

Charlotte A. Carter-Yamauchi
Director

Shawn K. Nakama
First Assistant

Research (808) 587-0666
Revisor (808) 587-0670
Fax (808) 587-0681



LEGISLATIVE REFERENCE BUREAU
State of Hawaii
State Capitol, Room 446
415 S. Beretania Street
Honolulu, Hawaii 96813

Written Comments

HB2582, HD1 RELATING TO PUBLIC SAFETY

Charlotte A. Carter-Yamauchi, Director
Legislative Reference Bureau

Presented to the House Committee on Finance

Wednesday, February 21, 2018, 2:00 p.m.
Conference Room 308

Chair Luke and Members of the Committee:

Good afternoon Chair Luke and members of the Committee, my name is Charlotte Carter-Yamauchi and I am the Director of the Legislative Reference Bureau. Thank you for providing the opportunity to submit written comments on H.B. No. 2582, H.D. 1, Relating to Public Safety.

The purpose of this measure is to support the State of Hawaii in its efforts to plan for, respond to, and recover from disasters and emergencies by establishing a Hawaii Disaster Preparedness Task Force within the National Disaster Preparedness Training Center at the University of Hawaii to review current disaster management coordination and other functional components of disaster planning, and to develop recommendations for a Hawaii disaster preparedness plan.

The measure also requires the Legislative Reference Bureau to assist:

- (1) The Hawaii Disaster Preparedness Task Force in drafting a preliminary report for submission to the Legislature and the National Disaster Preparedness Training Center prior to the convening of the 2019 Regular Session; and

- (2) The National Disaster Preparedness Training Center in drafting a final report, and an update to its final report, for submission to the Legislature prior to the convening of the 2020 and 2021 Regular Sessions, respectively.

The Bureau takes no position on the merits of this measure, but submits the following comments for your consideration.

As a general matter, we note that the task force established in this measure contains very few members of the Legislature relative to the overall membership of the task force, and will be situated in the National Disaster Preparedness Training Center at the University of Hawaii, an executive branch agency. The Bureau is statutorily directed to use its resources and services to assist the Legislature and its members, unless otherwise directed by the Legislature.

Accordingly, we have some concerns with how the measure is currently drafted with respect to the work requested of the Bureau. The language of the measure requires the Bureau to not only provide assistance to the Hawaii Disaster Preparedness Task Force with the drafting of its preliminary report, even though the task force is housed within an executive agency, but to also assist the National Disaster Preparedness Training Center at the University of Hawaii with the drafting of its reports as well.

We note that, pursuant to section 2(e) of the measure, that the National Disaster Preparedness Training Center at the University of Hawaii Task Force is required to assist the Task Force with the duties mandated under the measure, which essentially makes the Bureau's responsibilities under the measure redundant to that of the National Disaster Preparedness Training Center.

Furthermore, according to its website, the National Disaster Preparedness Training Center at the University of Hawaii appears to be part of a national consortium of organizations that provide training to local and state agencies in disaster (natural and manmade) mitigation and response. The consortium appears to be under the aegis of the Department of Homeland Security and the Federal Emergency Management Authority. Further, from its website, the National Disaster Preparedness Training Center at the University of Hawaii appears to be well-staffed and well-funded, and thus, it is not clear what, if any, assistance that the Legislative Reference Bureau can offer.

If the Committee decides to recommend the passage of this measure and desires to keep the Bureau involved, we respectfully request that the measure be amended to specifically clarify that the Bureau assist with only the finalizing the Task Force's and Center's reports and draft proposed legislation. We would also request that it be specified that the respective draft reports be submitted to the Bureau no later than September 1, 2018, 2019, and 2020, so that work on these reports would not adversely impact our ability to provide our core services to the Legislature for the upcoming Regular Sessions.

If the measure is amended to address the concerns noted above to have the Bureau assist with finalizing the reports and proposed legislation, the Bureau believes that the services requested under the measure would be manageable and that the Bureau will be able to provide the services in the time allotted; provided that the Bureau's interim workload is not adversely impacted by too many other studies or additional responsibilities, such as conducting, writing, or finalizing other reports, drafting legislation, or both, for other state agencies, task forces, or working groups that may be requested or required under other legislative measures.

Thank you again for your consideration.

OFFICE OF INFORMATION PRACTICES

STATE OF HAWAII
NO. 1 CAPITOL DISTRICT BUILDING
250 SOUTH HOTEL STREET, SUITE 107
HONOLULU, HAWAII 96813
TELEPHONE: 808-586-1400 FAX: 808-586-1412
EMAIL: oip@hawaii.gov

To: House Committee on Finance

From: Cheryl Kakazu Park, Director

Date: February 21, 2018, 2:00 p.m.
State Capitol, Conference Room 308

Re: Testimony on H.B. No. 2582, H.D. 1
Relating to Public Safety

Thank you for the opportunity to submit testimony on this bill, which would establish a Hawaii Disaster Preparedness Task Force. The Office of Information Practices (“OIP”) takes no position on the substance of the bill, but **had testified on a previous draft** regarding an exemption of the proposed task force from the Sunshine Law, part I of chapter 92, HRS. That exemption was deleted and is no longer in the H.D. 1 draft of this bill. Thus, **OIP has no further concerns with this bill.**

Thank you for the opportunity to testify.

HB-2582-HD-1

Submitted on: 2/20/2018 12:22:42 PM

Testimony for FIN on 2/21/2018 2:00:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Melodie Aduja	OCC Legislative Priorities Committee, Democratic Party of Hawai'i	Support	No

Comments:

**PRESENTATION OF THE
OAHU COUNTY COMMITTEE ON LEGISLATIVE PRIORITIES**

DEMOCRATIC PARTY OF HAWAII'

TO THE COMMITTEE ON FINANCE

THE HOUSE OF REPRESENTATIVES

TWENTY-NINTH LEGISLATURE

REGULAR SESSION OF 2018

Wednesday, February 21, 2018

2:00 p.m.

Hawaii State Capitol, Conference Room 308

RE: Testimony in Support of HB 2582 HD1 RELATING TO PUBLIC SAFETY

To the Honorable Sylvia Luke, Chair; the Honorable Ty J.K. Cullen, Vice-Chair, and Members of the Committee on Finance:

Good afternoon, my name is Melodie Aduja. I serve as Chair of the Oahu County Committee ("OCC") Legislative Priorities Committee of the Democratic Party of Hawaii. Thank you for the opportunity to provide written testimony on House Bill No.2582 HD1 relating to Hawaii Disaster Preparedness Plan, and Hawaii Disaster Preparedness Task Force.

The OCC Legislative Priorities Committee is in favor of House Bill No. 2582 HD1 and support its passage.

House Bill No. 2582 HD1 is in alignment with the Platform of the Democratic Party of Hawai'i ("DPH"), 2016, as it (1) establishes a task force to make recommendations for the Hawaii Disaster Preparedness Plan, (2) requires the National Disaster Preparedness Training Center at the University of Hawaii to assist the task force in preparing the Plan, and (3) appropriates funds.

The DPH Platform states that "[w]e believe in a government that will adequately, efficiently, courteously, openly, ethically and fairly administer to the needs of the people." (Platform of the DPH, P. 5, Lines 245-246 (2016)).

Given that House Bill No. 2582 HD1 (1) establishes a task force to make recommendations for the Hawaii Disaster Preparedness Plan, (2) requires the National Disaster Preparedness Training Center at the University of Hawaii to assist the task force in preparing the Plan, and (3) appropriates funds, it is the position of the OCC Legislative Priorities Committee to support this measure.

Thank you very much for your kind consideration.

Sincerely yours,

/s/ Melodie Aduja

Melodie Aduja, Chair, OCC Legislative Priorities Committee

Email: legislativepriorities@gmail.com, Tel.: (808) 258-8889

HB-2582-HD-1

Submitted on: 2/20/2018 1:49:29 PM

Testimony for FIN on 2/21/2018 2:00:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Jon Shear	Individual	Oppose	No

Comments:

This bill states that the legislature intends to accomplish the following:

- Demand accountability from emergency personnel,
- Identify and correct weaknesses in the State's emergency management system, and
- Take Constructive action for disaster and emergency preparedness.

Unfortunately, as a taxpayer with over 25 years of emergency management experience, I strongly believe that the methodology selected in this bill will **not** effectively and efficiently accomplish those goals. No one in Hawaii wants to see a repeat of the false alert that took place on January 13th. However, people want to see action, and creating a Hawaii Disaster Preparedness task force underneath the National Disaster Preparedness Training Center at the University of Hawaii is not the action that is needed. The creation of that task force would create a redundant organization that would drain resources critically needed to take action on preparing the state for disasters.

Hawaii already has numerous plans and reports that provide specific guidance on actions needed to improve preparedness. This includes the State Hazard Mitigation Plan (currently under revision), the Natural Disaster Economic Recovery Strategy (NDERS)(2014), existing response plans such as the Hawaii Catastrophic Hurricane Plan (2015), the State Emergency Operations Plan, the State Preparedness Report, as well as Administrative Directive 15-1 (<http://dod.hawaii.gov/hiema/files/2017/08/AD-15-01-Emergency-Management-Preparedness-Requirements-for-Departments.pdf>). Not to mention the guidance and doctrine provided from the Federal government to include the National Response Framework, the National Incident Management System, etc.. And, the numerous After Action Reports/Improvement Plans developed after every major exercise in Hawaii. There is no shortage of guidance on what actions are needed to improve preparedness in Hawaii.

There are also existing coordination meetings that take place throughout the state on a regular basis, to include the Hawaii Emergency Preparedness Executive Consortium, Public-Private partnership meetings, the State Hazard Mitigation Committee, planning meetings already scheduled to revise current plans, as well as preparedness meetings in many communities. And, there are already workshops and conferences scheduled

where emergency preparedness professionals are meeting to discuss ways to better improve preparedness in Hawaii.

What is missing from these efforts are resources. And, to take \$700K, or whatever amount the legislature decides to budget for this task force, will take away critical funds that the state could be using to hire more planners, or to conduct more training and exercises. It will also take away another critical resource which is time. Every single member of the proposed task force will have to devote time to supporting that new task force which has been designed to study the problem, and develop recommendations, rather than giving them the time that they need to focus their efforts on taking action.

If you're looking for specific recommendations on actions to take to improve preparedness, take a look at the plans and reports I've mentioned above. And, ask your emergency managers from the state and local level to tell you. If given an hour to brief you on their ideas and resource constraints, they'll come up with a very similar list of actions to what this new task force will wind up developing. I urge you to devote more resources to actions, and not to studying what actions to take.

STATE OF HAWAII
DEPARTMENT OF DEFENSE
HAWAII EMERGENCY MANAGEMENT AGENCY

LATE

TESTIMONY ON HOUSE BILL 2582 HD1, RELATING TO PUBLIC SAFETY

Before the House Committee on
FINANCE

by

BRIGADIER GENERAL MOSES KAOIWI
Interim Administrator, Hawaii Emergency Management Agency (HI-EMA)

Chair Luke, Vice Chair Cullen and Members of the Committee:

HB 2582 HD1 establishes a task force to make recommendations for a Hawaii Disaster Preparedness Plan. Requires the National Disaster Preparedness Training Center (NDPTC) at the University of Hawaii to take the recommendations from the task force and prepare the plan.

The Hawaii Emergency Management Agency (HI-EMA) supports the intent of the bill to prepare a state disaster plan if it does not take away from the Governor's priorities as requested in his executive package. HI-EMA requests the following commitments from NDPTC – the designated plan lead:

- That NDPTC work closely with HI-EMA and county emergency management/civil defense agencies.
- That NDPTC and the task force consider the existing plans and endeavors, and the on-going assessment of the emergency management enterprise already done by HI-EMA, county emergency management/civil defense agencies.
- That the NDPTC collaborate with existing stakeholder groups such as the State Multi-Hazard Mitigation Forum, State Emergency Communications Council (SECC), Hawaii Emergency Preparedness Executive Committee (HEPEC), Hawaii Earthquake Tsunami Advisory Council (HETAC), Hawaii Council on Emergency Management (HACEM), the Interagency Commission on Climate Adaptation (ICAC),
- That NDPTC ensure that task force participants are all at the appropriate levels of authority, have the relevant experience, technical abilities, and commit to full participation in all planning meetings and milestones. Also ensure that the plan meets FEMA comprehensive planning guide (CPG) standards and requirements to sustain Federal Grant subsidies to the state and counties.
- That NDPTC ensure that the plan is updated and improved on a recurring basis with its implementation tracked via appropriate milestones and metrics and validated through a variety of sustained exercises.

Thank you for the opportunity to comment on House Bill 2582 HD1.

Moses Kaiwi; moses.kaiwi.mil@mail.mil; 808-733-4300

Jennifer Walter; jennifer.m.walter@hawaii.gov; 808-733-4300



UNIVERSITY OF HAWAII SYSTEM

Legislative Testimony

Testimony Presented Before the
House Committees on Finance
Wednesday, February 21, 2018 at 2:00 p.m.

By
Denise Eby Konan, PhD
Dean, College of Social Sciences
And
Michael Bruno, PhD
Interim Vice Chancellor for Academic Affairs
University of Hawai'i at Mānoa

LATE

HB 2582 HD1 – RELATING TO PUBLIC SAFETY

Chair Luke, Vice Chair Cullen, and members of the committee:

Thank you for the opportunity to provide testimony on House Bill 2582 HD1. This measure establishes a Hawai'i disaster preparedness task force within the National Disaster Preparedness Training Center (NDPTC) in the College of Social Sciences at the University of Hawai'i. It requires the task force to review current disaster management coordination and other functional components of disaster planning, and to review, solicit input on, and develop recommendations for the Hawai'i disaster preparedness plan to ensure its relevance as a guide for future long-term disaster planning. The task force is to submit a preliminary report of its findings to the legislature and to NDPTC no later than twenty days prior to the convening of the regular session of 2019. A final report is due no later than twenty days prior to the convening of the regular session of 2020.

NDPTC is authorized by the U.S. Congress to develop and deliver training courses on natural hazards and disaster response and recovery. It has developed FEMA certified training courses and has trained more than 30,000 emergency managers and first responders across 270 cities in the United States. The College and NDPTC support the intent of the bill to improve statewide disaster and emergency preparedness systems and protocols, provided that its passage does not replace or adversely impact priorities as indicated in the University's Board of Regents approved executive supplemental budget.

We support the State of Hawai'i in its efforts to plan for, respond to, and recover from disasters and emergencies. Successfully accomplishing these critical goals requires adequate staffing with appropriate expertise. If this effort is fully funded by the legislature, NDPTC will support the task force its important work. However, NDPTC lacks resources to undertake the project within the existing UH budget.

Preliminary budget estimates are \$700,000 for two years, with work beginning this summer to meet the reporting deadline. Details are provided in the following three attachments: budget, activities and deliverables, and activities and budget.

Hawaii Disaster Preparedness Task Force

BUDGET

Salaries	FTE	Year 1	Year 2	Total
Principal Investigator	8%	13,468.00	13,468.00	26,936.00
Project Coordinator	100%	60,000.00	60,000.00	120,000.00
Emergency Management Planner	100%		70,000.00	70,000.00
Project Assistant	100%	55,000.00	55,000.00	110,000.00
Graduate Assistant	50%	20,472.00	20,472.00	40,944.00
Total Salaries		148,940.00	218,940.00	367,880.00
Fringe Benefits				
Principal Investigator	58.13%	7,829.00	7,829.00	15,658.00
Project Coordinator	36.13%	21,678.00	21,678.00	43,356.00
Emergency Management Planner	36.13%	-	25,291.00	25,291.00
Project Assistant	36.13%	19,872.00	19,872.00	39,744.00
Graduate Assistant	12.00%	2,457.00	2,457.00	4,914.00
Total Fringe Benefits		51,836.00	77,127.00	128,963.00
Travel				
Meetings with Counties (1+1)				
Inter-island Airfare		2,400.00	2,400.00	4,800.00
Per Deim		3,720.00	3,720.00	7,440.00
Hawaii Disaster Preparedness Task Force Meetings (2+4)				
Inter-island Airfare		4,400.00	8,800.00	13,200.00
Per Deim		6,820.00	13,640.00	20,460.00
Mileage		1,800.00	3,600.00	5,400.00
Total Travel		19,140.00	32,160.00	51,300.00
Materials & Supplies				
Project Supplies		3,000.00	4,000.00	7,000.00
Meeting Supplies		2,200.00	4,020.00	6,220.00
Total Materials & Supplies		5,200.00	8,020.00	13,220.00
Other				
Subject Matter Expert Consultant Services		29,500.00	34,000.00	63,500.00
Meeting Room Rentals		3,000.00	5,000.00	8,000.00
Publication Costs		1,500.00	2,000.00	3,500.00
Total Other		34,000.00	41,000.00	75,000.00
Total Direct Costs		259,116.00	377,247.00	636,363.00
Indirect Costs	10%	25,912.00	37,725.00	63,637.00
Total Costs		285,028.00	414,972.00	700,000.00

Hawaii Disaster Preparedness Task Force
Hawaii Disaster Preparedness Plan

TASKS and BUDGET

#	TASK DESCRIPTION	COST				TASK RESPONSIBILITY		
		Salaries	Travel	Materials & Supplies	Others	Total	Coordination	Support
1	Hawaii Disaster Preparedness Task Force							
1a	Task Force Meetings and Consultations							
1a1	Task Force Meetings (6)	49,079	42,966	1,616	9,166	102,827	Task Force	PI, PC
1ab	County Consultation Meetings (2x4)	49,079	13,464	1,616	9,166	73,325	Task Force	PI, PC
1b	Assessment of State's current disaster management system, processes, and incidents	49,079	-	1,616	9,166	59,861	Task Force	PI, PC
1c	Research on disaster management system, processes, and incidents of other jurisdictions	49,079	-	1,616	9,166	59,861	Task Force	PI, PC
1d	Identifying best practices	49,079	-	1,617	9,167	59,863	Task Force	PI, PC
1e	Submission of preliminary report of findings, program recommendations and proposed legislation	49,079	-	1,617	9,167	59,863	Task Force	PI, PC
2	Hawaii Disaster Preparedness Plan							
2a	Develop Hawaii Disaster Preparedness Plan	84,018	-	1,616	9,166	94,800	PI, PC	EMP
2b	Final Report Hawaii Disaster Preparedness Plan	84,018	-	1,616	9,166	94,800	PI, PC	EMP
2c	Hawaii Disaster Preparedness Plan Update	84,018	-	1,616	9,166	94,800	PI, PC	EMP
Total						700,000		

Note:

- PI Principal Investigator
- PC Project Coordinator
- EMP Emergency Management Planner

LATE



DISABILITY AND COMMUNICATION ACCESS BOARD

1010 Richards Street, Room 118 • Honolulu, Hawaii 96813
Ph. (808) 586-8121 (V) • Fax (808) 586-8129 • TTY (808) 586-8162

February 21, 2018

TESTIMONY TO THE HOUSE COMMITTEE ON FINANCE

House Bill 2582, HD1 - Relating to Public Safety

The Disability and Communication Access Board (DCAB) submits comments on House Bill 2582, HD1 - Relating to Public Safety. The purpose of this bill is to establish a task force to make recommendations for the Hawaii Disaster Preparedness Plan. It requires the National Disaster Preparedness Training Center at the University of Hawaii assist the task force in preparing for the Plan. Unspecified funding is also provided in this measure.

The Federal Emergency Management Agency (FEMA) requires that a member of emergency planning team include people with disabilities. This measure delineates members of the task force, however there are no agencies representing people with disabilities or others with access and functional needs (seniors, children, people with limited English proficiency and those who have limitations with transportation) among the agencies listed. DCAB proposes that a person knowledgeable about various types of disabilities and specific emergency needs of each group be added as a member of the task force. In doing so, a more comprehensive plan will be developed to serve the whole community, including people with disabilities and others with access and functional needs.

The rationale behind including people with disabilities and others with access and functional needs in the planning stage is that the entire community will provide input to the plan, and all parts of the community will have the opportunity to be part of creating a statewide plan. Current Emergency Operation Plans (EOP) in each county include services for people with disabilities and others with access and functional needs as an after-thought by including their needs in an annex. In doing this, we as people with disabilities will be included throughout the entire plan.

Thank you for the opportunity to provide comments.

Respectfully submitted,

FRANCINE WAI
Executive Director

LATE

HB-2582-HD-1

Submitted on: 2/20/2018 10:24:10 PM

Testimony for FIN on 2/21/2018 2:00:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Rachel L. Kailianu	Individual	Oppose	Yes

Comments:

I strongly oppose this bill. We are creating a task force for everything in the name of public safety.