



**Mitchell D. Roth**  
*Mayor*

**Deanna S. Sako**  
*Managing Director*

**Robert H. Command**  
*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

March 12, 2024

Committee on Judiciary & Hawaiian Affairs  
Rep. David A. Tarnas, Chair  
Rep. Gregg Takayama, Vice Chair

Hawai'i State Legislature  
415 S. Beretania Street  
Honolulu, Hawai'i 96813

Subject: S.B. 3226, SD1 - RELATING TO ADMINISTRATIVE PROCEDURE  
Hearing Date: Tuesday, March 12, 2024, at 2:00 p.m.  
Time/Place of Hearing: Via Videoconference, Conference Room 325

Aloha Honorable Chair Tarnas, Vice Chair Takayama, and members of the Committee on Judiciary & Hawaiian Affairs,

On behalf of the County of Hawai'i, I am expressing our support for **SB 3226, SD1** which clarifies the maximum period to grant or deny a business or development-related permit, license, or approval provided that a contested case has not been filed, or is required by law.

The primary aim of Act 164, Session Laws of Hawai'i (1998) was to enhance Hawai'i's business environment and prevent administrative agency delays. However, Act 164 did not take into consideration contested cases filed within the agency review period.

The proposed amendment to HRS §91-13.5(a), would address contested cases within the specified timeframes, and considers the need for specific procedures that uphold due process, ensuring a fair contested case hearing for all parties involved.

For the foregoing reasons, I support the passage of SB 3226, SD1. Thank you for the opportunity to testify on this matter.

Mitchell D. Roth  
Mayor  
County of Hawai'i