

STAND. COM. REP. NO.

2344

Honolulu, Hawaii

FEB 15 2022

RE: S.B. No. 3334  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-First State Legislature  
Regular Session of 2022  
State of Hawaii

Sir:

Your Committees on Energy, Economic Development, and Tourism and Government Operations, to which was referred S.B. No. 3334 entitled:

"A BILL FOR AN ACT RELATING TO GOVERNMENT OPERATIONS,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Add the Director of Business, Economic Development, and Tourism (DBEDT) as an ex officio voting member to the Board of Directors of the:
  - (A) Hawaii Tourism Authority;
  - (B) Stadium Authority; and
  - (C) School Facilities Authority;
- (2) Transfer the Stadium Authority from the Department of Accounting and General Services (DAGS) to DBEDT, which includes:
  - (A) Designating the President of the University of Hawaii and the Superintendent of Education as voting members of the Stadium Authority;



- (B) Allowing the designees of the President of the University of Hawaii and the Superintendent of Education to serve on the Board of Directors of the Stadium Authority;
  - (C) Repealing the Stadium Development Special Fund's exemption from the pro rata share of the departmental administrative assessment fee;
  - (D) Increasing the amount in general obligation bonds that may be issued for the Stadium Development District; and
  - (E) Designating DBEDT as the expending authority for capital improvement projects in the Stadium Development District; and
- (3) Transfer the School Facilities Authority from the Department of Education to DBEDT.

Your Committees received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Department of Accounting and General Services; and Land Use Research Foundation of Hawaii. Your Committees received testimony in opposition of this measure from one individual. Your Committees received comments on this measure from the Department of Education, Hawai'i Tourism Authority, and Stadium Authority.

Your Committees find that attached enterprise agencies with land development functions are currently scattered across the State executive branch. This measure would aggregate expertise regarding land development and other related resources under DBEDT. Your Committees recognize the concerns raised by the Stadium Authority in its testimony. First, making the President of the University of Hawaii and the Superintendent of Education voting members of the Stadium Authority would increase the perceived or real conflicts of interest as the Stadium Authority executes its responsibilities as there are no other regular tenants of the Stadium Development District who are also members of the Stadium Authority. Second, repealing the Stadium Development Special Fund's exemption from the pro rata share of the departmental administrative assessment fee would increase the need for the Stadium Authority to seek additional state funding as



it works to deliver and operate the New Aloha Stadium Entertainment District. And lastly, designating DBEDT as the expending authority for capital improvement projects in the Stadium Development District may cause confusion with appropriated funds that were delegated to and encumbered by DAGS.

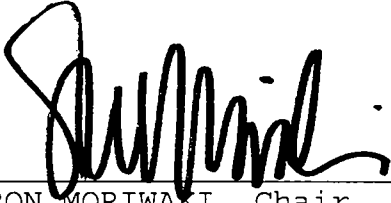
Accordingly, your Committees have amended this measure by:

- (1) Restoring:
  - (A) The President of the University of Hawaii and the Superintendent of Education as ex officio nonvoting members of the Stadium Authority;
  - (B) The Stadium Development Special Fund's exemption from the pro rata share of the departmental administrative assessment fee; and
  - (C) The Stadium Authority as the expending authority for capital improvement projects in the Stadium Development District;
- (2) Clarifying that the designees of the President of the University of Hawaii and the Superintendent of Education may serve as ex officio nonvoting members of the Stadium Authority; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Energy, Economic Development, and Tourism and Government Operations that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 3334, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 3334, S.D. 1, and be referred to your Committee on Ways and Means.

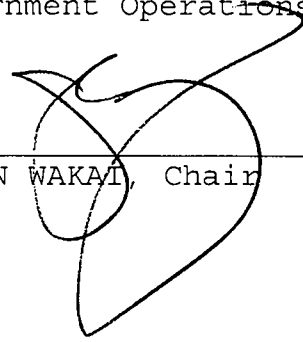


Respectfully submitted on  
behalf of the members of the  
Committees on Energy, Economic  
Development, and Tourism and  
Government Operations,



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SHARON MORIWAKI, Chair



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GLENN WAKAI, Chair



The Senate  
 Thirty-First Legislature  
 State of Hawai'i

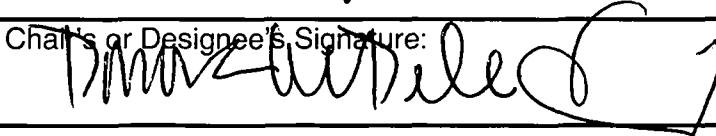
**Record of Votes**  
**Committee on Energy, Economic Development, and Tourism**  
**EET**

Bill / Resolution No.:* <b>SB 3334</b>	Committee Referral: <b>EET/EVO, WAM</b>	Date: <b>2/7/22</b>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
WAKAI, Glenn (C)	✓			
MISALUCHA, Bennette E. (VC)	✓			
LEE, Chris	✓			
RIVIERE, Gil	✓			
FEVELLA, Kurt	✓			
<b>TOTAL</b>	<b>5</b>	<b>0</b>	<b>0</b>	<b>0</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution:                     Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

**\*Only one measure per Record of Votes**

The Senate  
Thirty-First Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Government Operations**  
**GVO**

Bill / Resolution No.:* <b>SB 3334</b>	Committee Referral: <b>EET/GVO, WAM</b>	Date: <b>02/07/22</b>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
MORIWAKI, Sharon Y. (C)	X			
DELA CRUZ, Donovan M. (VC)	X			
CHANG, Stanley	X			
GABBARD, Mike	X			
FEVELLA, Kurt	X			
<b>TOTAL</b>	<b>1</b>			
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original                      Yellow                      Pink                      Goldenrod File with Committee Report    Clerk's Office    Drafting Agency    Committee File Copy				

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