Departmental Budgets to address the tough financial constraints. Because of the lack of funding, the Kaua'i Humane Society is faced with decreasing operational hours on weekends, which may interfere with HRS Section 143-16.

To avoid any violation of state statute, the repeal of HRS Section 143-16 is necessary at this time for financial and obligatory reasons. It will also constitute a more impartial law that will not oblige a County to contract with a particular entity. The County will still have an active role in regulating seizing and

Chair Ige & Committee Members

Re: SB 2113, Relating to A Contract Between the County of Kaua'i and
Kaua'i Humane Society

February 18, 2014

Page 2

impounding unlicensed dogs pursuant to HRS Section 143-15 like any of the other counties.

For the reasons stated above, I respectfully request that the Committee approve this measure. Again, thank you for this opportunity to submit testimony.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mel Rapozo', with a stylized flourish at the end.

MEL RAPOZO
Councilmember, Kaua'i County Council

AB:cy

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: animalhavenhawaii@gmail.com
Subject: Submitted testimony for SB2113 on Feb 19, 2014 09:05AM
Date: Tuesday, February 18, 2014 2:11:58 AM

SB2113

Submitted on: 2/18/2014

Testimony for WAM on Feb 19, 2014 09:05AM in Conference Room 211

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Frank DeGiacomo | Animal Haven | Support | Yes |

Comments: Aloha, Animal Haven is in support of this measure. The state should not be putting the name of any company into the statutes to circumvent the competitive bidding process. There are no architects, construction companies, engineering companies -for instance, with their names written into the statutes. There is no reason to write in the Kauai Humane Society into the statutes. It's against the law for any monopolies to exist in the state, but due to this statute, Kauai Humane Society is allowed to continue to have one. I removes the possibility for Kauai to get a better animal control contract for less money. It effectively prohibits having a contractor with no-kill solutions for dealing with Kauai's animal control needs. It greatly diminishes accountability for KHS, and leaves the Kauai County government in a less flexible position to negotiate than all the other counties already have the ability to do. This would not cost the state any money. Mahalo for your consideration of this important matter. Frank De Giacomo, President Animal Haven

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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