



**TESTIMONY OF
THE DEPARTMENT OF THE ATTORNEY GENERAL
TWENTY-EIGHTH LEGISLATURE, 2016**

ON THE FOLLOWING MEASURE:

G.M. NO. 698, SUBMITTING FOR CONSIDERATION AND CONFIRMATION TO THE COMMISSION TO PROMOTE UNIFORM LEGISLATION, GUBERNATORIAL NOMINEE, PETER HAMASAKI, FOR A TERM TO EXPIRE 6-30-2020.

BEFORE THE:

SENATE COMMITTEE ON JUDICIARY AND LABOR

DATE: Monday, April 18, 2016 **TIME:** 9:30 a.m.
LOCATION: State Capitol, Room 325
TESTIFIER(S): Douglas S. Chin, Attorney General, or
Russell A. Suzuki, First Deputy Attorney General, or
Maurice S. Kato, Deputy Attorney General

Chair Keith-Agaran and Members of the Committee:

The Attorney General supports the reappointment of Peter Hamasaki to the Commission to Promote Uniform Legislation of the Department of the Attorney General.

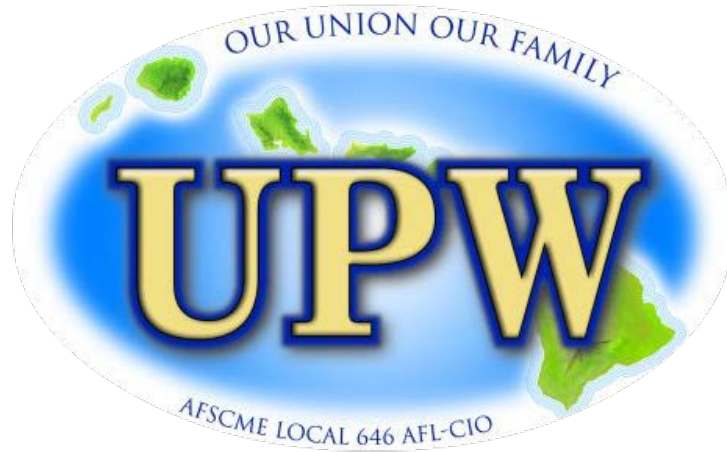
The Commission to Promote Uniform Legislation is advisory to the Attorney General and to the Legislature on matters pertaining to uniform legislation. Members of the Commission are Hawaii's representatives to the National Conference of Commissioners on Uniform State Laws, which is also known as the "Uniform Law Commission." The National Conference requires that each appointed commissioner be a lawyer licensed to practice law and that each commissioner personally attend and participate in its annual meeting.

Peter Hamasaki is a lawyer licensed to practice law and has regularly attended and participated in the annual meetings of the National Conference and the National Conference's committee meetings. The National Conference's committee appointments are selectively made by the President of the National Conference -- not all members of the National Conference have the privilege of serving on a committee. Since his initial appointment, he has served as a member of the National Conference's Drafting Committee on Registered Agents and Annual Filing Requirements Act, the Standby Committee on Model Registered Agents Act and Amendments to Entity Acts to Rationalize Annual Filings, the Drafting Committee to Revise the Uniform Law on Notarial Acts, and on the Standby Committee to Revise the Uniform Law on

Notarial Acts. Since his last reappointment, Commissioner Hamasaki attended the National Conference's annual meetings held in Tennessee, Massachusetts, Washington, and Virginia.

In addition to attending the meetings of the National Conference, Commissioner Hamasaki has regularly attended and participated in the meetings and activities of the Commission to Promote Uniform Legislation. In the promotion of uniform legislation, the members of the Commission provide information on uniform laws to interested organizations, officials of the Executive Branch, and interested legislators, including presenting testimony during hearings on bills to enact new or revised uniform laws. Since his last reappointment, Commissioner Hamasaki prepared correspondence and testimony on bills to enact the Uniform Commercial Code Article 9 Amendments, the Uniform Commercial Code Article 4 Amendments, the Uniform Partition of Heirs Property Act, and the Uniform Fiduciary Access to Digital Assets Act.

In view of his demonstrated commitment to the promotion of uniform legislation and his continuing participation in the activities of the National Conference and of the Commission to Promote Uniform Legislation, the continued service of Peter Hamasaki as a member of the Commission and of the National Conference will be greatly beneficial to the State of Hawai'i and the National Conference. Consequently, the Attorney General respectfully requests that this Committee recommend the confirmation of the reappointment of Peter Hamasaki to the Commission to Promote Uniform Legislation.



The Hawaii State Senate
The Twenty-Eighth Legislature
Regular Session of 2016

COMMITTEE ON JUDICIARY AND LABOR
The Honorable Gilbert S.C. Keith-Agaran, Chair
The Honorable Maile S.L. Shimabukuro, Vice Chair

DATE OF HEARING: Monday, April 18, 2016
TIME OF HEARING: 9:30 a.m.
PLACE OF HEARING: Conference Room 325

TESTIMONY IN SUPPORT OF GM742 MARIE LADERTA

By Dayton M. Nakanelua,
State Director of the United Public Workers,
AFSCME, Local 646, AFL-CIO

My name is Dayton M. Nakanelua, state director of the United Public Workers, AFSCME, Local 646, and AFL-CIO (UPW). The UPW is the exclusive representative for approximately 11,000 public employees, which include blue collar, non-supervisory employees in Bargaining Unit 01 and institutional, health and correctional employees in Bargaining Unit 10, in the State of Hawaii and various counties.

The United Public Workers strongly supports the nomination of Marie Laderta to the Hawaii Labor and Industrial Relations Appeals Board. Attorney Laderta has been with the Hawaii LIRAB since July 2015 and is a significant contributing member of the Board. She participated in trials and hearings, conducted settlements including other conferences to assist with disposition of cases, and also participated in decision-making on motions and cases.

Marie Laderta is an experienced Chief Adjudicator and served in the Hawaii Driver's License Revocation Office where she conducted hearings. She has a broad range of administrative experience including Acting Administrator for the Hawaii Employer-Union Trust Fund (EUTF);

Director for the State Department of Human Resources; Deputy Director of the State Department of Taxation; Supervising Deputy Attorney General Tort Litigation Division and an Associate Attorney in the private sector.

We appreciate the opportunity to submit testimony in support of Marie Laderta's nomination to the Hawaii Labor and Industrial Appeals Board,

Thank you.

Radcliffe & Associates, LLC

222 South Vineyard Street, Suite 401, Honolulu, HI 96813-2453 Phone (808) 524-4459 Fax (808) 599-4340

April 18, 2016

Senator Gilbert S.C. Keith-Agaran, Chair
Senator Maile S.L. Shimabukuro, Vice Chair
Committee on Judiciary and Labor
Hawaii State Capitol, Room 325
Honolulu, HI 96813

RE: GM698 Submitting for consideration and confirmation to the Commission To Promote Uniform Legislation, Gubernatorial Nominee, PETER HAMASAKI, for a term to expire 06-30-2020.

Dear Chair Keith-Agaran, Vice Chair Shimabukuro and Members of the Committee:

Thank you for the opportunity to testify in favor of the nomination of Peter Hamasaki for reappointment to the Commission to Promote Uniform Legislation.

He has done an outstanding job so far, and his experience ought to be an important consideration in his reappointment.

Further, Peter is one of Hawaii's premier legal practitioners in the art of crafting legislation. He understands the technical aspects of legislation, and has an encyclopedic knowledge of state laws throughout the United States.

Having worked in the legislative arena myself for over forty years, I can say without equivocation that I have worked with hundreds of experts in crafting quality legislation and that Peter Hamasaki has no peer. He is thorough, super-competent, and I can think of no better person to serve on this important Commission.

Sincerely,

John H. Radcliffe
President

TESTIMONY OF ROBERT TOYOFUKU IN SUPPORT OF
THE NOMINATION OF PETER J. HAMASAKI
TO THE COMMISSION TO PROMOTE UNIFORM LEGISLATION

April 18, 2016

To: Chairman Gilbert Keith-Agaran and Members of the Senate Committee on Judiciary
and Labor:

My name is Bob Toyofuku and this testimony is being submitted in support of the
nomination of Peter Hamasaki to the Commission to Promote Uniform Legislation.

I have been a Commission member for over 34 years and am currently a life
member of the Uniform Law Commission (National Conference of Commissioners on
Uniform State Laws). Mr. Hamasaki has served as a Hawaii Commissioner for the past
eleven years and I can clearly state that he has been a valuable member of the Uniform
Law Commission. Peter has been an active member of the Commission. He currently
serves on one drafting committee of the Commission, has participated in the discussions
and deliberations at each annual meeting, and has represented the views of the Hawaii
Commission on various uniform acts which are submitted each year at the state
legislature. I am confident that he will continue to contribute to the Hawaii Commission
and the Conference during his next term as commissioner.

I strongly support his nomination. Thank you for the opportunity to submit this
testimony.

April 16, 2016

JDLtestimony@capitol.hawaii.gov

Senator Gilbert S.C. Keith-Agaran, Chair
Senator Maile S. L. Shimabukuro, Vice-Chair
Committee on Judiciary and Labor
The Senate
State Capitol
415 South King Street
Honolulu, Hawai'i 96813

RE: NOMINATION TO COMMISSION TO PROMOTE UNIFORM
LEGISLATION (GM 698)

Dear Chair Keith-Agaran, Vice Chair Shimabukuro and Committee Members:

This testimony is in strong support of Governor's Message No. 698, submitting for consideration and confirmation to the Commission To Promote Uniform Legislation, Gubernatorial Nominee, PETER HAMASAKI, for a term to expire 06-30-2020, which is to be heard by your Committee on Judiciary and Labor on Monday, April 18, 2016.

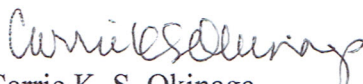
I have known Mr. Hamasaki since 7th grade, following him through law school, and then working with him for over 10 years at the McCorriston law firm. I respectfully submit that you could not find a better candidate for this position.

Mr. Hamasaki is trustworthy, honest, and has integrity beyond reproach. He is dependable, and hard-working, and he is extremely intelligent and very quick to learn. The depth and quality of his resume are not worn on his shirt sleeves, and his humility is a testament to his character.

Perhaps most importantly for your Committee, having served on this Commission for more than a decade, Mr. Hamasaki's proven experience on this Commission will serve him, the Commission, and our community exceedingly well during his new term. I know of the time commitment these appointments can require, and I feel very grateful to have someone of Mr. Hamasaki's caliber and experience willing to serve our community again in this capacity.

For these reasons, I would like to express my heartfelt support for his nomination to the Commission to Promote Uniform Legislation.

Very truly yours,


Carrie K. S. Okinaga

Aloha Chair Keith-Agaran, Vice Chair Shimabukuro and members of the Senate Judiciary and Labor Committee –

It is with great honor that I submit testimony in support of the reappointment of Peter Hamasaki to the Commission to Promote Uniform Legislation.

I have known Peter ever since he was an outstanding law student at Stanford and a summer law clerk in 1990 for my law firm, McCorriston Miho & Miller (now McCorriston Miller Mukai MacKinnon LLP). He is a brilliant and intelligent attorney who practices real estate and transactional business law and has a gift for drafting precise legislation. He has graciously served on this particular commission since 2005 and has made great contributions to its work for the public's benefit.

I humbly request that his reappointment be confirmed.

Please feel free to contact me if you have any questions.

Mahalo,

Darolyn

Darolyn H. Lendio
McCorriston Miller Mukai MacKinnon LLP

From: mailinglist@capitol.hawaii.gov
Sent: Friday, April 15, 2016 8:09 AM
To: JDLTestimony
Cc:
Subject: Submitted testimony for GM698 on Apr 18, 2016 09:30AM

GM698

Submitted on: 4/15/2016

Testimony for JDL on Apr 18, 2016 09:30AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Elizabeth Kent	Individual	Support	No

Comments: Aloha, It is my pleasure to submit testimony in strong support of the nomination of Peter Hamasaki for another terms as a Uniform Law Commissioner. I have served with him so I can speak from first hand experience. Mr. Hamasaki is smart and works hard as a commissioner. In addition, he is a great team player and committed to the work that the Uniform Law Commission does. I urge you to confirm his nomination. Thank you for your consideration of my testimony. Elizabeth Kent

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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G.A. MORRIS, INC.

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April 18, 2016

Senator Gilbert S.C. Keith-Agaran, Chair
Senator Maile S.L. Shimabukuro, Vice Chair
Committee on Judiciary and Labor
Hawaii State Capitol, Room 325
Honolulu, HI 96813

RE: GM698 Submitting for consideration and confirmation to the Commission To Promote Uniform Legislation, Gubernatorial Nominee, PETER HAMASAKI, for a term to expire 06-30-2020.

Dear Chair Keith-Agaran, Vice Chair Shimabukuro and Members of the Committee:

Having utilized Peter Hamasaki's services for close to 30 years here in Hawaii, I would like to endorse him for his reappointment to the Commission on Uniform Legislation.

Peter is one of the best technicians in drafting bills that I have ever worked with. His research and dedication to the task makes it a pleasure to see him in action. He is an outstanding talent and a hidden "gem" representing Hawaii on this commission.

Mahalo for your favorable consideration of his reappointment.

Respectfully Submitted,

G.A. "Red" Morris
President

April 14, 2016

JDLtestimony@capitol.hawaii.gov

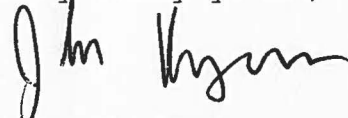
Senator Gilbert S.C. Keith-Agaran, Chair
Senator Maile S. L. Shimabukuro, Vice-Chair
Committee on Judiciary and Labor
The Senate
State Capitol
415 South King Street
Honolulu, Hawai'i 96813

RE: NOMINATION OF PETER HAMASAKI TO COMMISSION TO
PROMOTE UNIFORM LEGISLATION (GM 698)

Dear Chair Keith-Agaran, Vice Chair Shimabukuro and
Committee Members:

This testimony is in support of Governor's Message No. 698, submitting for consideration and confirmation to the Commission To Promote Uniform Legislation, Gubernatorial Nominee, PETER HAMASAKI, for a term to expire 06-30-2020, which is to be heard by your Committee on Judiciary and Labor on Monday, April 18, 2016, at 9:30 a.m. Mr. Hamasaki's experience, background and education makes him highly qualified to fill this position.

Very truly yours,



John Kuriyama
General Counsel
Oceanit Laboratories, Inc.

**Testimony of Ken H. Takayama
Commissioner
State Commission to Promote Uniform Legislation
Before the Senate Committee on Judiciary and Labor
On GM 698 Re Peter Hamasaki
Hearing on Thursday, April 14, 2016 a.m.
Conference Room 016**

Chair Keith-Agaran, Vice-Chair Shimabukuro, and Members of the Senate Committee on Judiciary and Labor

Thank you very much for this opportunity to testify in **strong support** of Senate confirmation of **Peter Hamasaki** to another term on the State Commission to Promote Uniform Legislation.

I have had the pleasure of working with Peter as a fellow commissioner for the past twelve years and can attest that he is a conscientious, dedicated, and hard working commissioner. During his years as a commissioner, he has served on the Drafting Committee on the Revised Uniform Law on Notarial Acts, as well as the Model Registered Agents Act.

Beyond the development of proposed uniform laws at the national level, Peter has assisted our commission by being the consummate “team player”. He has been involved locally by volunteering to testify at legislative hearings on any number of measures to enact proposed uniform laws. During this year’s legislative session, he is serving as the Hawaii commission’s lead testifier at legislative hearings on the Uniform Fiduciary Access to Digital Asset Act (UFADAA)—which he also did last year. Additionally, prior to the enactment of measures, and at times even before their introduction, he has demonstrated a willingness to meet and work with interested parties, such as various sections of the Hawaii State Bar Association. He has, for instance, worked with the Probate Section of the Bar on the Uniform Real Property Transfer on Death Act, and with the Bureau of Conveyances on the Uniform Real Property Electronic Recording Act.

For the foregoing reasons, I respectfully request that this Committee advise and consent to the appointment of Peter Hamasaki to a term on the Commission to Promote Uniform Legislation to expire on June 30, 2020.

Thank you very much for this opportunity to testify.

DATE: April 14, 2016

TO: Senator Gilbert S. C. Keith-Agaran, Chair
Senator Maile S. L. Shimabukuro, Vice Chair
And Members, Senate Committee on Judiciary and Labor

RE: Testimony in support of **GM 698**, submitting for consideration and confirmation to the Commission to Promote Uniform Legislation, Gubernatorial Nominee, PETER HAMASAKI, for a term to expire 6-30-2020

HEARING: Monday, April 18, 2016, 9:30 a.m., Conference Room 325

I strongly support the nomination of PETER HAMASAKI to serve another term on Hawaii's Commission to Promote Uniform Legislation ("CPUL").

All of the commissioners on the CPUL serve as commissioners to the Uniform Law Commission ("ULC"), which is a body of attorneys from all States who spend countless hours, without pay, to develop proposed laws to be enacted in all States. ULC's goal is to provide uniformity in the laws among the States without sacrificing control to the federal government. The best known products of ULC include the Uniform Commercial Code, the Uniform Probate Code, the Uniform Transfers to Minors Act and the Uniform Partnership Act, all of which have been adopted in Hawaii; these and other uniform laws affect the lives of residents of Hawaii and other States every single day.

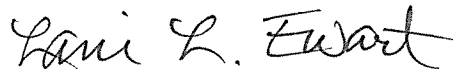
A ULC commissioner's duties are two-fold: First, the commissioner needs to participate in the drafting of uniform laws, including the careful review and consideration of their provisions on a line-by-line, and sometimes, word-by-word, basis. Secondly, the commissioner needs to work with the legislature of his or her State to get uniform laws enacted.

Peter Hamasaki has many obligations in his private law practice, but he has never hesitated to devote the time and energy necessary to fulfill the duties of a commissioner. Working with Peter on the CPUL, I have observed first hand his active participation in all phases of the long and detailed process of preparing a uniform act for enactment – (1) working on drafting committees at meetings during the year to discuss and

draft new acts for presentation to all the ULC commissioners at the annual summer meetings, (2) attending the annual meetings (at times at his own expense) to consider and finalize the products of all drafting committees, and (3) preparing testimony and testifying in support of the uniform acts at the legislature. Peter also quickly responds to questions from legislative staff and any parties interested in the uniform acts that he has worked on to give them the information they need to understand the proposed legislation and its benefits.

I support the nomination of Peter Hamasaki for an additional term on the CPUL without reservation. Peter has been and will continue to be an outstanding commissioner on the CPUL and an outstanding representative of Hawaii to the ULC. I strongly urge you to recommend that the Senate confirm his nomination.

Respectfully submitted,



Lani L. Ewart
Chair and Member,
Commission to Promote Uniform Legislation