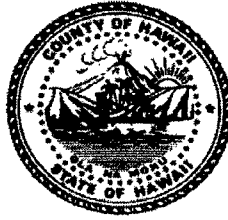


KENNETH G. GOODENOW
County Clerk



RODNEY OSHIRO
Deputy County Clerk

County of Hawai'i
Office of the County Clerk
25 Aupuni Street
Hilo, Hawai'i 96720
Telephone: (808) 961-8255
Facsimile: (808) 961-8912

TESTIMONY OF KENNETH GOODENOW
COUNTY CLERK, COUNTY OF HAWAII
TO THE HOUSE COMMITTEE ON LEGISLATIVE MANAGEMENT
ON HOUSE BILL 2902, HD 1

February 10, 2010

Chair Tokioka and members of the House Legislative Management Committee, thank you for the opportunity to submit testimony in support of House Bill 2902, H.D. 1.

The purpose of this bill is to statutorily distribute cable franchise fees received by the State to support public, educational, or governmental access facilities, services, or programming.

Last fiscal year we expended approximately \$130,000 to video-record our Council and committee meetings. The primary purpose of making these recordings was to air them on public access cable television. For the first time, at our request, our public access cable provider, Na Leo, provided us with a \$75,000 grant to defray this cost. While we are very grateful to Na Leo for their support, continued budget constraints may lead to the discontinuance of this important public service.

For the reasons stated above, I support House Bill 2902, H.D. 1, and humbly request your favorable consideration of this measure.

Thank you for the opportunity to testify on House Bill 2902, H.D. 1.

Council Chair
Danny A. Mateo

Vice-Chair
Michael J. Molina

Council Members
Gladys C. Baisa
Jo Anne Johnson
Sol P. Kaho'ohalahala
Bill Kauakea Medeiros
Wayne K. Nishiki
Joseph Pontanilla
Michael P. Victorino



Director of Council Services
Ken Fukuoka

COUNTY COUNCIL
COUNTY OF MAUI
200 S. HIGH STREET
WAILUKU, MAUI, HAWAII 96793
www.maui-county.gov/council

February 9, 2010

TO: The Honorable James Kunane Tokioka, Chair
House Committee on Legislative Management

FROM: Danny A. Mateo
Council Chair

SUBJECT: **HEARING OF FEBRUARY 10, 2010; TESTIMONY OFFERING COMMENTS ON
HB 2902, HD1, RELATING TO PUBLIC EDUCATION GOVERNMENT
TELEVISION**

Thank you for the opportunity to testify and offer comments on this important measure. The purpose of this measure is to statutorily distribute cable franchise fees received by the State to support public, educational, or governmental access facilities, services, or programming.

The Maui County Council has not had the opportunity to take a formal position on this measure. Therefore, I am providing this testimony in my capacity as an individual member of the Maui County Council.

I offer the following comments on this measure for your consideration:

1. While the stated intent of this measure is to provide funding for governmental agencies, such funding would in fact be redirected from the current recipients of this funding. As much as the County would welcome any additional funding, I am concerned about the dramatic negative impact such a redirection of funding would cause on the existing public access organizations.
2. Current cable operator franchise fees allow for operations on our neighbor islands of Lanai and Molokai. Molokai, in particular, benefits from funding for the Molokai Media Center in Kaunakakai in excess of the funds generated from the cable subscribers living on Molokai.
3. Basic operational expenses for a neighbor island public access organization, like Akaku on Maui, require a certain level of funding in order to ensure continued operation. The proposed bill would in essence cut current funding for these public access organizations by two-thirds, without clarifying whether these cuts would allow the organizations to continue to provide their core services.

For the foregoing reasons, I urge caution on this measure.



LINDA LINGLE
GOVERNOR
JAMES R. AIONA, JR.
LT. GOVERNOR

STATE OF HAWAII
OFFICE OF THE DIRECTOR
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
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LAWRENCE M. REIFURTH
DIRECTOR
RONALD BOYER
DEPUTY DIRECTOR

TO THE HOUSE COMMITTEE ON LEGISLATIVE MANAGEMENT

TWENTY-FIFTH LEGISLATURE
Regular Session of 2010

Wednesday, February 10, 2010
2:00 p.m.

TESTIMONY ON H.B. 2902, H.D. 1
RELATING TO PUBLIC EDUCATION GOVERNMENT TELEVISION

TO THE HONORABLE JAMES TOKIOKA, CHAIR, AND MEMBERS OF THE
COMMITTEE:

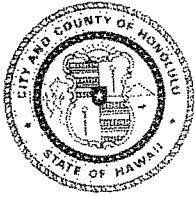
My name is Lawrence Reifurth, Director of the Department of Commerce and Consumer Affairs ("Department"). The Department appreciates the opportunity to provide written testimony in opposition to this bill.

This bill equally divides up franchise fees paid by a cable operator to support public, educational and governmental (PEG) access facilities, services or programming among 3 sectors: educational institutions, governmental agencies and PEG access organizations.

The Director currently has the authority and discretion to decide how franchise fees paid by cable operators to support public, educational and governmental (PEG) facilities and services are apportioned. There is no statutory mandate for the equal distribution of these PEG support fees. The Department believes that it is important for

it to maintain a degree of flexibility when it comes to PEG funding since there may be circumstances where equal funding to the 3 sectors would not be appropriate or beneficial to cable subscribers or the public. For example, the access operating fees paid to Hoike – Kauai Community Television (**Hoike**) are much less than what is paid out to 'Ōlelo Community Television (**'Ōlelo**) on Oahu. In 2009, Hoike received \$496,678 in access operating fees and \$70,824 in capital fund payments, in comparison to 'Ōlelo which received \$4,459,696 for access operating fees and \$823,000 in capital contributions. Splitting up the access fees on Kauai may not leave sufficient amounts for Hoike to continue to operate effectively. In addition through existing contracts with educational consortiums in their respective counties, 'Ōlelo and Akaku: Maui Community Television (**Akaku**) already designate 25% of their access operating fees to education pursuant to agreements negotiated with the various education interests. It is not clear why the bill proposes to change the negotiated allocation formula.

Thank you for the opportunity to provide written testimony on this measure.



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3065 / TELEPHONE 547-7000

February 10, 2010

Committee on Legislative Management
House of Representatives
State of Hawaii

Testimony of
Honolulu City Councilmember Nestor Garcia
House Bill 2902, House Draft 1
Regular Session 2010

Chair Tokioka and members of the Committee:

Thank for you this opportunity to offer testimony in strong support of the intent of HB 2902, HD 1.

In 2008, the Honolulu City Council unanimously adopted Resolution 206, recognizing that many cable subscribers on Oahu are effectively being taxed twice for broadcast coverage of the Honolulu City Council's meetings and committee meetings, and requesting state assistance to create a more equitable distribution of cable franchise fees dedicated to Public, Education, and Government (PEG) access.

The Council's resolution notes that on every monthly cable statement, there is a line item charge for franchise fee. The subscriber has no option but to pay it, like a tax. Those funds go to the PEG Access Providers. On Oahu that entity is 'Olelo: The Corporation for Community Television." A portion of that fee also supports Hawaii Public Television.

The primary purpose of the PEG provider system is to provide resources to the three beneficiaries – the public, educational institutions, and government agencies – to produce programming for broadcast over dedicated cable channels in a franchise area.

In order for the Honolulu City Council to broadcast its meetings, it is necessary to contract an independent television production crew. Those funds, budgeted annually at about \$250,000, are derived from City general funds – funds generated by real property taxes and other fees.

Thus, Oahu cable subscribers who pay property taxes and other fees to the City are effectively paying twice for coverage of City government. We contend that payment of the monthly cable franchise fee automatically entitles subscribers to broadcast coverage of local government and that those funds are sufficient to provide the City Council with the resources to produce its programs without using additional tax dollars.

'Olelo currently contracts with a local education consortium, guaranteeing funds for the consortium to produce educational programming. 'Olelo currently provides support to the Council in the form of loaned equipment and software, but without the human resources behind them, it is virtually worthless to us.

Testimony – Councilmember Nestor Garcia
House Committee on Legislative Management
HB 2902, HD 1
February 10, 2010
Page 2

HB2902, HD1, would direct that each beneficiary segment receives an equal portion of PEG funds. This is much closer to the original intent of the law, I believe, and would ensure that cable subscribers receive their entitled coverage of government while avoiding the need to have their tax dollars also used for that service.

I further recommend a full financial and management audit of each PEG Access Provider to give the State a clear understanding of how PEG funds are being utilized and to best determine the equitable distribution of PEG funds.

Finally, this measure notwithstanding, I am convinced that the state and the public would be well served if each PEG Access Provider would offer a clear description of its policies and a detailed and transparent explanation of how it spends PEG funds on behalf of the beneficiaries.

Mahalo for this opportunity to provide testimony.

Nestor R. Garcia, Vice Chair
Honolulu City Council
Chair, Budget Committee



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

Nester Garcia's office

No. 08-206, FD1

RESOLUTION

RELATING TO THE INCLUSION IN THE 2009 HAWAII STATE ASSOCIATION OF COUNTIES LEGISLATIVE PACKAGE OF A RESOLUTION RELATING TO CABLE TV PUBLIC ACCESS PROGRAMMING.

WHEREAS, government access programming is available to the residents of each county of the state through the public, educational, and governmental ("PEG") access organizations: Olelo Community Television; Akaku: Maui Community Television; Hoike: Kauai Community Television; and Na Leo O Hawaii; and

WHEREAS, the department of commerce and consumer affairs requires a cable franchise fee from the local cable operator, as authorized by the federal Cable Communications Act of 1984, a portion of which is passed on to PEG access organizations; and

WHEREAS, the cable franchise fee required by the department of commerce and consumer affairs is a charge passed on by the local cable operator to cable customers through their cable bills; and

WHEREAS, the Honolulu City Council currently uses general fund money, taken from property taxes and other sources, to execute a contract with a private television production company to produce council proceedings for broadcast on Olelo; and

WHEREAS, the public effectively is taxed twice to view government programming by paying property taxes and by paying their cable bills which include a charge to cover the cable franchise fee; and

WHEREAS, since 1998, the Hawaii Educational Network Consortium ("HENC"), representing public and private primary, secondary and higher educational institutions, has entered into an agreement with Olelo in which HENC has control of and awards the portion of the franchise fees collected for educational purposes to various educational programming projects; and

WHEREAS, the production of council proceedings should be funded with the portion of the franchise fees collected for government programming; and

WHEREAS, the HENC agreement with Olelo, as approved by the department of commerce and consumer affairs, to provide educational programming may provide a model for all counties to negotiate directly with PEG access organizations to receive a portion of cable franchise fees collected for government programming; and



RESOLUTION

WHEREAS, approval by all the counties is required to include a proposal in the 2009 HSAC legislative package; now, therefore,

BE IT RESOLVED by the Council of the City and County of Honolulu that it approves for inclusion in the 2009 HSAC legislative package a resolution, attached as Exhibit A, urging the department of commerce and consumer affairs to assist the counties in negotiating agreements with PEG access organizations for a portion of the franchise fees collected for the purpose of government programming; and

BE IT FINALLY RESOLVED that a copy of this Resolution be transmitted to the President of the Hawaii State Association of Counties.

INTRODUCED BY:

Nestor Garcia

DATE OF INTRODUCTION:

August 28, 2008
Honolulu, Hawaii

Councilmembers

Representative James Tokioka, Chair
Committee on Legislative Management

House of Representatives of the State of Hawai'i

TESTIMONY of Jay April
President and CEO of Akaku: Maui Community Television
Member HCR358 Legislative Task Force

February 10, 2010

Strongly Oppose HB2902 Relating to Public, Education, Government, Television

Government Access was intended by the Federal Government and by the Hawaii State Legislature to provide citizens access to government, not the other way around. The thinking was that if citizens could observe the workings of government in action they would be more likely to engage more fully in a participatory democracy. "G" was never intended to be state-controlled TV or even municipally controlled TV programmed by a government entity. The best practice model is more like CSPAN where an independent non profit is charged with airing unbiased public affairs programming and unedited gavel to gavel coverage of government meetings. This is not unlike the model we see employed in a majority of access venues today. A pure "G" model in Hawaii, like the one that exists in Maui County today, would be inclusive of state, county, local and native government voices and would be inclusive of those who have an interest in civic issues raised in a healthy public domain

I can speak with confidence that thousands of Maui County residents are strongly against HB2902 and in favor of the existing integrated PEG model. Splitting the PEG money will effectively destroy successful PEG access on the neighbor islands by diverting 2/3 funds to the state and government sector which cannot and does not operate with the same mission: "Empowering our Community's Voice through Access to Media" The emphasis in the current model is on OUR COMMUNITY as in Community Access. Splitting the money is counter to the intent by which the resource was established in the first place. HB2902 will severely diminish if not outright destroy the public sector and weaken the other two sectors as well. One of the obvious reasons would be that splitting the money and resources would remove the advantage the integrated PEG model now has of economy of scale. A split model into three entities P, E and G will require triple duplication of administration, facilities, equipment, studios and staff. This make no economic or functional sense given the little amount of funding available to fund all these resources

In 1997, the DCCA commissioned a report entitled, "Splitting the Baby is Not the

Solution" (attached in a separate email). It didn't work then and it won't work now. The integrated PEG model is national best practice (see below) The proof is in the pudding. Currently on Maui, 25% (\$296,634 annually) is already diverted to UH/DOE and the money is simply swallowed up resulting in no measurable benefit or ACCESS to the greater educational sector. The money, which is not audited as far as we can tell, goes to send DOE personnel to trade shows and to augment existing programs at Maui High only. The money we allocate to UH goes into the general fund and, though it may at times augment staff salaries at MCC's media center, there is no hard evidence or accounting that it is used for any kind of education access. It simply is put into existing programs. The point is that currently, the money does not provide access to the greater Maui educational community. So Akaku picks up the slack. Our doors are open to ALL EDUCATION and despite the fact that we no longer receive Educational Access funds. We train teachers, hold kids camps, and create partnerships with organizations such as Kihel Charter Schools. It is financially difficult to provide these educational services without adequate funding but we do it because we feel it is part of our mission to serve the entire community. If another 33% of our funding was diverted directly to government, we would no longer be able to provide services to education and the public would be harmed as well.

As far as Government is concerned, there are serious first amendment issues raised when government alone programs and controls the message. It is no longer government access, but Government TV. The PEG philosophy is that Government Access is just that. We provide citizens access to the workings of County Government in order to foster and promote citizen engagement in a healthy democracy.

There are many things that Akaku does that government cannot do:

Akaku has an entire channel dedicated exclusively to government and public affairs programming most of it local and at no cost.

Akaku activates additional channels to cover government and pressing public affairs issues when appropriate or needed

94% of Akaku's government programming is locally produced

Akaku subsidizes the transmission and delivery of more than 182 hours of live Capitol TV on additional channels

Provides a wide variety of government sector and public affairs programming at no cost to government

Covers gavel to gavel and value added production of all County Council meetings (more than 717 hours per year) at subsidized rates and provides air

time and repeat broadcasts at no cost

Akaku provides 793 first run hours of local government programming

Out of 5,469 government programming hours, 5,194 are locally produced

Broadcasts native government and host culture points of view at no cost.

Broadcast selected County and State Commission meetings upon request at no cost

Broadcast Mayor's State of the County at no cost

Produces in studio interviews and programs with state officials direct from the capitol

Produces interviews and programs, including remote "skyping" and teleconference capabilities for state and congressional officeholders

Offers free consulting and technical advice to government

Akaku provides some of the best and most comprehensive local election coverage in the state. (Election coverage alone (FY08) excluding staff cost upwards of \$35,000 in FY 2008)

Provides online streaming of select government programs and issues at no cost

Finally in addition to providing this vast array of integrated government services to our viewers, even with the contract from county council, Akaku provides a significant subsidy to "G" in excess of \$268,000 per year.

WHY SPLITTING THE BABY STILL DOES NOT WORK

In a democracy long, long ago when Community Television was in its infancy, the Chairman of the Federal Communications Commission, Nicholas Johnson recognized that according to U.S. law, *"the airwaves belong to the people"*

The year was 1972; cable television behemoths were about to wire the nation. The federal government's intent was to protect localism and diversity of viewpoint by requiring these companies to pay "rent" for using our public rights of way by providing Public, Educational and Government Access channels, production equipment and facilities for public use on cable systems throughout the land. The fly in the ointment, however, was that the Feds left implementation and regulation of the Public Access concept up to LFA's or local franchise authorities. Not every one followed this "best practice" model, but many did and in the vast majority of cases it was mainly city and county governments who granted local cable television monopolies. In a few cases, like New York, Connecticut, Rhode Island and Hawaii, cable regulation was assigned to a state

regulatory agency.

Community Television, also known as PEG Access, began to proliferate in local jurisdictions. The more successful stations were independent nonprofits established at arms length from government and financed from up to 5% of cable revenues. These stations were set up in local communities for no other purpose but to create public access to cable and provide free or low cost media skills for any and all comers. The big idea was not to benefit any one institution or special interest but to serve the general public from all walks of life including the unaffiliated, the disenfranchised, the popular as well as the unpopular, people who would otherwise not have a voice. The idea was also not just to benefit the institutional agenda of one or two schools, but to help teachers and students involved in all aspects of formal and informal education. The other main goal was not to create Government TV, but to encourage local democratic discourse by televising gavel to gavel coverage of government meetings making government more accessible to the masses.

The analogy that fits best is the one of the public commons or electronic park. If television stations were buildings, each building would look pretty much the same but carry a different commercial agenda. HBO would sell you movies; MTV music; CNN news; PBS; Ken Burns and British drama. There would be a boss sitting in an office on the top floor deciding what you, the audience, would see. If you walked into any one of these buildings, including the so-called Public Television building, and wanted to get airtime for your idea, you wouldn't get past the receptionist. It is even likely that, if you pressed the issue, "security" would throw you out.

Down below, between all these buildings, is the public commons, electronic "green space" if you will, the Community Access Television station. This is not a building, but a level playing field. The place where everyone, rich or poor, old or young, educated or not, can come to learn how to create media, foster ideas and showcase the diverse talent and ability vital to a living democracy. This is the "electronic park" open to all voices without censorship, a place that honors free expression and diversity of viewpoint - even points of view that may be unpopular or controversial. The one place left in a media universe dominated by corporate media that provides every one of us a free speech venue and non-discriminatory access to one another's living rooms. A place to talk, to show, to tell, to discuss, to create, to innovate, to play.

The idea worked famously well in a lot of places until the Federal government under Reagan, began to deliberately ignore the principles of diversity, localism and public ownership of the airwaves embedded in the Communications Act of 1934. This abdication of the public interest has allowed five or six telecommunications giants to reap obscene profits and monopolize both the content and delivery of radio, TV, cable, telephone and now the Internet. For more than twenty years, companies like Time-Warner, Viacom, General Electric, Disney, Fox, Comcast and others have cozied up to our elected representatives

and regulatory agencies and now run the table on virtually all we see, hear and read in America.

With the astounding media convergence currently underway, there are billions of dollars to be made in them broadband hills. This is why AT&T, Verizon and others have joined the fray. In their TV Everywhere world, there is simply no room in the corporate view for uniquely local community media, community broadband, net neutrality, or innovative ideas that challenge the status quo. No room for the people's voice. This is why these companies have spent millions of dollars at more than 28 state legislatures to convince lawmakers to open the market, bulldoze the electronic park and replace our public commons with another government building, a state-run school or, better yet, another commercial channel.

Despite this sophisticated and well-financed onslaught from industry and government, there are places where community media and PEG access centers thrive with the backing of the local population. One of these places has traditionally been Hawaii primarily because the programs are generally responsive to the needs of the local community on each island, are somewhat adequately funded, and are protected by state statute.

The long term future for community television in Hawaii like every place else, however, may not be so good because for five years running the Time Warner cable monopoly hand in hand with the state cable regulatory agency, state educational establishment and other vested interests has attempted to repeal legislative protection for access and cutback on funding while adopting a divide and conquer approach. The master plan is to split up PEG access funding on the way to eliminating it entirely.

This is what I call the "Sesame Street" approach to cable access. Not only is it anti-democratic, infantile and regressive, it is state-run television at its very worst designed to centralize all communication in a corporate framework. It is not about "community" or "access" anymore but about the letters, P, E, and G. Under this revisionist regulatory scheme, if the "P" or "public" side continues to exist at all, it will only be allowed to function begrudgingly as an unwanted stepchild. This is not a good development in a healthy democracy.

To better understand what is really going on, let's take a look at the history of how we got here.

In June of 1997, a report was prepared for the Cable Regulatory Authority of the State of Hawaii. (DCCA) It was entitled, DISPUTES OVER PEG RESOURCES: Splitting the Baby is NOT the Solution. The State of Hawaii by and large heeded that advice and its "integrated model" independent Community Television operations, notably in Oahu and on Maui worked hard for years to become recognized as some of the best PEG Access stations in the nation.

This success was due in part to the fact that Hawaii PEGs adopted and put into effect a "best practice" integrated PEG model whereby independent nonprofits, created for this specific purpose in each county, provided channel space, unbiased gavel to gavel meeting coverage, nondiscriminatory access and low cost media training to local, state and native governments, private and public educational entities and a diverse and varied public. In short, Community Television in Hawaii has been empowering the local voices of each island community without censorship, editorial or state control for more than fifteen years.

By 2005, PEG Access on Maui became a victim of its own success. Private land development interests that did not like some of the messages being broadcast on these free speech venues conducted a sophisticated raid on PEG access coffers and combined with state educational agencies and the state's monopoly cable provider, Time Warner, to launch a privately financed lobbying campaign to split PEG funds into thirds. The end result was 25% of PEG funding for Maui's Community Television independent non-profit (Akaku) was re-allocated to state educational institutions in perpetuity without any accountability to the public. On Oahu, a similar development took place whereby 25% of the Oahu Access provider's (Olelo) funds were diverted to state education and caps were placed on franchise fees by Decision and Order of the state. The diminishment of these local democratic media outlets was hardly a local phenomenon. In the past three years, in state after state, from California to Texas to Michigan to Florida, sophisticated lobbying campaigns spearheaded by telecom and cable giants; Comcast, AT&T, Time Warner and Verizon succeeded in de-funding vital community media access centers causing many to close up shop. They did this while the FCC, federal, state and local regulatory bodies either aided and abetted this taking of the people's voice or simply ignored Federal Communications Law by looking the other way.

Back in Hawaii, incumbent monopoly telecom, Time Warner and state authorities have used secret back room franchise renewal proceedings, obscure rulemakings, technical barriers, stealth lobbying tactics, antagonistic regulation and the use of the State Procurement Code and other means to control and marginalize the existing independent and effective public access organizations and divert funds back to the state. The thoroughly discredited "Split the Baby" rubric is back in force with government bureaucrats, state agencies, The University of Hawaii, the Department of Education and other vested interests hard at work to split the cable access baby into its lettered components, P, E and G which could result in the dilution if not outright demise of the Public Access sector in Hawaii.

At the 2008 National Conference for Media Reform in Minneapolis presented by freepress, I had the opportunity to discuss this very issue with Nicholas Johnson and George Stoney, the architects of PEG Access policy at the FCC in 1972. Back then, Nick Johnson was FCC Chairman and George Stoney was working with Red Burns at the National Film Board of Canada and starting up the

Alternate Media Center at New York University. They saw the big cable monopolies coming and knew that marketplace forces would be likely to always be deficient in meeting the communications needs of local communities. They concluded correctly that government intervention in the market was necessary to preserve the democratic ideals of diversity and localism in media in order to safeguard the greater public good in a mass media age. They envisioned Community Television (PEG Access) as an important social mechanism by which cable companies would pay "rent" for using public rights of way. Their vision was to democratize the dominant mass communications medium of our time by making possible policy and infrastructure to foster true, local participatory media. Both men told me that using the term "PEG Access" was their biggest "mistake" because over time a misconception came about in some jurisdictions that "P," "E" and "G" ought to be separated financially. They assured me that this was never the intent. The letters in "P," "E" and "G" symbolized constituencies served (Public, Education, Government) and were not conceptualized as funding categories to be split. We should have just called it "Community Television," they said, "because it is really about all of us".

Be that as it may, some areas with a huge subscriber base (i.e. New York City) have split "P," "E" and "G" successfully because the dollars are there to do it. In most places around the country, they simply are not. The reality is that smaller jurisdictions would be devastated by such a funding scheme resulting in the diminishment if not outright destruction of the resource. Why? Because the economy of scale to support three stations (P, E and G) including studios and facilities as opposed to one PEG access station does not exist. It would result in the antithesis of "community" television pitting one vested interest against the other. The real tragedy of the electronic commons here is that in best practice the "E" money in PEG was never meant to augment or replace what I call, "I" or Institutional Television which can be defined as instructional or educational television (K-12 and higher) funded appropriately by state and/or local taxes. This is the crux of the disagreement over "E" funds that nearly destroyed PEG Access on Maui in 2005 where the University of Hawaii and the Department of Education succeeded in getting 33% and currently 25% of PEG funds previously allocated to the nonprofit Access Organizations. Without diminishing in any way the significance and value of both "E" and "G" programming, it is fair to say that if the funding mechanism for PEG Access disappeared tomorrow, it is likely "E" and "G" would still exist. "P" almost certainly would not.

With respect to "E", the operative word is "ACCESS." Educational ACCESS TV (As opposed to say, Educational or Instructional TV) means that any and all educators, teachers, students or clients of public, private, parochial, charter, adult or any other form of education are entitled to:

Equal ACCESS to Tools - equipment, cameras, microphones, computers, studios etc.

Equal ACCESS to Skills - media education, scripting, shooting, editing, directing,

lighting etc.

Equal Access to Ideas - media literacy, open dialogue and creative endeavor -

Equal Access to Technology - meaning physical ACCESS to cable channels - the right to broadcast at the same level and technology as commercial counterparts

The key difference embodied in the term "Access" is that these privileges are not the exclusive preserve of the program managers of a given institution, channel or entity but are inclusive of all comers within the "P" "E" and "G" subset of potential users.

Educational Access, therefore, in its purest sense was never intended to entitle one or two specific state institutions access to cable subscribers while ignoring the responsibility to provide tools, skills and training to all educational sectors.

A similar analogy applies to "Government Access" or "G" programming. Government Access was meant to provide citizens access to government, not the other way around. The thinking was that if citizens could observe the workings of government in action they would be more likely to engage more fully in a participatory democracy. "G" was never intended to be state-controlled TV or even municipally controlled TV programmed by a government entity. The best practice model is more like CSPAN where an independent non profit is charged with airing unbiased public affairs programming and unedited gavel to gavel coverage of government meetings. This is not unlike the model we see employed in a majority of access venues today. A pure "G" model in Hawaii would be inclusive of state, county, local and native government voices and would be inclusive of those who have an interest in civic issues raised in a healthy public domain.

As far as the Public or "P" is concerned, the reality is that "we" are all the public. It literally is "all about us" and the fully local communities we serve. The "P" sector is the most overlooked, the most disparate and the most inchoate. This is where views from diverse and often antagonistic sources are most likely to originate. This is where the sometimes untidy, but necessary ferment of local electronic democracy occurs. This is the area where free speech tends to be the most vibrant. Precisely because it is so disorganized, unpredictable and unfunded, it is the most vulnerable and in need of the most protection. This is why I am a strong advocate of the integrated PEG Access model. As stated before, if cable franchise fees were to go away tomorrow, I am fairly certain state sponsored "E" and "G" channels will continue to exist. I am also quite certain that "P" channels would not.

One of the reasons there has been so much wrangling in Hawaii and in other places about all this over the years is that it appears the stakeholders and

policymakers have never really sat down to sort this all out in terms of defining these resources intelligently. Instead what we have had is a sad legacy of turf wars over limited money and resources.

To take away or split P, E, G funds in smaller jurisdictions violates the spirit of First Amendment principles and Federal Communications Law. Government's role in the public interest instead, can help diversify the funding base by embracing and exploiting new media; make sure that public interest provisions and funding mechanisms migrate to new community broadband paradigms; build our own public broadband infrastructure; encourage engaged citizens to petition the federal, state and local for redress of grievances through administrative proceedings and the courts; push for a change in federal law to assign a percentage of cable modem and internet fees for public good; consider statewide revenue sharing of franchise fees among access centers to benefit rural communities; develop open, democratic and inclusive Educational Access and Government Access models; and demand that federal and state policymakers act to replace derelict telecommunications regulation with meaningful reform before we all miss the digital boat.

It is our hope that Hawaii state government will join with us to secure maximum public benefit for our local communities from cable, broadband and emerging new media technology. In any event, it is up to us. And for anyone who believes as I do that free speech extends into the airwaves we breathe, the air in which our greatest ideas and dreams travel, these endeavors are worthy of our best efforts.

Jay April

President and CEO

Akaku: Maui Community Television

From: Saleem Ahmed [ahmedinhawaii@aol.com]
Sent: Monday, February 08, 2010 6:33 PM
To: LMGtestimony
Subject: I oppose HB 2902

Olelo has done a tremendous job of not only providing an exceptional opportunity to the community to create and produce programs of community interest, and also to view such programs produced by the others in the community. It has remained a steadfast neutral party enabling the community to air its hopes and frustration; its creativity and its talents in an objective manner. In addition, it has done an exceptional job of keeping the community aware of what is happening in the government and also in the educational area. Thus, I oppose trifurcating these scarce resources in the way HB 2902 envisages. Let Olelo continue as an independent entity. This, of course, does not preclude the possibility of exploring how to "improve" its programming -- within the current structure.

Saleem Ahmed, Ph.D
President, All Believers Network
781 Eleele Place, Honolulu, HI 96825
Phones: 395-5329 (home); 371-9360 (cell)

boshiro3-Blanka

From: Hawai'i People's Fund [peoples@lava.net]
Sent: Tuesday, February 09, 2010 11:38 AM
To: LMGtestimony
Subject: Testimony on HB2902

Wednesday, February 10 at 2:00 p.m. in House Conference room 423.

"If it ain't broke, don't fix it."

At a time when almost all nonprofit organizations are financially stretched, many are looking to collaborate, consolidate, and even merge to protect the important public services while sharing the expense of administering them.

Olelo already offers a strong combination of services for Public, Education, and Government communications. It's a national model for the excellent services it provides.

Splitting P,E and G makes no fiscal sense and will end up giving us 3 entities, each having to compete for meager resources and only able to provide mediocre services.

Please do NOT pass HB 2902. Put it to bed now and move on to areas that really need fixing.

Mahalo,

Nancy Aleck
NAleck@hawaii.rr.com
PO Box 61212
Honolulu 96839

Chair Tokioka, Representatives Oshiro, Representative Chong, Representative Evans, Representative Pine, Aloha.

My name is Juergen Denecke, General Manager of Na Leo O Hawaii, the Big Island's Public, Education, and Government entity. Na Leo has two facilities on the Big Island in Hilo and in Kona. **I am testifying in opposition to HB 2902 HD1.**

The Congress of the United States specifically established a way for the people to have a means to express their ideas and address their communities by establishing public access. Neither education nor government is mentioned except in passing reference. The majority of the Committee Reports and the law deal with giving a voice to the public to be heard. Yet it seems that every year PEG is under attack for one reason or another. This year is no exception, as the government and education components want to split up PEG in order to get more money for their purposes. Just for clarification, Na Leo O Hawaii has already given \$75,000 to Hawaii County and is poised to give another \$75,000, thus insuring the continuance of County Council programs and the continued employment of nine people who work for the contractor producing the County programs.

The education sector already receives hundreds of millions of taxpayer dollars to fund their activities. The County governments collect hundreds of millions of dollars from taxpayers in fees and property taxes. The only funding that is provided for the Public component is derived not from taxes, but from funds paid by private cable subscribers. No government funds of any kind are involved. Yet education and government want to grab money away from the PEG component, which is least able to afford it.

Some proponents of taking funding away, point to the savings that some PEGs have in the bank as evidence that PEGs receive too much money and therefore should receive less. In Na Leo O Hawaii's case the truth is that the savings have been built up over a 14 year time period by being frugal, avoiding unnecessary and unwise expenses and pinching the nickel "until the buffalo screams". In a real sense, Na Leo stands to be penalized for its prudent fiscal policies.

What would the effects of the proposed division contained in HB 2902 be? One certainty is that Na Leo would have to close its Kona facility, adding two more persons to the unemployment line. Any community activities and government hearings would no longer be covered. Any Kona and Ka'u clients desiring to make programs would no longer be taught how to make programs. Any programs made by Kona and Ka'u clients would have to be mailed or brought to Hilo, diminishing the variety and timeliness of Kona and Ka'u issues presented to the community. The question arises if it is proper for government to stifle the voice of its constituents in this manner? I think not.

Please reconsider what you are about to do and kill HB 2902.

Thank you.

DATE: February 9, 2010

TO: COMMITTEE ON LEGISLATIVE MANAGEMENT
The House of Representatives
State of Hawaii

FR: John (Jack) Bates
Marketing Manager
'Olelo Community Media

RE: Testimony relating to HB 2902, HD1 (HSCR 189-10)
"Relating to public education government television"

Hearing date: February 10, 2010, 2pm, State Capitol room 423

Thank you for the opportunity to testify regarding House Bill 2902, HD1.

My name is Jack Bates. Two years ago I came out of retirement to join 'Olelo Community Media. I retired as chairman and CEO of Starr Seigle Communications in 2003, having been there for twenty three years and a career of nearly forty five years in marketing and communications nationally, internationally and locally. I joined 'Olelo as I have always been active with non-profit organizations and was and am still impressed with Olelo's mission and their dedication to it. My testimony represents my own personal opinions and has not been written or influenced by the management of 'Olelo.

The bill being discussed here today, will destroy what your peers, including Congressman Neil Abercrombie envisioned twenty years ago when they created the PEG access model from which 'Olelo was created. Like you, they had a choice, create separate entities to serve public, education and government or one entity that would provide a common infrastructure, avoiding the necessity of funding each with separate production facilities, avoiding the redundant, high cost of facilities, equipment and staff. In their wisdom they created one entity and charged 'Olelo to serve each by building partnerships providing greater community impact than could be done independently.

The model created in Hawaii for PEG access has been and is recognized nationally as a shining example of how to provide media access to the public, government and education. 'Olelo didn't create that model, you did... 'Olelo just executed it very well.

Having been involved with mass communications for a lifetime, I know first hand how difficult, if not impossible it is to be heard or seen without a media voice. Something I'm sure each of you on the committee, being in elected office, fully understands.

HB 2902 is about voice, it's about government voice, education's voice and the public's voice. This bill will adversely affect all three sectors, by causing redundancy in the overhead costs thereby reducing the funds available for voice. It will take what is a nationally recognized role model for PEG access, 'Olelo and make it inefficient.

Keeping PEG together is, in my personal opinion, the only way to insure that government, education and the public cable subscriber funds are used as they were intended, to provide each with sufficient voice in the media. The funds divided will only create more non-productive costs, providing less access and make it impossible to make the facilities and training available that enables the public to have a media voice. If it is your goal to limit the community's ability to have that voice and express themselves in the media with this bill, you will accomplish it and that will be a sad day for us all.



FEB-09-2010 11:31AM FAX:80883362546

FAX Cover Sheet

Date: 2/09/10

TO: Committee on Legislative Management
The House of Representatives
State of Hawaii

FAX: (808) 686-6341

FR: John (Jack) Bates

FAX: (808) 836-2546

PH: (808) 230-9862

One of three pages

RE: Testimony relating to HB 2902. HD1

Testimony on following two pages



ASSOCIATION OF HAWAIIAN CIVIC CLUBS

P.O. Box 1135 Honolulu, Hawaii 96807

TESTIMONY OF LEIMOMI KHAN, PRESIDENT ASSOCIATION OF HAWAIIAN CIVIC CLUBS EXPRESSING CONCERN ABOUT

HB 2902 HD1 - RELATING TO PUBLIC EDUCATION GOVERNMENT TELEVISION.

COMMITTEE ON LEGISLATIVE MANAGEMENT

February 10, 2010, 2:00 p.m., Conference Room 423

Aloha, Chair Tokioka and Members of the Committee:

HB 2902 HD1 proposes to statutorily distribute cable franchise fees received by the State to support public, educational, or governmental access facilities, services or programming. The bill proposes that fees collected shall be equally distributed as follows: One-third to accredited educational entities, institutions of higher education, and schools; one-third to governmental agencies; and one-third to public access organizations." Such change would have the effect of reducing the fees given to PEG (public, educational, government) on Oahu and require that 'Olelo's cut be slashed from 75% to 33%, potentially affecting the staff and services of the Community Media Centers and having a domino effect on the ability of organizations such as ours in delivery of programs on 'Olelo.

At its 2008 convention, the Association of Hawaiian Civic Clubs passed resolution 08-53, in which it strongly supported 'Olelo Community Television, recognizing the invaluable service that it provides in empowering the voices of our multi-cultural diverse community, and the impact it has had on training hundreds of middle school students in the media arts, opening up new and exciting career paths for our youth. This, at a time, when government-sponsored, non-profit, and even programs in the Department of Education are experiencing profound cutbacks in services.

Accordingly, we are concerned about any reductions in revenue to 'Olelo that would be caused by this Bill.

About the AHCC

The Association is a growing national confederation of fifty-eight Hawaiian Civic Clubs, located throughout the State of Hawai'i and in the States of Alaska, California, Colorado, Illinois, Nevada, Utah, Virginia, Washington State, Tennessee, and Texas. It initiates and works to support actions that enhance the civic, economic, educational, health and social welfare of our communities, and in particular, the culture and welfare of the Native Hawaiian community.

COMMUNITY ALLIANCE ON PRISONS

76 North King Street, Honolulu, HI 96817

Phone/E-Mail: (808) 533-3454/kat.caphi@gmail.com



COMMITTEE ON LEGISLATIVE MANAGEMENT

Rep. James Kunane Tokioka, Chair

Rep. Blake Oshiro, Vice Chair

Wednesday, February 10, 2010

2:00 p.m.

Room 423

STRONG OPPOSITION TO HB 2902 HD1 - PEG ACCESS

LMGTestimony@capitol.hawaii.gov

Aloha Chair Tokioka, Vice Chair Oshiro and Members of the Committee!

My name is Kat Brady and I am the Coordinator of Community Alliance on Prisons, a community initiative working to improve conditions of confinement for our incarcerated individuals, enhance our quality of justice, and promote public safety by supporting smart justice policies. We come today to speak for the 6,000+ individuals whose voices have been silenced by incarceration, always mindful that almost 2,000 of those individuals are serving their sentences abroad, thousands of miles from their homes and loved ones.

HB 2902 HD1 statutorily distributes cable franchise fees received by the state to support public, educational, or governmental access facilities, services or programming.

Community Alliance on Prisons is in strong opposition to this measure.

We take strong exception to the language proposed in §440G- Cable operator franchise fees; distribution which states, "...in the event the director requires each cable operator to pay franchise fees to support public, educational, or governmental access facilities, services, or programming..."

In the event the director requires...? Oceanic has the cable television monopoly in the Hawaiian Islands and is profiting handsomely from us. DCCA is responsible to protect the public interest. These rights-of-way are public property and the government must ensure that the public interest is served by the licensee. DCCA has a public trust obligation. Rights-of-way and airwaves are public space - the commons - and as a community benefit, the licensee is required to serve the public interest by making channels available for the purpose of broadcasting community media.

Oceanic is not providing PEG access out of the goodness of its heart - it is a federal mandate. Benjamin Franklin said,

"Without Freedom of thought, there can be no such thing as Wisdom; and no such thing as public Liberty, without Freedom of speech"

Much has happened at `Olelo. The expansion of Community Media Centers throughout O`ahu has been amazing and validates the leap forward `Olelo has taken. It has been a great leap into communities.

`Olelo has built a strong media system through its community media centers. In many ways these centers have transformed communities and have helped our youth see their way out of poverty and into media careers never thought possible before.

HB 2902 would basically cut `Olelo's funding by two-thirds at a time when it is needed more than ever in our communities. The print media is dying; our immigrant population is growing; and jobs with real career paths are hard to find.

`Olelo Community Media Centers provide ways for concerned citizens to inform the community of emerging and imminent issues. `Olelo provides the venue for the community to voice its opinions - opinions not reflected in the mainstream media.

Hawai'i's immigrant population is growing. It is difficult for non-English speakers to integrate into communities - `Olelo provides programming for immigrant communities so they are able to connect and become part of the social fabric of Hawai'i nei.

`Olelo has opened the doors to new career opportunities for our youth (and people of all ages) that can learn production skills from camera operation to editing to producing their own shows. This is a very important component of `Olelo Community Media Centers, which produces a variety of programming in the religious, community, health, and social justice areas.

There are currently six `Olelo Community Media Centers on O`ahu and many communities are pushing to have their own Community Media Center. The CMCs are an important component of the economic and social development of our communities.

Noam Chomsky wrote:

"Where there is even a pretense of democracy, communications are at its heart."

I'd like to close our testimony with an excerpt from a speech given by Greg Ruggiero of Z magazine in December 1998:

"Given the present state of our society, however, it's no surprise that we find communications not at the heart of a vibrant democracy, but rather in the grip of an oppressive and contradictory system of mass control. Nowhere is this more evident than in the community struggle for access to the airwaves, and the corporate/government campaign to crush it. Nowhere have U.S. citizens lost greater control of its public sphere than in the government's management of the airwaves.

1. *Genuine democracy requires an informed public that has access to a diverse range of controversial and contrasting views.*

2. *Genuine democracy requires media that reflect the cultural diversity and local issues that characterize a community.*
3. *Genuine democracy is based on broad public participation, a condition made possible not by political representation, but by direct public access.*

The general drift toward complete corporate control of the airwaves reached a new extreme with the passage of the Telecommunications Reform Act of 1996. A defining feature of the act has been to tolerate a higher limit of media outlets-radio and TV stations-that any one corporation can own. It also eases the restrictions preventing these huge media conglomerates from merging into one another, creating-huge monolithic powers.

In the resulting free-for-all of corporate mergers, "the public interest" is duly served with a variety of entertainment options, while the spectrum of political and social information reaching public awareness narrows to the point of meaninglessness. The notion, of a public discussion pursuing any real increase in social welfare, freedom, or self determination is thus unthinkable in a neoliberal system, impossible because there are no longer any public venues through which to express such thoughts.

"In the current media environment," says Robert Perry, "speech is merely another commodity to be bought and sold, valued primarily for its revenue potential." The resulting black out on local issues, core political speech, and cultural diversity has not been without serious repercussions: over the past five years, a national movement has been mushrooming in opposition to corporate control of communications."

Committee members, please help our communities flourish and become informed participants in a vibrant democracy. Please don't silence the community's voice.

We respectfully ask that you HOLD HB 2902 and support the community voice!

Mahalo for this opportunity to testify.

From: Mari Shinri Nakamura [marisnak@hawaii.edu]
Sent: Tuesday, February 09, 2010 7:42 AM
To: LMGtestimony
Subject: Plea to keep Olelo funding intact and to increase it rather than deplete it

Without Olelo the students I have had in my classes at Employment Training Center and Windward Community College would not have had the opportunity to explore media as a means of self-articulation. Without Olelo support, they would not have had the means to complete depicting their concerns, issues, and comments about the world they see and in which they live. Without Olelo's Community Centers they would not have had access to media equipment, training, or staff to aid them in completing their projects. My students were all classified as "difficult, disabled, disenfranchised." Olelo gave them opportunities to dream and hope for a more productive future.

Currently, I am the coordinator in a research project through University of Hawaii, John A. Burns School of Medicine. My division does rehabilitation research. Our project focuses on persons with traumatic brain injury (TBI). We just completed an Olelo Mini Studio on "Life Goes On After Brain Surgery." It airs today, Tuesday the 9th, at 8:00pm, Thursday the 11th at 9:30pm, and Friday the 12th at 10:00am on Channel 52. We need to add captioning after airing to accommodate persons who are deaf. We need to disperse the DVD copies of this program; already we have requests for these copies on Oahu and the neighbor islands. Without the Olelo Community Media Center and the staff to help us, our project could not raise TBI awareness or get the message out to the community that we can be a resource for persons living with TBI.

The Media Center at Mapunapuna is sorely depleted of staff; however, they all helped us wholeheartedly to get our program aired. We need these Community Centers to continue. Please think about increasing funding and not depleting it. I know these are hard times for the State of Hawaii. However, the solution is not to cut funds but to increase State revenue. Cutting back on funds for human services, for example, only translates into people cutting back on their spending because they are losing jobs or income, thereby lessening State revenue. Legislators need to work on some different, creative ways to build up State coffers.

Thank you for the opportunity to express my thoughts on this situation.

Mari Nakamura
Coordinator, Ho'oikaika Peer Mentoring Project
JABSOM/PBRRTC
1268 Young Street, Suite 204
Honolulu, HI 96814
808-592-5907
marisnak@hawaii.edu

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Hawaiian Islands Journal

News of the Living Hawaiian Kingdom
Post Office Box 23055 • Honolulu, Hawai'i 96823

Legislative Management Committee (LMG)

James Tokioka, Chair

Wednesday, February 10, 2010 - 2:00 p.m.
House Conference room 423

TESTIMONY OPPOSING HB 2902 – "A BILL FOR AN ACT RELATING TO PUBLIC EDUCATION GOVERNMENT TELEVISION,"

Aloha Kakou,

We are the producer and hosts of a program on 'Olelo called Hawaiian Islands Journal, a program that provides in-depth information and analysis of events and topics pertinent to the future of our island community. We discuss topics that often receive only cursory coverage by the mainstream media — including the public broadcasting system.

We OPPOSE **HB 2902**, because it will hinder the public's ability to access the invaluable services of 'Olelo and other public access operations throughout the Hawaii community.

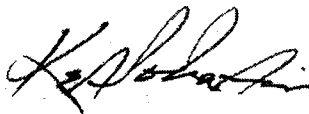
HB 2902 puts the legislature into the awkward position of micro-managing PEG funding without any understanding of the actual operations and dynamics of public access TV. Imposing an arbitrary one-third assignment of resources among the three users is irresponsible and based on the ignorant presumption that the three users have equal needs. Nothing could be further from the truth. In fact, both education and government already have huge (taxpayer provided) funds from which it can afford its own media exposure.

On the other hand, the members of the public who use public access do not have government funding. They rely solely on the portion of the fees extracted by government from the cable company's enormously profitable operations in Hawaii.


Public access was set up for the public to have a voice in the medium of television. HB 2902 would force cutbacks in services, including closure of Community Media Centers, in essence, suppressing the public's voice and depriving citizens of a vital tool of free speech.

Please do not pass HB 2902. We request that this committee strives to maintain and safeguard the public's ability to speak through this vital channel.

Mahalo a nui loa,



KeAloha Aiu
Producer



John Philip Souza
Host/Commentator



Leon Siu
Host/Commentator

Ua mau ke Eā i ka 'Āina i ka Pono.
The Sovereignty of the Land is perpetuated in Righteousness.

From: John-Paul Tai [makaalastyle@yahoo.com]
Sent: Tuesday, February 09, 2010 1:42 AM
To: LMGtestimony
Subject: House Bill 2902 HD1

To Whom It May Concern:

I am a trained Producer/Camera Operator through 'Olelo and I am also very active in my community on the Windward side. I work with youth all over the district in the area of music and performing arts.

The Windward side has many talented youth and young adults that use 'Olelo as an outlet to share their talents with a broader audience. Many use the facility located at King Intermediate and it would be devastating if it needed to be closed due to insufficient funds.

Please vote NO on House Bill 2902 and allow programs like 'Olelo to reach the multitude of people it currently serves.

Thank you,

John-Paul Tai
Music Teacher, Kane'ohe Elementary School
Director, Paliku Academy of Performing Arts
Producer/Camera Operator, 'Olelo Windward

boshiro3-Blanka

From: Kekahuna Keaweii [kekahunakeaweii@yahoo.com]
Sent: Tuesday, February 09, 2010 4:19 AM
To: Rep. Calvin Say; Rep. Michael Magaoay; LMGtestimony
Subject: I Oppose House Bill 2902 HD1

House Bill 2902 HD1

Wednesday, February 10 at 2:00 p.m. in House Conference room 423.

To the House leadership and members of the Legislative Management Committee:

Aloha Rep Representative Sey, Representative Magaoay,

I strongly support the services and opportunities 'Olelo provides to the community and ask that you further support this necessary and critical public component by **not supporting House Bill 2902 HD1**

By splitting up PEG in Hawaii by diverting funds to Education and Government *will cause* a dramatic reduction in 'Olelo's services to the community and *the people* to lose access to a venue with the potential of doing more harm than good.

Do not support House Bill 2902 HD1.

Mahalo

Foster Ampong
kahului, Maui
(808) 877-9097
email: kekahunakeaweii@yahoo.com

boshiro3-Blanka

From: Virginia [vaycock@gmail.com]
Sent: Tuesday, February 09, 2010 12:03 PM
To: LMGtestimony
Subject: Testimony for HB2902

Testimony Submitted 2/9/2010

Re: House Bill 2902 HD1

From: Virginia Aycock
415 South Street, #1201
Honolulu, HI 96813
808 521-7178

Dear Chair Tokioka and Committee Members:

I am writing to ask the Legislative Management Committee members to **please vote NO** on HB2902.

To take PEG funds (public education and government funds) away from Olelo Media Communications and distribute them to other educational and government agencies would be most detrimental to the Hawaii Community. It's hard to imagine a better entity than Olelo to have these funds. They are already set up to use them well and have had 100% access to these funds for the past 20 years or so. Every time I visit the Capitol, I see groups from Olelo televising your hearings and other events, interviewing the public, and offering an open mic to legislators and to citizens. They cover neighborhood board meetings as well. In fact, *what do they not cover in the Hawaii community of educational value!* The expense involved with training new personnel, or old, for newly public-funded activities, makes any change in our present way of utilizing these collected PUBLIC funds most inefficient. In this economy, we must economize by supporting and enhancing what we already have, and that is Olelo. Without these fund, "...Olelo would no longer be able to provide multiple CMCs throughout Oahu, nor provide the level of support they currently provide to schools, community members, and non-profit and community organizations."

Olelo's participation in schools and government gives everyone a voice to the greater community. Also, Olelo broadens education by getting people of all ages, including the very young, involved in programing. They interview, they film, they edit, they produce. This imbues Hawaii's kids with poise and ease in communication. I don't think Hawaii can possibly put a monetary figure on the good Olelo does for Hawaii both in front of and behind the camera.

Other institutions -- and I'll assume the bill really meant to say "public" institutions but the way it's written calls up the words like "another bailout" in peoples' minds -- already receive money from other major sources. These collected Time-Warner Oceanic fees are all that keep Olelo in business. Its reach to the community is so broad, so efficient, so economical, that **I most heartily request that this monetary source stay intact for Olelo.**

Please vote "no" on HB2902.

Best,

Virginia Aycock

Amendment: "§440G- Cable operator franchise fees;

distribution. Notwithstanding any law to the contrary, in the event the director requires each cable operator to pay franchise fees to support public, educational, or governmental access facilities, services, or programming, all fees collected under this section shall be equally distributed as follows:

(1) One-third to accredited educational entities, institutions of higher education, and schools;

(2) One-third to governmental agencies; and

(3) One-third to public access organizations."

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 9:49 AM
o: LMGtestimony
Cc: patricia-blair@msn.com
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: Patricia Blair
Organization: Individual
Address: 25 Aulike St Kailua, Hi
Phone: 888-6393
E-mail: patricia-blair@msn.com
Submitted on: 2/9/2010

Comments:

This is a bad bill, denying further public access to cable TV on public airways. Olelo offers educational opportunities in a state where poor education is an issue. Please stop more stupidity. Do not cut Olelo's budget. In fact supporting more public access/funding by the Legislature would be the positive step.

boshiro3-Blanka

From: Virginia [vaycock@gmail.com]
Sent: Tuesday, February 09, 2010 12:08 PM
To: LMGtestimony
Subject: Testimony for HB 2902

Testimony Submitted 2/9/2010

Re: House Bill 2902 HD1

From: RALPH BURR
415 South Street, #1201
Honolulu, HI 96813
808 521-7178

Dear Chair Tokioka and Committee Members:

I am writing to ask you, the Legislative Management Committee members, to please vote **NO** on HB2902.

Please do not take PEG funds (public education and government funds) away from Olelo Media Communications and distribute them to other educational and government agencies. This would be most detrimental to the Hawaii Community. It's hard to imagine a better entity than Olelo to have these funds.

They are already set up to use them well and have had 100% access to these funds for the past 20 years or so. Every time I visit the Capitol, I see groups from Olelo televising your hearings and other events, interviewing the public, and offering an open mic to legislators and to citizens. They cover neighborhood board meetings as well. In fact, *what do they not cover in the Hawaii community of educational value!* The expense involved with training new personnel, or old, for newly public-funded activities, makes any change in our present way of utilizing these collected PUBLIC funds most inefficient. In this economy, we must economize by supporting and enhancing what we already have, and that is Olelo.

Without these fund, "...Olelo would no longer be able to provide multiple CMCs throughout Oahu, nor provide the level of support they currently provide to schools, community members, and non-profit and community organizations."

Olelo's participation in schools and government gives everyone a voice to the greater community.

Also, Olelo broadens education by getting people of all ages, including the very young, involved in programing. They interview, they film, they edit, they produce. This imbues Hawaii's kids with poise and ease in communication. I don't think Hawaii can possibly put a monetary figure on the good Olelo does for Hawaii both in front of and behind the camera.

Other institutions -- and I'll assume the bill really meant to say "public" institutions but the way it's written calls up the words like "another bailout" in peoples' minds -- already receive money from other major sources. These collected Time-Warner Oceanic fees are all that keep Olelo in business. Its reach to the community is so broad, so efficient, so economical, that **I most heartily request that this monetary source stay intact for Olelo.**

Please vote "no" on HB2902.

Best,

Ralph Burr

Enclosure: HB2902 States:

Amendment: "§440G- Cable operator franchise fees;

distribution. Notwithstanding any law to the contrary, in the event the director requires each cable operator to pay franchise fees to support public, educational, or governmental access facilities, services, or programming, all fees collected under this section shall be equally distributed as follows:

- (1) One-third to accredited educational entities, institutions of higher education, and schools;
- (2) One-third to governmental agencies; and
- (3) One-third to public access organizations."

2/8/10

Aloha,

My name is Fernando Kawailani Aipunou Carlos-Keliikipi. I am 17 years old and I attend Waianae High School as a senior. **I am in opposition of Bill # HB2902.** Public, Education, and Government (PEG) access is currently in good standings and should not be changed. Although the amendment made to Bill # HB2902 is made with good intentions, it makes my right to exercise "Freedom of Speech" much more difficult. By dividing the PEG access funding equally will take away some of the monies in which 'Ōlelo Community Television uses for public access.

Being from Waianae, I learned that it is important to exercise your "Freedom of Speech," and I have done so with the help of 'Ōlelo Community Television, through the free services that it provides. Being from a younger generation, my voice is barely heard in the government, so *please hear me* when I say, "**I am in opposition of Bill # HB2902.**"

Mahalo Nui Loa,

Fernando Carlos-Keliikipi

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 6:08 AM
To: LMGtestimony
Cc: Karen@RedwoodGames.com
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: Karen Chun
Organization: Individual
Address: 87 Lae St. Paia HI 96779
Phone: 808 283-3049
E-mail: Karen@RedwoodGames.com
Submitted on: 2/9/2010

Comments:

TV news stations in Hawaii are pretty much controlled by one company (all the local stations share news feeds so the news is all the same)

Community TV is the only way people who are not corporations can have their voice heard. And the only way we can see opposing views.

Please do not cut funding.

From: charmaine@igc.org
Sent: Tuesday, February 09, 2010 2:40 PM
To: LMGtestimony
Subject: Hearing HB2902 HD1 Wednesday February 9,2010 - Do NOT SUPPORT THIS BILL

Aloha,

I was astonished to see that a Bill to separate PEG funding was on the legislative table. As a community producer and producer for my University Unit's television show, i feel i must speak out against this bill. Our show is watched by hundreds of persons with disabilities and their families. People from all over the world tune into OLELO to watch our show as it is only one of a handful of shows on disabilities in the world! As a producer, we need and value the resources to make and produce our show, thus contributing to the diversity of programming in the state.

Yes, i do not support this bill because of the programming we give to our community. But i also dont support this bill because of what it means for community television and our already limited ability to 'claim our voices'. This ability, this space, to claim our voices as organizations, as groups and as individuals will be severely compromised, if not squashed. We need resources in order for the democratic spirit to thrive in our communities.

Please know there are many of us who do not support this bill. We hope our esteemed legislators feel the same way.

Charmaine Crockett

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 2:48 PM
To: LMGtestimony
Cc: bill@dicksion.com
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: William Dicksion
Organization: Individual
Address: 2465 Ala Wai Blvd. #301 Honolulu, HI 96815
Phone: 808-924-5334
E-mail: bill@dicksion.com
Submitted on: 2/9/2010

Comments:

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 2:47 PM
To: LMGtestimony
Cc: millie@dicksion.com
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: Mildred Dicksion
Organization: Individual
Address: 2465 Ala Wai Blvd. #301 Honolulu, HI 96815
Phone: 808-924-5334
E-mail: millie@dicksion.com
Submitted on: 2/9/2010

Comments:

From: Dillinger Arts [jmd5@hawaii.rr.com]
Sent: Monday, February 08, 2010 7:30 PM
To: LMGtestimony
Subject: The Bill
Attachments: June 8Copy.jpg

To Whom It May Concern,

Please do not pass this bill. Olelo's services to the community provide growth beyond measure. For those that have not used this, and assumably those that are supporting this bill, they do not know the value. Have they interviewed the public? Have they interviewed those that are actively participating in Olelo's fine buffet of well cared for technology services? More than likely, no.

I don't know how to participate from any other level but to write my concern. I have produced 3 pieces myself, 2 that have aired with the assistance of the staff and use of the facilities at both Mapunapuna and Palolo. Please do not allow this bill to pass. It would be a overwhelming sad benchmark in the growth of our local community and it's education. Do not take away what works beautifully and add tremendously to the culture of our islands.

Sincerely, June

June Dillinger
<http://www.benefitoftheX.net>
(808) 330-5555

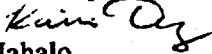
HOUSE OF REPRESENTATIVES
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010
COMMITTEE ON LEGISLATIVE MANAGEMENT

Wednesday, February 10, 2010
Conference Room 423, 2:00 pm
State Capitol, 415 South Beretania Street

Aloha Chair Tokioka and Fellow LMG Committee Members:

My name is Kaimi Dung, and I am in OPPOSITION to H.B. 2902 H.D. 1 Relating to Public Education Government Television. As a businessman on the Waianae Coast I have been privileged to be part of numerous events and activities where Olelo has successfully collaborated with community groups, non-profit organizations, for-profit companies, schools and government programs, and individuals and families to create successful projects, plans and programs that benefit all of the community – including the Educational and Governmental sectors. Olelo can only do this with the necessary resources and creative planning by their staff in the communities, especially out here in Waianae! Olelo has been responsible in their fiscal management of the funds received and put them to good use out in the community's hands where it is meant to be.

If you vote to separate P,E and G – then that would mean each sector would need an 'Olelo' – which would only cost more wouldn't it? It would be a waste to duplicate these kinds of services when you already have a very experienced and capable organization that is the steward of these resources. What is even better is that Olelo is well positioned to move our communities confidently into the technological and communications future awaiting us. Vote **NO** to separating P,E and G!


Mahalo,
Kaimi Dung
84-1200 Mauna Olu Street
Waianae, HI 96792

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 2:29 PM
To: LMGtestimony
Cc: donnaifesta@aol.com
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: Donna Festa
Organization: Individual
Address: 425 Kalaheo Ave Kailua HI
Phone: 808-561-8112
E-mail: donnaifesta@aol.com
Submitted on: 2/9/2010

Comments:

These funds are to be left for the public broadcasting. They provide a valuable service to the communities.

boshiro3-Blanka

From: jeffgere@lava.net
Sent: Tuesday, February 09, 2010 7:27 AM
To: LMGtestimony
Subject: HB 2902 HD1- A REALLY BAD PROPOSAL

Good Day,

My name is Jeff Gere. I am the City & County Parks Department's Drama Specialist. As such, I have produced the Talk Story Festival for 22 years- it has become the largest and oldest storytelling event in Hawaii, attracting exceptional local talent, packed local audiences, and major national talent and attention. It is the model for what a festival CAN be for many in America. And it is FREE to the public.

A significant feature is the video support from Olelo: Public Access TV. While I gather crew and directors, it provides a mobile studio van, 3-4 cameras, and a technician to assure exceptional operation. As the storytellers perform, the video is projected on the side of the stage, which is a fascinating view for the audience. The footage is edited and broadcast on Olelo throughout the year bringing wonderful performances and stories into the homes of thousands of Oahu homes weekly. This programming has been given to the community on Olelo FREE for 19 years now. I am constantly running into people who have seen the shows. People really do watch Olelo!

This editing goes on in Olelo's Mapunapuna facility. I have been educated and coached for these 18 years by Olelo faculty, who remain consistently positive, resourceful, committed and knowledgeable. I could never have been able to provide this extension of my passion for storytelling to video without their mentoring and help.

Many of our local storytellers have been able to present themselves to promoters far away (Japan, Canada, Australia, east and west coast states, and even Europe) through the footage resulting from this support. Greater opportunities to share Hawaii with the world has come from Olelo's support.

And what can the education channel offer when this support is critically curtailed?

Please- don't fix what aint broke. Reject the HB 2902 HD1 Proposal. I am watching, I am a voter, I work for the Democratic Party, and I am deeply deeply concerned by this horrible, rash proposal to decapitate Olelo's funding.

NO!

Contact me if I can add more emphatic resistance to your mentations.

Sincerely Yours,
Jeff Gere
Storyteller
737-1774

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 2:51 PM
To: LMGtestimony
Cc: hoonanea@aol.com
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: Renate Gregory
Organization: Individual
Address:
Phone:
E-mail: hoonanea@aol.com
Submitted on: 2/9/2010

Comments:

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 2:59 PM
To: LMGtestimony
Cc: thomaskhackett@gmail.com
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: Tom Hackett
Organization: Individual
Address: 3602 Keaolele Place Honolulu, HI
Phone: 808-734-8303
E-mail: thomaskhackett@gmail.com
Submitted on: 2/9/2010

Comments:
Keep PEG together! No separate funding.

HOUSE OF REPRESENTATIVES
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010
COMMITTEE ON LEGISLATIVE MANAGEMENT

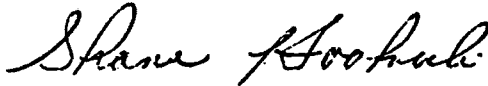
Wednesday, February 10, 2010
Conference Room 423, 2:00 pm
State Capitol, 415 South Beretania Street

Aloha Chair Tokioka and Fellow LMG Committee Members:

My name is Shane Hoohuli, and I am in OPPOSITION to H.B. 2902 H.D. 1 Relating to Public Education Government Television. My wife and I have been strong supporters and clients of Olelo for almost 10 years, and we have seen the good Olelo has done as Oahu's PEG Access provider. Since we have been clients we have seen Olelo grow into an organization that serves Public, Educational and Governmental sectors equally, whether in resources, training, staff and personnel, events and activities – anything that would help to further the Community's reach, voice and impact. When I say community, I also mean the Educational and Governmental sectors, because we should all be working together to accomplish only good for our people.

Why would you elected government officials try to dismantle such a wonderful thing by separating P,E and G? Olelo has shown itself to be responsible with PEG Access resources and funding. With the Public sector the least funded as far as available resources, Olelo has done a wonderful job in making sure there is enough available to the Public, while still providing the necessary resources to the Educational and Governmental sectors that already have access to a certain amount of funds. The same cannot be said for us in the Public sector, but through responsible financial decisions and creative strategizing Olelo has been able to equally serve all 3 sectors. Vote **AGAINST** the separation of P, E and G – vote **NO!!**

Mahalo,
Shane Hoohuli
P.O. Box 854
Waianae, HI 96792



9

HOUSE OF REPRESENTATIVES
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010
COMMITTEE ON LEGISLATIVE MANAGEMENT

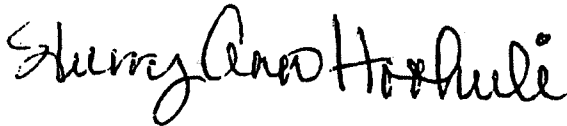
Wednesday, February 10, 2010
Conference Room 423, 2:00 pm
State Capitol, 415 South Beretania Street

Aloha Chair Tokioka and Fellow LMG Committee Members:

My name is Sherry Hoohuli, and I am in OPPOSITION to H.B. 2902 H.D. 1 Relating to Public Education Government Television. I have been an Olelo client for almost 10 years now, and have seen so many good changes occur because of Olelo and the presence they have in my community. Not only have there been good programs come about for adults and Kupuna, but also and most especially for the children. Olelo has shown that they are more than capable of being good stewards of PEG Access resources for the people – all of us in Public, Educational and Governmental sectors.

Through Olelo all 3 of the sectors have made great strides in learning to work together to accomplish great things. So, why would you want to destroy this?? Do not take part in setting us back 20 years, and hindering our progression in technology and communications in the coming future. Help to support and nourish our future by keeping the greatest asset our Public, Educational and Governmental sectors have together. Make the right decision to **NOT** separate P,E and G! Keep them together so that Olelo can continue to do great things in and for our community by offering exemplary services, products, trainings and programming to **ALL** 3 sectors, without shortchanging one sector in favor of another, and without duplicating services. Vote **NO** to separating P, E and G.

Mahalo,
Sherry Ann Hoohuli
P.O. Box 854
Waianae, HI 96792



boskiro3-Blanka

From: Tane . [tane_1@msn.com]
Sent: Tuesday, February 09, 2010 2:22 AM
To: LMGtestimony; Rep. Calvin Say; Rep. Michael Magaoay; Rep. James Tokioka; Rep. Blake Oshiro; Rep. Pono Chong; Rep. Cindy Evans; repine@capitol.hawaii.gov
Subject: House Bill 2902 HD1 - Wednesday, February 10 at 2:00 p.m. in House Conference room 423.

House Bill 2902 HD1

Wednesday, February 10 at 2:00 p.m. in House Conference room 423.

To the House leadership and members of the Legislative Management Committee:

Splitting up PEG in Hawaii by diverting funds to Education and Government will cause a dramatic reduction in 'Olelo's services to the community. 'Olelo would no longer be able to provide multiple CMCs throughout Oahu, nor provide the level of support currently provide to schools, community members, and non-profit and community organizations we have come to depend on for exercising our freedom of speech, a place for open-community input and combating anti-trust issues of controlled media that shuts out our voices and opinions.

I hope you understand why community media is important to us and our community; **do not support this bill.**

Mahalo,

David M. K. Inciong, II

1107 Acacia Road #113
Pearl City, HI 96782-2581

(808) 456-5772

tane_1@msn.com

Hotmail: Free, trusted and rich email service. [Get it now.](#)

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 2:40 PM
To: LMGtestimony
Cc: kkajihiro@afsc.org
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: Kyle Kajihiro
Organization: Individual
Address: 2426 Oahu Ave. Honolulu, HI 96822
Phone: 808-988-6266
E-mail: kkajihiro@afsc.org
Submitted on: 2/9/2010

Comments:

'Olelo is a vital resource to our community. I urge you to not raid 'Olelo's funding sources. Without robust public access media centers, democracy in Hawai'i will be crippled. I urge you to oppose HB2902. Thank you.

boshiro3-Blanka

From: Al Keali'i Chock [alchock@gmail.com]
Sent: Monday, February 08, 2010 8:41 PM
To: LMGtestimony
Cc: Rep. Ken Ito
Subject: HB 2902 HD1

HB 2902 HD1 will split the current cable franchise fees and as a result, dilute the community services which 'Olelo presently provides. It is important to community organizations that the 'Olelo facilities and services NOT be reduced, which the proposed legislation will do.

I urge the representatives to vote NO on this measure

Aloha,
Al Keali'i Chock
Kane'ohe

boshiro3-Blanka

From: Pono Kealoha [always_aloha@msn.com]
Sent: Tuesday, February 09, 2010 10:29 AM
To: LMGtestimony; Rep. Calvin Say; Rep. Michael Magaoay; Rep. James Tokioka; Rep. Blake Oshiro; Rep. Pono Chong; Rep. Cindy Evans; repine@capitol.hawaii.gov; ponosize@hotmail.com; Evern; Lcruz
Subject: House Bill 2902 HD1 - Wednesday, February 10 at 2:00 p.m. in House Conference room 423.

House Bill 2902 HD1

Wednesday, February 10 at 2:00 p.m. in House Conference room 423.

To the House leadership and members of the Legislative Management Committee:

Splitting up PEG in Hawaii by diverting funds to Education and Government will cause a dramatic reduction in 'Olelo's services to the community.

As a Kanaka Maoli "Hawaiian by blood" I have a right to "public access" and not be targeted by this monopoly that has been forced through Backdoor deals with a Global Corporation.

Through Olelo we are able to learn and use the media to get "OUR Messages out !"

'Olelo would no longer be able to provide multiple CMCs throughout Oahu, nor provide the level of support currently provide to schools, community members, and non-profit and community organizations we have come to depend on for exercising our freedom of speech, a place for open-community input and combating anti-trust issues of controlled media that shuts out our voices and opinions.

Please View Theses Videos to understand how the rest of the public feels :

<http://www.youtube.com/watch?v=7sgpImZZ4c>

<http://www.youtube.com/watch?v=7QPOq5QKYIA>

<http://www.youtube.com/watch?v=U0VSMTuUBMM>

I hope you understand why community media is important to us and our community; **do not support this bill.**

Mahalo,

Pono Kealoha

1107 Acacia Road #113
Pearl City, HI 96782-2581

(808) 454-3972

always_aloha@msn.com

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 12:28 PM
To: LMGtestimony
Cc: napua4u@yahoo.com
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: Terrilee Kekoolani
Organization: Individual
Address:
Phone:
E-mail: napua4u@yahoo.com
Submitted on: 2/9/2010

Comments:
I oppose HB 2902

From: Sara Cali [saragreentv@yahoo.com]
Sent: Tuesday, February 09, 2010 7:48 PM
To: LMGtestimony
Subject: Do not divert public TV and access it polutes the purpose and the freedom of speech....
Attachments: --static--lake2_b.jpg; --static--lake2_t.jpg

Aloha

As a public TV producer it is essential that we The United States of America, have a free un abridged public Television system. combining it with other government agencies would pollute the purpose and the intention, giving government control to accesss. This system of combining government and public access destroys public access and makes it govenment TV and ...thus censorship is likely to follow.

Hawaii is a leader in health care and public TV and other things that make Hawaii one the greatest states in America.

Don't take away one the most important institutions and one of the htings that makes Hawaii a respected cultural leader.

Aloha and Mahalo

Sharada Kohn
former Californian

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 12:13 PM
To: LMGtestimony
Cc: ekosasa@hawaii.edu
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: Eiko Kosasa
Organization: Individual
Address: 2531 Ferdinand Ave. Honolulu, HI
Phone: 808 947-2377
E-mail: ekosasa@hawaii.edu
Submitted on: 2/9/2010

Comments:

Do not cut the budget and services of community TV. It is our collective voice. For a vibrant democratic society, we need to hear the voices of the people. As of now, this is one of the only ways in which the larger society can hear each other's thoughts.

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 1:35 PM
To: LMGtestimony
Cc: john@hawaiiweddingmemories.com
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: John Kuamo'o
Organization: Individual
Address: Hiilawe Street Honolulu, HI
Phone: 808-218-5357
E-mail: john@hawaiiweddingmemories.com
Submitted on: 2/9/2010

Comments:

HOUSE OF REPRESENTATIVES
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010

COMMITTEE ON LEGISLATIVE MANAGEMENT

Wednesday, February 10, 2010
Conference Room 423, 2:00 pm
State Capitol, 415 South Beretania Street

H.B. 2902 H.D.1 – RELATING TO PUBLIC EDUCATION GOVERNMENT
TELEVISION

Dear Chair Tokioka & Committee Members:

My name is Winona Lapilio and I am a resident of Wai'anae. I am OPPOSED to H.B. 2902 H.D. 1 – Relating to Public Education Government Television. The intent of this Bill is to not only split the Public, Education and Government portions, but more importantly the funding for sector. This would cause great hardship on the Public sector because it does not have a steady revenue stream unlike the Government and Education sectors that have tax funds for money.

Olelo Wai'anae has provided great services to the Wai'anae coast community. They have worked with the school students and the government. How would these services be provided back to the community if the funding is portioned off to both the Education and Government sectors? How would they work with the community? Olelo Community Media has demonstrated to us how well they can service all three areas of P.E.G.

I ask you to not to fix something that is not broken! Oppose H.B. 2902 H.D 1 and allow Olelo PEG Media to continue being the great community stewards that they've been this past 20 years.

Mahalo Nui Loa,

Winona Lapilio

Winona Lapilio
P.O. Box 68
Waianae, HI 96792

6

HOUSE OF REPRESENTATIVES
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010
COMMITTEE ON LEGISLATIVE MANAGEMENT

Wednesday, February 10, 2010
Conference Room 423, 2:00 pm
State Capitol, 415 South Beretania Street

Aloha Chair Tokioka and Fellow LMG Committee Members:

My name is David Lopes, Jr., and I am in OPPOSITION to H.B. 2902 H.D. 1 Relating to Public Education Government Television. I am a parent of 2 teen girls who have been through Olelo's Youth Enrichment Program for the past 2 years. I am also a Hawaiian studies teacher at Makaha Elementary, and active in one of our community's Kupuna group that meets regularly at the Waianae Olelo to do planning and training. Over these past couple of years I have come to appreciate and understand what PEG Access is about. My daughters have learned about PEG Access and what it means for them to have access to these resources. They have learned to appreciate their freedom of speech and take advantage of it by being active in school and extra curricular activities and most importantly by staying active in Olelo activities, like Capitol Commentary. This annual activity alone has spurred them on towards learning more about the legislative process and how the government works.

To me this is one of the best examples I have of how well Olelo has been able to serve and promote each of the Public, Education and Government sectors and interests. By acting in the capacity of responsible stewards for the PEG Access funds that come through, Olelo has been able to faithfully and equally serve all 3, without leaving any one out. By keeping P,E and G services together more could be accomplished in our communities, without the high cost of additional capacity to oversee and manage separate sectors. Make the responsible and right decision. Vote **NO** to the separation of P,E and G!

Mahalo,
David Lopes, Jr.
84-1025 D Lahaina Street
Waianae, HI 96792



boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 2:31 PM
To: LMGtestimony
Cc: mlorica.realtor@gmail.com
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: Marylou Lorica
Organization: Individual
Address: Po. box 49 Kailua HI
Phone: 808-351-2281
E-mail: mlorica.realtor@gmail.com
Submitted on: 2/9/2010

Comments:

From: Tom [reelcom1@earthlink.net]
Sent: Tuesday, February 09, 2010 12:03 PM
To: LMGtestimony
Subject: Testimony: HB2902 HD1

HB2902 HD1
Public, Educational and Governmental (PEG) Access in Hawaii

IN FAVOR

Aloha,

We support this bill! As read this measure would require that two thirds of the funds received by Olelo Community TV be used to provide PEG Access services for educational and governmental access purposes.

Olelo is out of balance with the majority of the community and its programming has strayed far from its original intent. Sadly it has become a bastion of the radical left for those who hate America and the state of Hawaii. Why don't we have more educational programming? Why not more classes. Why isn't almost every single state, city and county government meetings shown?

The sharing of PEG funds in Hawaii, as is done in many other places across the USA, will allow more Education and Government programs. The claim that this will cause a dramatic reduction in 'Olelo's services to the community is disingenuous at best. 'Olelo's management claims it would no longer be able to provide multiple CMCs throughout Oahu, nor provide the level of support we currently provide to schools, community members, and non-profit and community organizations--- GOOD! All of that was not in the original mission statement for the organization. Olelo has become a self absorbed monster continually asking for more and more. It is also time for a complete independent financial audit of Olelo.

In some communities the City&County government runs the local channel and it has proven to be much more cost effective. Community TV is important but there needs to be far more balance at Olelo with points of view from all corners not just the left AND more educational programs and coverage of government meetings. PEG stands for Public, Educational, Government... its time we get a little more of the last two and not so much of the first one!

Mahalo nui loa for listening,

Tom & Sharon McAuliffe
45739 Apuakea
Kaneohe, HI
808-23-1871

HOUSE OF REPRESENTATIVES
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010

COMMITTEE ON LEGISLATIVE MANAGEMENT

Wednesday, February 10, 2010
Conference Room 423, 2:00 pm
State Capitol, 415 South Beretania Street

H.B. 2902 H.D.1 – RELATING TO PUBLIC EDUCATION GOVERNMENT
TELEVISION


Aloha Chair James Kunane Tokioka,

I would like you to vote against H.B. 2902 HD1. I feel that dividing the three sections of Public Education Government will be cutting the funding for Olelo, especially for the Waianae Media Center. Our Waianae Coast has benefited from having Olelo in our community. Our children and families use Olelo facilities and we watch the programs that help us to become closer as a community ohana. Why would you want to jeopardize such a good program as Olelo?

Olelo needs more funding not cuts. HB 2902 is asking to divide the funding three ways, which would only leave one-third funding for the Public which is really the community. Olelo already helps the schools children who in turn help the government do programs like the Neighborhood Board Meetings and Capitol Commentary. Olelo works with students from elementary to high school who do community programs that help build pride in our community.

I humbly ask that you and your committee to OPPOSE H.B. 2902 H.D. 1. Keep PEG together along with the funding as it is now.

Sincerely,



Pikake Mokiao
89-220 B Mano Avenue
Waianae, HI 96792

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 1:36 PM
To: LMGtestimony
Cc: ohanamoniz@aol.com
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: Melissa Moniz
Organization: Hui Pu
Address: 8907 Redbud Woods San Antonio, TX 78250
Phone: 808-895-1229
E-mail: ohanamoniz@aol.com
Submitted on: 2/9/2010

Comments:

boshiro3-Blanka

From: Annie Moriyasu [anniemoriyasu@earthlink.net]
Sent: Tuesday, February 09, 2010 3:13 PM
To: LMGtestimony; Rep. Calvin Say; Rep. Michael Magaoay; Rep. James Tokioka; Rep. Blake Oshiro; Rep. Pono Chong; Rep. Cindy Evans; repine@Capitol.hawaii.gov
Subject: HB2902 HD1

Dear Representatives, Please do not let this bill go any further. Leave 'Olelo funding alone! This bill would gut the organization and completely silence the voices of community members all across the island. Even though these are hard times right now, denying the voice of the people in communities and all their constituencies is completely short-sighted.

As a community producer, I work as a volunteer with small nonprofit organizations in order for them to get their perspective out to the communities. Without 'Olelo, the diversity of the television landscape would become that much more narrower.

HB2902 HD1 is a sad case of stealing from Peter to pay Paul! Please do not let it advance!

Sincerely yours,

Annie Moriyasu
1004 Luna'ai Place
Kailua, HI 96734

HOUSE OF REPRESENTATIVES
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010

COMMITTEE ON LEGISLATIVE MANAGEMENT

Wednesday, February 10, 2010
Conference Room 423, 2:00 pm
State Capitol, 415 South Beretania Street

Aloha Chair Tokioka and Fellow LMG Committee Members:

My name is Kawika Naho'opi'i, and I am in OPPOSITION to H.B. 2902 H.D. 1 Relating to Public Education Government Television. Olelo Community Media has been a prudent steward of PEG Community Access Television for the past 20 years. Olelo has served all three Public, Education, and Government sectors well these past 20 years.

The Hawaii Educational Network Consortium (HENC) already receives a large portion of PEG funding for the Education sector and has done little to nothing towards direct services to the many public schools in the State. Olelo has worked directly with nearly all public and many private schools and institutions on Oahu, as well as many Government officials and agencies. The best demonstration of Olelo PEG services is its annual Capitol Commentary where students meet and interview Legislators like yourselves. Olelo PEG also has its annual Youth XChange Student Video Competition with participants from public and private schools throughout the State of Hawaii.

How will Olelo PEG Media be able to sustain these projects with a cut in two-thirds of its current funding? What assurances will Hawaii students and teachers have that their current access to Olelo PEG Media will be there to assist them with learning media production? What PEG services will be available to these young people once they graduate and are no longer students? Why duplicate the administration and costs of Public, Education and Government Television? Bottom line and common sense thinking is **WHY FIX SOMETHING THAT IS NOT BROKEN!!!!**

An equal redistribution of PEG funds would in effect be a cut in funding to the "Public Sector," forcing Olelo Community Media to cut many of its current services at its Community Media Centers. That would be a loss to several generations of community Public users. Olelo PEG Media has been helping to empower and build better communities on Oahu. The consequences of H.B. 2902 H.D.1 will reverse twenty years of good works that Olelo has done. Please don't be responsible for breaking Olelo PEG Media when it's not broken! Vote against H.B. 2902 H.D. 1!

Mahalo,
Kawika Naho'opi'i
86-320 Hokupa'a Street
Wai'anae, HI 96792

boshiro3-Blanka

From: Charles Noland [gentledoveministries@yahoo.com]
Sent: Tuesday, February 09, 2010 12:11 PM
To: LMGtestimony
Subject: olelo

My testimony, is to ask you to support olelo, because they are our education in all areas to provide for our community and their needs. thank-you!

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 1:52 PM
To: LMGtestimony
Cc: kanikapu@yahoo.com
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: Andre Perez
Organization: Individual
Address:
Phone:
E-mail: kanikapu@yahoo.com
Submitted on: 2/9/2010

Comments:
Olelo is vital to our communitym please save olelo.

2-9-2010
Subject: HB 2902
Chair James Tokioka (LMG)
Vice Chair Blake Oshiro

Dear Legislators,

I am writing concerning HB 2902, a bill that proposes the splitting of Public, Educational and Governmental (PEG) Access in Hawaii. I understand that splitting up PEG in Hawaii by diverting funds to Education and Government will cause the virtually elimination of Public Community Access to resource services in Hawaii.

I have found that all the communities on Continental United States who split PEG, overtime eliminated the P from accessing any of the Cable funds and resources, eliminating the voice of the community.

Currently any funds or resources that go to G can only be accessed by elected officials in their official capacity. The funds and resources that go to E can only be accessed if you are a paying student or teacher in that program. Educators and students DO NOT have access to E resources otherwise. There are NO access to any E or G funds and resources by the Public.

Why would you intentionally destroy the only resource available to the Public to participate in the Democratic Process by eliminating the Voice of the community and our freedom of speech? This is only achieved through the P part of PEG.

There are less than 200 elected officials statewide, approximately 300,000 students and educators statewide and nearing TWO million people statewide. The only place for the over a Million people on OAHU who are interested in voicing their opinion or belief is in the Public part of PEG Access. To be clear, the ONLY place elected officials, educators, students and the voting public of Hawaii has access to PEG resources is through the P of PEG.

If the intention of this bill is to quiet the electorate and silence the voice of the public from being heard, this bill achieves that end.

If anything you should consider:

Increasing the revenues for the P of PEG by removing the Revenue Cap.

Encourage all of E to partner with P to expand funding into our state to serve our overall community needs.

Allow all the voices of Hawaii's People are heard through PEG Access resources.

Let's all work together to win as PEG. DO NOT separate "PEG".

Together we can all make a difference and Hawaii a better place to thrive.

Sincerely,
James Rodrigues
86-222 Puhawaii Road
Waianae, Hawaii 96792
696-2823

boshiro3-Blanka

From: Rex [rxrxrxrx@yahoo.com]
Sent: Monday, February 08, 2010 7:50 PM
To: LMGtestimony
Cc: info@olelo.org
Subject: HB2902 HD1

Dear Representatives,

HB2902 HD1 is of great concern to me. As one who has travelled, worked and lived in many states and countries, I may identify Olelo as one of the great, unique success stories of Hawaii. HB2902 HD1 will split Public, Educational and Governmental (PEG) Access in Hawaii. The bill would require that two thirds of the funds received by 'Olelo to provide PEG Access services be diverted for educational and governmental access purposes. Splitting up PEG in Hawaii by diverting funds to Education and Government will cause a dramatic reduction in 'Olelo's services to the community.

As a candidate myself for Hawaii House D-23, and a candidate with limiting funding, I availed myself of all the services 'Olelo provided including making a half hour "Talk Story with Candidate Saunders" show, a debate with the Incumbent Representative, a 5-minute Candidate Platform Video, etc. From comments received from citizens in both my home district and around the state, Olelo provided the most valuable mass exposure for my campaign. So as the saying goes, "if it ain't broke, don't fix it".

There is a lot of just effort for Campaign Reform, but please do not go backwards by limiting 'Olelo's public scope. These are tough economic times and certainly Education needs all the support we can find, but please do not "rob Peter to pay Paul.". One of my campaign slogans best received, and which I later was pleased to allow AARP to use, was in reference to the thought of splitting up the school board into multiple districts. This slogan, a play on words, is also most relevant to HB2902 HD1 :

"United we Stand, Divided we Fail."

Please do not pass HB2902 HD1.

Sincerely,

Rex Saunders

Sent from my iPod

June T. Shimokawa
3557A Kaimuki Avenue
Honolulu, Hawaii 96816
(808) 732-6791
junets@clearwire.net

To: Representative James Kunane Tokioka, Chair
Committee on Legislative Management
House of Representatives
State of Hawai'i

From: June Shimokawa, Private Citizen

**Re HB 2902, HD 1 RELATING TO PUBLIC EDUCATION
GOVERNMENT TELEVISION**

Chair Tokioka and members of the Committee:

Thank you for the opportunity to testify **against HB 2902, HD 1**. I am June Shimokawa, speaking as a private citizen and a supporter and user of 'Olelo community television.

My objection is based on the following:

- While on the surface it appears that an equal distribution of franchise fees among the three entities sounds fair, that view is shortsighted.
- The **experience which 'Olelo has amply demonstrated** is that by keeping all three sectors collaborating with each other, the community benefits. "Building community" thrives on cooperation and collaboration. The size of educational entities, as well as governmental entities, often preclude collaboration **for the purpose of cost effectiveness and programmatic collaboration.**
 - **Cost effective:** eg. sharing of studio, office and work spaces; shared use of equipment, reduced cost of administration and management, among operational categories.
 - **Programmatic collaboration:** public receives programming that can be collaborative, contextual, and more representative of the diverse perspectives within our community. This provides for creativity and broadens the community's "world view."
- Having been a user of 'Olelo services, I speak out of personal observations, experiences, and reflection.

In summary, keeping franchise fees in a common pot has helped to "build community" in our Aloha 'Aina. It provides for flexibility that encourages cooperation and creativity, all the while helping us maintain a high standard of public access to our air waves. Please reject HB 2902, HD 1. Thank you for the opportunity to testify.

From: Laulani Teale [laulani@gmail.com]
Sent: Tuesday, February 09, 2010 2:55 AM
To: LMGtestimony
Subject: House Bill 290 - Testimony in OPPOSITION

House Bill 290 - Testimony in OPPOSITION

Aloha kakou,

I am very concerned about the effects of House Bill 290, which would split Public, Educational and Governmental (PEG) Access in Hawaii. The bill would require that two thirds of the funds received by 'Olelo to provide PEG Access services be diverted for educational and governmental access purposes.

Splitting up PEG in Hawaii by diverting funds to Education and Government will cause a dramatic reduction in 'Olelo's services to the community. This is not acceptable, as 'Olelo is the only community media resource available to the public.

Youth would suffer greatly by the passage of this bill. My son was trained at 'Olelo, and has benefited tremendously from the availability of this resource and the excellent support he has received. Many other low-income youth were trained along with him, and have been trained since. The skills, responsibility, teamwork and creative ability that these youth have developed as a result of their 'Olelo training and continued community access is phenomenal. Please do not take this away from them!

I ask that you please vote against this measure.

Mahalo nui loa,

Laulani Teale

(808)256-6637

HOUSE OF REPRESENTATIVES
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010

COMMITTEE ON LEGISLATIVE MANAGEMENT

Wednesday, February 10, 2010
Conference Room 423, 2:00 pm
State Capitol, 415 South Beretania Street

H.B. 2902 H.D.1 – RELATING TO PUBLIC EDUCATION GOVERNMENT
TELEVISION

Aloha Chairman Tokioka and LMG Committee Members:

My name is Gloria Teo, I am a Hawaiian Studies Kupuna at Kamaile Academy in Wai'anae. I am OPPOSED to H.B. 2902 H.D. 1 – which seeks to divide Public, Education, and Government portions of Peg Access Television. This would cause great harm to Olelo PEG, particularly the Wai'anae Community Media Center.

Myself as well as my daughter and grandchildren use Olelo Wai'anae CMC. Olelo activities and programs help all of us to communicate with one another. Splitting the funding for Olelo PEG would force Olelo to cut services, hours, staff and equipment. The Wai'anae community needs more of these things not less.

I implore you to OPPOSE this Bill and don't split PEG and more importantly the funding. I ask you to be "Pono" and help fix Olelo PEG and not break it apart!

Malama Pono!

Gloria Teo

Gloria Teo
85-230 E Ala Hema Street
Waianae, HI 96792

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 3:54 PM
To: LMGtestimony
Cc: deetex123@hawaii.rr.com
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: D. Texidor
Organization: Individual
Address: 814 Kinau #308 Honolulu, HI
Phone: 808 536-5427
E-mail: deetex123@hawaii.rr.com
Submitted on: 2/9/2010

Comments:

This bill will be splitting up PEG in Hawaii by diverting funds to Education and Government which will cause a dramatic reduction in 'Olelo's services to the community. 'Olelo would no longer be able to provide multiple CMCs throughout Oahu, nor provide the level of support currently provide to schools, community members, and non-profit and community organizations. Please OPPOSE BILL HB2902.

Aloha and thank you,
D. Texidor
Hayley and Aloha Cerit

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 1:43 PM
To: LMGtestimony
Cc: kamuela_vance@yahoo.com
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: Yes
Submitted by: vance kamuela viveiros
Organization: Individual
Address: 248 Elelupe Road Honolulu, Hawaii
Phone: 808-450-0461
E-mail: kamuela_vance@yahoo.com
Submitted on: 2/9/2010

Comments:

They want to divert money from Olelo which would cut the media centers which directly connects the whole community.

They say the money will be for Government and Education, but you cannot get closer to education and Community than we already are with all the media centers. It gives everyone a voice. To cut that would only eliminate direct links that give community and people a platform and an outlet. We don't need no more bureaucratic education. We need hands on education like we get at Olelo.

From: Delight Wilkerson [auntie_humu07@yahoo.com]
Sent: Monday, February 08, 2010 8:40 PM
To: LMGtestimony
Cc: Sen. Colleen Hanabusa; Rep. Karen Awana; Rep. Maile Shimabukuro; tapo@honolulu.gov
Subject: Bill # HB2902

Aloha, my name is Delight Wilkerson. I am 17 years old and attend Wai'anae High School as a junior. I am in opposition of bill HB#2902. I am against this bill because the government will have padding money and the education will be able to fall back on the government, as far as the public we will have no money. If this bill becomes law, you are making it harder for me to practice my freedom of speech and helping those who don't really need help. I oppose this ammendment and want it to stay the way it is because this is a way the public recieves something and we are able to exercise freedom of speech.

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 12:06 PM
To: LMGtestimony
Cc: evernw@aol.com
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: Yes
Submitted by: Evern E Williams
Organization: Individual
Address: 3220 Esther Street Honolulu, HI 96815
Phone: 8083921486
E-mail: evernw@aol.com
Submitted on: 2/9/2010

Comments:

This is an effective way to silence the public because they do not have the resources that Government and Education have. Sharing equipment and staff is an effective way to give a voice to all three sectors.

The legislature should look for ways to get more out of Oceanic in exchange for using our public right of way because they will be making millions of dollars of profit from Hawaii subscribers. At over 85% market penetration, Hawaii is Oceanic's most lucrative and profitable market in the country. Olelo Community Media is a public access service that is a model for the nation. It is working so well that government and special interest groups do not like the constant and effective messages that go out on Olelo's air waves.

The DCCA (Dept of Commerce & Consumer Affairs) is supposed to look out for the public. They just awarded Oceanic a 20 year contract did not require them to contribute more of their profits to public access. The State Legislature does need to find more money so you should find a way to make Oceanic pay more.

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 2:57 PM
To: LMGtestimony
Cc: comtnwmn@aol.com
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: Marilyn Yeager
Organization: Individual
Address: 1655 Makaloa St. #2405 Honolulu HI 96814
Phone: 808 944 4656
E-mail: comtnwmn@aol.com
Submitted on: 2/9/2010

Comments:

boshiro3-Blanka

From: Jonathan_Lott/FARRINGTON/HIDOE@notes.k12.hi.us
Sent: Tuesday, February 09, 2010 3:21 PM
To: LMGtestimony
Subject: save Olelo

Aloha,

Just wanted to express my concern about losing Olelo in any sense. The skills our Farrington HS students have learned directly from their mentors at Olelo, and the equipment and experience made available to them as a consequence, are PRECISELY the "skills of the future" that can make Hawaii a viable competitor on the world market.

Not only does that experience HIGHLY motivate those students to come to school and get educated, it has a snowball effect on their peers when they see what great things can be achieved by their oftentimes "best friends."

Please ensure these opportunities continue for Hawaii's public school students!

Jonathan W. Lott
Farrington High School Science Department

boshiro3-Blanka

From: Kuulei Reyes [kuufantagi@hotmail.com]
Sent: Tuesday, February 09, 2010 1:37 PM
To: LMGtestimony
Subject: Save 'Olelo Community Television

Aloha,

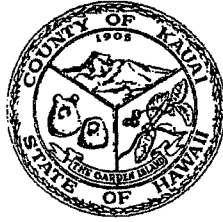
I am strongly against HB2902 , because it will severely cut the community's access to quality partnerships with 'Olelo Community Television. 'Olelo cultivates nurturing and empowering relationships with many communities and schools. HB2902 will undermine 'Olelo's training and educational programs with communities and schools.

Thank you for your support of the communities and schools, which are the future of our island home.

sincerely,
Kuuleilani Reyes
Farrington High School
Social Studies Teacher

Hotmail: Powerful Free email with security by Microsoft. [Get it now.](#)

COUNTY COUNCIL
Bill "Kaipo" Asing, Chair
Jay Furfaro, Vice Chair
Tim Bynum
Dickie Chang
Daryl W. Kaneshiro
Lani T. Kawahara
Derek S. K. Kawakami



OFFICE OF THE COUNTY CLERK

Peter A. Nakamura, County Clerk

Telephone (808) 241-6371
Fax (808) 241-6349
Email cokcouncil@kauai.gov

Council Services Division
4396 Rice Street, Room 206
Lihue, Kaua'i, Hawaii 96766-1371

TESTIMONY OF BILL "KAIPO" ASING
KAUAI COUNTY COUNCIL
ON

H.B. 2902, H.D. 1 RE: PUBLIC EDUCATION GOVERNMENT TELEVISION
House Committee on Legislative Management
February 10, 2010
2:00 p.m.
Conference Room 423

Email

Dear Chair Tokioka and Members:

Thank you for the opportunity to submit testimony in support of H.B. 2902, H.D. 1., relating to Public Education Government Television. I am providing this testimony in my individual capacity as Chair of the Kaua'i County Council.

The purpose of H.B. 2902, H.D. 1 is to equitably distribute the cable franchise fees among educational institutions, governmental agencies and public access organizations.

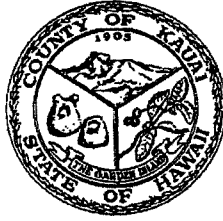
The County of Kaua'i broadcasts all Council, Planning Commission and Police Commission meetings, as well as the Mayor's weekly briefing, to the public. These broadcasts are important to inform the public about the operations of Kaua'i County government. However, these broadcasts cost the County of Kaua'i in excess of \$200,000.00 annually. If a portion of the cable franchise fees are distributed to the counties, it will help the County of Kaua'i to pay for this vital public service.

For the foregoing reasons, I support H.B. 2902, H.D. 1, and I ask for your favorable consideration of the same.

Sincerely,

BILL "KAIPO" ASING
Council Chair, Kaua'i County Council

COUNTY COUNCIL
Bill "Kaipo" Asing, Chair
Jay Furfaro, Vice Chair
Tim Bynum
Dickie Chang
Daryl W. Kaneshiro
Lani T. Kawahara
Derek S. K. Kawakami



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Email cokcouncil@kauai.gov

Council Services Division
4396 Rice Street, Room 206
Lihue, Kauai, Hawaii 96766-1371

February 9, 2010

TESTIMONY OF DICKIE CHANG
KAUAI COUNTY COUNCIL
ON

H.B. NO. 2902, H.D. 1, PUBLIC EDUCATION GOVERNMENT TELEVISION
House Committee on Legislative Management
February 10, 2010
2:00 p.m.
Conference Room 423

Dear Chair Tokioka and Members:

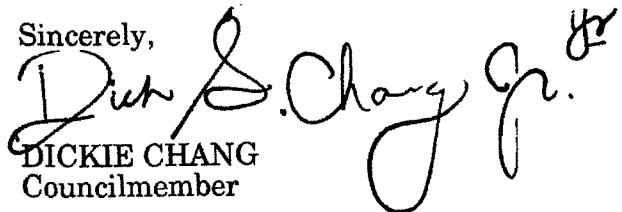
Thank you for the opportunity to submit testimony in support of H.B. No. 2902, H.D. 1, relating to Public Education Government Television as an individual member of the Kauai County Council.

The County of Kauai currently pays \$200,000 per year to provide public access broadcast coverage of government meetings to the public. This includes coverage of the Police Commission Meetings, Planning Commission Meetings, Council Meetings and the Mayor's weekly briefing "Together We Can".

This measure proposes to distribute one-third (1/3) of the State's revenue from cable operator franchise fees to governmental agencies. I am in favor of this measure because it could help to reduce the County's expense for broadcast coverage of its meetings while providing an essential service to the public.

For the reasons stated above, I support H.B. No. 2902, H.D. 1 and humbly request your favorable consideration of this measure.

Sincerely,


DICKIE CHANG
Councilmember

Ys/Lc
D:2010-305-DC

COUNTY COUNCIL

Bill "Kaipo" Asing, Chair
Jay Furfaro, Vice Chair
Tim Bynum
Dickie Chang
Daryl W. Kaneshiro
Lani T. Kawahara
Derek S. K. Kawakami



Council Services Division
4396 Rice Street, Room 206
Lihue, Kauai, Hawaii 96766-1371

OFFICE OF THE COUNTY CLERK

Peter A. Nakamura, County Clerk

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Fax (808) 241-6349
Email cokcouncil@kauai.gov

February 9, 2010

**TESTIMONY OF JAY FURFARO
KAUAI COUNTY COUNCIL
ON**

H.B. NO. 2902, H.D. 1, PUBLIC EDUCATION GOVERNMENT TELEVISION
House Committee on Legislative Management
February 10, 2010
2:00 p.m.
Conference Room 423

Dear Chair Tokioka and Members:

Thank you for the opportunity to submit testimony in support of H.B. No. 2902, H.D. 1, relating to Public Education Government Television, as an individual member of the Kauai County Council.

The County of Kauai currently pays \$200,000 per year to provide public access broadcast coverage of government meetings to the public. This includes Police Commission Meetings, Planning Commission Meetings, Council Meetings and the Mayor's weekly briefing "Together We Can". I am in favor of this measure because distributing one-third (1/3) of the State revenue from cable operator franchise fees to governmental agencies could help reduce the cost that the County pays for this necessary public service.

For the reasons stated above, I support H.B. No. 2902, H.D. 1 and humbly request your favorable consideration of this measure.

Sincerely,

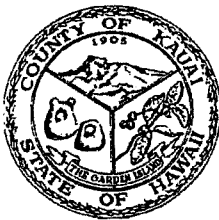
A handwritten signature in black ink, appearing to read "JAY FURFARO", is written over a circular stamp. The stamp contains the text "JAY FURFARO" and "Council Vice Chair".

JAY FURFARO
Council Vice Chair

Ys/Lc
D:2010-305-JF

COUNTY COUNCIL

Bill "Kaipo" Asing, Chair
Jay Furfaro, Vice Chair
Tim Bynum
Dickie Chang
Daryl W. Kaneshiro
Lani T. Kawahara
Derek S. K. Kawakami



OFFICE OF THE COUNTY CLERK

Peter A. Nakamura, County Clerk

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Council Services Division
4396 Rice Street, Room 206
Lihue, Kaua'i, Hawai'i 96766-1371

February 9, 2010

**TESTIMONY OF DARYL W. KANESHIRO
KAUAI COUNTY COUNCIL**

ON

**H. B. NO. 2902, H.D. 1, RELATING TO PUBLIC EDUCATION GOVERNMENT
TELEVISION**

House Committee on Legislative Management

February 10, 2010

2:00 p.m.

Conference Room 423

Dear Chair Tokioka and Members:

Thank you for the opportunity to submit testimony in support of H.B. 2902, H.D. 1, Relating to Public Education Government Television as an individual Councilmember and Chairperson of the Budget and Finance Committee.

This bill will provide clear direction on how cable franchise fees will be distributed throughout the State. As currently written, H.B. 2902, H.D. 1, would provide for the equal distribution of these franchise fees as follows:

1. One-third to accredited educational entities, institutions of higher education, and schools;
2. One-third to governmental agencies; and
3. One-third to public access organizations.

Providing a dedicated portion of these fees to governmental agencies would provide the County of Kaua'i, especially in these uncertain financial times, with a reliable source of much needed funding to continue County programs and operations.

Thank you for the opportunity to provide testimony in support of H.B. 2902, H.D. 1, and I request your favorable consideration of this bill as written.

Sincerely,

Daryl W. Kaneshiro
Kaua'i County Councilmember
Chair, Budget and Finance Committee

JT/wa2010-309

AN EQUAL OPPORTUNITY EMPLOYER

COUNTY COUNCIL
Bill "Kaipo" Asing, Chair
Jay Furfaro, Vice Chair
Tim Bynum
Dickie Chang
Daryl W. Kaneshiro
Lani T. Kawahara
Derek S. K. Kawakami



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Lihue, Kaua'i, Hawaii 96766-1371

TESTIMONY OF DEREK S. K. KAWAKAMI
KAUAI COUNTY COUNCIL
ON

H.B. 2902, H.D. 1 RE: PUBLIC EDUCATION GOVERNMENT TELEVISION
House Committee on Legislative Management
February 10, 2010
2:00 p.m.
Conference Room 423

Email

Dear Chair Tokioka and Members:


I write in support of H.B. 2902, H.D. 1., relating to Public Education Government Television. I am providing this testimony in my individual capacity as a member of the Kaua'i County Council, and as Chair of its Public Safety, Energy and Intergovernmental Relations Committee.

H.B. 2902, H.D. 1 will fairly divide the cable franchise fees among educational institutions, governmental agencies and public access organizations.

In order to inform the citizens of Kaua'i regarding county government, all Council, Planning Commission and Police Commission meetings, as well as the Mayor's weekly briefing, are broadcast over cable television. The County of Kaua'i provides this service to the public at a cost of more than \$200,000.00 annually. If the County of Kaua'i is given a portion of the cable franchise fees, it will be used in part to pay for these important broadcasts.

For the reasons set forth above, I support H.B. 2902, H.D. 1, and humbly ask for your favorable consideration of the same.

Sincerely,

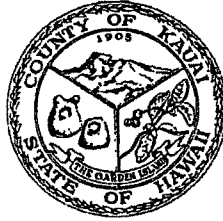

for DEREK S. K. KAWAKAMI
Councilmember, Kaua'i County Council

PM/v ds.testimony2010derek
Re.publiceducationgovtele

AN EQUAL OPPORTUNITY EMPLOYER

COUNTY COUNCIL

Bill "Kaipo" Asing, Chair
Jay Furfaro, Vice Chair
Tim Bynum
Dickie Chang
Daryl W. Kaneshiro
Lani T. Kawahara
Derek S. K. Kawakami



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Council Services Division
4396 Rice Street, Room 206
Lihue, Kaua'i, Hawai'i 96766-1371

February 9, 2010

**TESTIMONY OF TIM BYNUM
KAUAI COUNTY COUNCIL
ON**

**H. B. NO. 2902, H.D. 1, RELATING TO PUBLIC EDUCATION GOVERNMENT
TELEVISION**

House Committee on Legislative Management

February 10, 2010

2:00 p.m.

Conference Room 423

Dear Chair Tokioka and Members:

Thank you for the opportunity to submit testimony on H.B. No. 2902, H.D. 1, relating to public education government television. I am providing this testimony in my individual capacity as a Kaua'i County Councilmember.

I am in full support of H.B. 2902, H.D. 1, which is to equitably distribute cable franchise fees among educational institutions, governmental agencies, and public access organizations.

As a County government, we are currently paying for public access television in excess of \$200,000 annually to broadcast our County Planning and Police Commissions Meetings, as well as our weekly County Council Meetings and Mayor's Update. These televised meetings are important to inform the community of the issues and events occurring within our County government. The proposed bill will alleviate some of the costs that the County is currently paying for this important public service.

For the reason stated above, I support H.B. No. 2902, HD1 and humbly request your further consideration of this measure.

Sincerely,

TIM BYNUM
Councilmember

AN EQUAL OPPORTUNITY EMPLOYER

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 1:46 PM
To: LMGtestimony
Cc: jdefeo@hawaii.rr.com
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: Yes
Submitted by: Jack De Feo
Organization: Media Arts
Address: Hawaii
Phone: (808) 723-9002
E-mail: jdefeo@hawaii.rr.com
Submitted on: 2/9/2010

Comments:

I am vehemently opposed to this betrayal, Initiated at the behest of DCCA and supported by the legislature at the Capitol. We The People of Hawaii will not accept any decision that jeopardizes the services that Olelo provides to the community. We need expansion of services not denial of services.

February 9, 2010

TO: Chair Tokioka, Vice-Chair Oshiro and Members of the Legislative Management Committee

RE: House Bill 2902, HD1: RELATING TO PUBLIC EDUCATION GOVERNMENT TELEVISION

Statement on Value of Public Media and Olelo Services & Community Media Centers
From: Lynne Sueoka, Broadcast Journalism Teacher
MeneMAC Media, Communications & Technology Learning Center
Moanalua High School

Moanalua High School began its first Broadcast Journalism class in fall, 2004. As a fledgling broadcast teacher, with no formal journalism training, I knew that I wanted to provide my students with the most authentic learning environment possible and also to build my skills as a teacher to support the students and the program.

Olelo has provided both the technology support and the authentic audience for my students. Olelo provided the equipment and facilities for training in Final Cut Pro for teachers from our learning center and for the past six years, has encouraged and supported my students' attempts to create programming to air on Channel 56.

In March of 2005, after submitting programming on a regular basis for three months, our broadcasting class earned its first series. At the start of our second year of broadcast journalism, the 2005-2006 school year, we again attained series status and have continued our monthly broadcasts into our sixth season in the 2009-2010 school year. So far, the kids have kept almost all of their deadlines!

During the summers of the 2005-2006 and 2009-2010 school years, the staff of the Olelo Mapunapuna Media Center conducted two full days of training for my students in the use of their "featherpack" equipment. And they have gone beyond the training, offering support and encouragement to my crew as we completed our various live productions, which include the regular videotaping of the Salt Lake Neighborhood Board, during the 2008-2009 and 2009-2010 school years.

The staff of the Mapunapuna Community Media Center has always "been there" for us. From the special trainings, both at the facility and at our school, to resource presentations on camera work and audio, to critiquing and troubleshooting our various productions, they have never failed to provide expert assistance and support. Even as budgetary constraints increased and media center hours were cut, they made the extra effort to continue their exemplary service and support of our students and their learning.

It has made a world of difference to my students that we are part of the real world of broadcast via the access that Olelo provides. The real world deadlines and production values have made learning much more meaningful for them. They strive to wrap their news documentaries on time, aspire to the highest standards of journalistic ethics, struggle to keep their audio levels consistent and avoid "hot" audio, and more. And they don't do it, won't do it, just for a grade. They aspire to this kind of real world excellence because their experience is, indeed, real world. And we have Olelo to thank for it.

Despite Olelo's valiant efforts to cope with all of the economic challenges, I do not think they will be able to weather even deeper cuts to their programs. And the work that they do is vital, not only to our students, but to our community. They represent the voice of the people, the opportunity for our citizens to exercise the rights and the responsibilities of our democratic form of government. It is essential that we maintain their services as part of the foundation of our society.

/s/ Lynne Sueoka, teacher

and the students of Moanalua High School MeneMAC Learning Center

boshiro3-Blanka

From: Jay M. Fidell [fidell@lava.net]
Sent: Tuesday, February 09, 2010 8:22 PM
To: LMGtestimony
Subject: 'Olelo Community Media - Strong opposition to HB2901, HD 1

Name – Jay Fidell
Organization – ThinkTech Hawaii
Attn: Legislative Management Committee Chair James Tokioka
RE: Hearing HB2902 HD1
Wednesday February 9, 2010 @ 2pm, Conference Room 423

Aloha!

Thank you for the opportunity to submit public testimony, and we are asking please DO NOT SUPPORT Bill – HB2902, HD 1.

Please DO NOT separate the PEG funding. Our community relies so much on Olelo to be able to educate and build public awareness of the importance of technology to the future of our state. We get community feedback and comments on our Olelo ThinkTech TV program all the time demonstrating how important our program is to the public.

I depend on Olelo resources to produce my *weekly* program. If you take away Olelo funding, we will not have this wonderful opportunity to enrich the diversity of our State.

Already the staff is cut short at the Olelo Community Centers, and the hours are limiting. So now, I have to make sacrifices and compete for *program* time. If you cut the funding, it will be difficult for me to complete my programs.

Again, Please DO NOT Support Bill – HB2902, HD 1

Thank you again for this opportunity to submit my testimony.

Sincerely,

Jay M. Fidell

Jay M. Fidell, Esq.
Bendet Fidell
Attorneys at Law, a Law Corporation
841 Bishop Street, Suite 1500, Honolulu, Hawaii 96813
Phone (808) 524-0544, Fax (808) 521-7739
Direct (808) 566-2105, Cell (808) 780-9254
fidell@lava.net, www.bendetfidell.com

boshiro3-Blanka

From: RODOLFO A. OCAMPO [rocarate@yahoo.com]
Sent: Tuesday, February 09, 2010 3:51 PM
To: LMGtestimony
Cc: Lee Ann Freitas
Subject: OLELO

Name – *Rudi A. Ocampo*

Organization – *United Filipino Community , General Public, Seniors, handicaps*

Attn: Legislative Management Committee Chair James Tokioka

RE: Hearing HB2902 HD1

Wednesday February 9, 2010 @ 2pm, Conference Room 423

Aloha!

Thank you for the opportunity to submit public testimony, and we are asking please DO NOT SUPPORT Bill – HB2902, HD 1.

Please DO NOT separate the PEG funding. Our community relies so much on Olelo to be able to educate and preserve our *(community, church, mission)*. Here are some of our community feedback and opinion of my Olelo TV programs: *Lots of Handicaps and Senior s, who have no rides enjoy watching my programs. Filipino Specials, Honolulu Festival, Korean Festival, Chinese New Year...* I depend on Olelo *(mini-studio and editing)* resources to produce my *(monthly, weekly)* programs. If you take away Olelo funding, we will not have this wonderful opportunity to enrich the diversity of our State.

Already the staff is cut short at the Olelo Community Centers, and the hours are limiting. So now, I have to make sacrifices and compete for *(studio, editing, program)* time. If you cut the funding, it will be difficult for me to complete my programs.

Again, Please DO NOT Support Bill – HB2902, HD 1

Thank you again for this opportunity to submit my testimony.

Mahalo, Salamat Po, Kamsa Mida, Arigato, Tusan

Rudi A. Ocampo

Producer, Editor, Cameraman

From: Noel Kent [noelk@hawaii.edu]
Sent: Tuesday, February 09, 2010 11:02 AM
To: LMGtestimony
Subject: HB2902 HD1

As a UH Manoa professor I utilize Olelo to keep myself and my students informed on a whole range of critical issues. In a democracy we need as much information as possible about the crises that we face.

Community televsion is invaluable in addressing these. I request that you do not cut Olelo's budget and provide support for community television. Please do not send this bill on. Noel Kent Professor

AGAINST HB 2902 HD1

Aloha Representative Chris Lee,

I am Paul Akau, a teacher at Blanche Pope Elementary School, a Pastor of Kupuna Church in Waimānalo, and a member of various community organizations in Waimānalo and I am against HB 2902.

The diversion of funds to educational and governmental agencies will limit the uses to schools, which are already being serviced by 'Ōlelo, limit the uses by church groups like Kupuna Church, and may become a "political" machine which would no longer carry the various view points of community organizations that would not have a voice to the wider public.

As the bill stands, there are no guidelines as to how the funding will be used and there are no listings of priority usage. At the present, I believe that 'Ōlelo is covering government sessions, community events, and educational programs well and need to increase funding to up-grade their equipment rather than decrease their funding.

Vote NO to HB 2902 HD1.

Mahalo,

Paul Akau
Ph: 259-7161

From: Karen Umemoto [kumemoto@hawaii.edu]
Sent: Tuesday, February 09, 2010 9:43 AM
To: LMGtestimony; Rep. Calvin Say; Rep. Michael Magaoay; Rep. James Tokioka; Rep. Pono Chong; Rep. Cindy Evans; repine@Capitol.hawaii.gov
Subject: HB 2902

Dear Legislators,

I am writing concerning HB 2902, a bill that proposes the splitting of Public, Educational and Governmental (PEG) Access in Hawaii. I understand that splitting up PEG in Hawaii by diverting funds to Education and Government will cause a dramatic reduction in 'Olelo's services to the community and that 'Olelo would no longer be able to provide multiple CMCs throughout Oahu, nor provide the level of support they currently provide to schools, community members, and non-profit and community organizations.

I would like to stress the important role that 'Olelo Community Media plays in creating public awareness and public involvement in civic and community affairs through public media. I have witnessed the activities of 'Olelo in various capacities. I have seen the extensive outreach activities that staff members of 'Olelo conduct by bringing normal citizens into their various studios to learn how to share their stories, ideas and insights through public media. They consistently go the extra mile to work with students and community organizations to document important activities, to record important voices, and to air different opinions about issues of the day. This is critical to the democratic functioning of our society. A recently published book by Manuel Castells, entitled "Communication Power" (which I highly recommend), nicely explains the increasing concentration of media control in fewer and fewer hands, leading to limits in the diversity of opinions that are cast on issues of public concern, thereby compromising the democratic process. 'Olelo Community Media provides a critical venue for the average citizen to participate in the public discourse and to train people in multi-media skills necessary to do so.

Currently, Neal Rivera from the Windward 'Olelo office is working with Kailua High School students to train them to create public service announcements to prevent violence, relational abuse and other problems that students have identified. He and others have worked with many organizations and agencies to use media to enhance their work. Their approach in working with people to inspire hope in creating a better future through public media is unmatched.

I hope you support public access through halting SB 2902 and support 'Olelo Community Media in expanding to meet the various public access needs as they are well poised to do.

Respectfully,

Karen Umemoto

Karen Umemoto, Ph.D.
Professor
Department of Urban and Regional Planning
University of Hawai'i at Manoa
2424 Maile Way
Honolulu, HI 96822

From: Aurelio Agcaoili [aurelioagcaoili@yahoo.com]
Sent: Tuesday, February 09, 2010 11:21 PM
To: LMGtestimony
Cc: Amy Tamaribuchi
Subject: Testimony: HB 2902

TALKBACK WITH DR AGCAOILI

c/o Ilokano Language and Literature Program

UH Manoa, 455 A Spalding Hall, Honolulu, HI 96822

Hawaii State House of Representatives

Capitol, Honolulu, Hawaii

Sirs and Mesdames:

This testimony is in relation to House Bill 2902 HD1 requiring that two-thirds of the funds received by 'Olelo to provide PEG access services be diverted for educational and governmental access purposes.

I have been a host and producer of an Ilokano and Filipino-oriented program, "Talkback", for the last three years. I am concerned that this move to split PEG in Hawaii by diverting funds to Education and

Government will reduce the services of ‘Olelo to the community. I have tremendously benefited from the services of ‘Olelo by giving me access to its resources and facilities, and consequently, the large part of the Ilokano and Filipino community in Hawaii have tremendously benefited from these services as well because of the program I am producing and hosting.

“Talkback” is one of only two Ilokano-oriented programs and this “splitting” of the funds will jeopardize our community’s access to these resources and services—the only ones available to us. The conversation that we have started will be tremendously cut off as well.

Please understand that the kind of social media—the community media—that come out of these productions that we are doing through the auspices of ‘Olelo are media that are otherwise not available anywhere. These are media that not only celebrate the diversity that we are but the cultural citizenship that we need to develop in our State and the multicultural competency that we want our diverse peoples be equipped with.

In fine, I ask that this bill HB 2902 be shelved. Mahalo for your interest in this testimony.

Aurelio S. Agcaoili, PhD

Host and Producer, “Talkback”

1-808-956-8405

Judy Fomin

From: Joya Akin [cinemajoya@gmail.com]
Sent: Wednesday, February 10, 2010 9:19 AM
To: Judy Fomin
Subject: Fwd: Bill2902

----- Forwarded message -----

From: Joya Akin <cinemajoya@gmail.com>
Date: Wed, Feb 10, 2010 at 9:11 AM
Subject: Bill2902
To: Chair <j.fomin@capitol.hawaii.govto>

I strongly oppose Bill HB 2902 and would like it differed. This is a bad bill because it will reduce services that insure freedom of speech to independant video producers. It takes money out of the Public domain and puts it into the hands of an elite few who are in the State government or Dept. of Education. Please vote "NO" on this Bill 2902 . Keep Public Access funds in the hands of the public and away from political favoritism. This bill will close several Olelo centers, which have been "Building Community" for over twenty years. This Bill claims that "the State can use fees for any purpose it deems necessary or appropriate" I Doubt if this statement is true and it sets a dangerous precedent towards denying access to media by the general public. Please keep Public Access money in the hands of the public to insure that Hawai'i has a "free press" that is not controlled by political favoritism. VOTE NO ON HB 2902. Sincerely concerned, Joyce Akin

boshiro3-Blanka

From: Heidi [heidib@hawaii.rr.com]
Sent: Tuesday, February 09, 2010 4:06 PM
To: 'Annie Moriyasu'; LMGtestimony; Rep. Calvin Say; Rep. Michael Magaoay; Rep. James Tokioka; Rep. Blake Oshiro; Rep. Pono Chong; Rep. Cindy Evans; repine@Capitol.hawaii.gov; Rep. Corinne Ching
Subject: RE: HB2902 HD1 Olelo

Dear Representatives, Please do not let this bill go any further.

Leave 'Olelo funding alone! This bill would gut the organization and completely silence the voices of community members all across the island. Even though these are hard times right now, denying the voice of the people in communities and all their constituencies is completely short-sighted.

As a community advocate, I work as a volunteer with small nonprofit organizations in order for them to get our perspective out to the communities.

We all need 'Olelo, for the diversity of our television landscape and public voices

HB2902 HD1 is a sad case of stealing from Peter to pay Paul! Please do not let it advance!

Sincerely,

Heidi Bornhorst
2523 gardenia St
Honolulu 96816

Judy Fomin

From: Angela Breene [aebreene@hotmail.com]
Sent: Wednesday, February 10, 2010 12:06 AM
To: Judy Fomin
Subject: Attn. Chair Tokioka: Defer HB2902

Attention Chair Tokioka:

I am writing in opposition to HB 2902 HD1 and ask that this bill be to be deferred.

This destructive and short-sighted bill is of special interest to me as I have been involved in PEG Access TV production for over 15 years as a student intern, volunteer producer and in the last 5 years, as a staff member of 'Olelo Community Media at the Wahiawa and Kahuku Media Centers. I work closely with community members, non-profit groups, schools, teachers and students, service organizations and Legislators and government agencies to facilitate the production of non-commercial programs of all subjects for cablecast and internet streaming. In many cases the people who are trained and served by 'Olelo would never have discovered the empowerment of creating media without our media centers being located in their community.

HB2902 will split Public Education and Government Access Television and funding into 3 separate entities, which will require triple duplication of the administration, facilities, equipment, studios and staff currently used to run PEG access. Everyone will get a lower level of services and decreased resources than are currently available because of this duplication of services. Why pay 3 people to do what one person does now under the PEG together model? Let's MAXIMIZE our resources by keeping PEG together!

Keeping PEG Access together in Hawaii has worked incredibly well for 20 years. 'Olelo Community Media is one of the top Cable Access Stations in the nation, and a model for other Access organizations. There is mutually beneficial sharing of equipment, facilities, staff and volunteers between all sectors of PEG under the current system. HB2902 would scrap all of the hard work and partnerships that PEG Access users and 'Olelo staff have created and nurtured over these 20 years.

'Olelo's public clients routinely volunteer their time to serve as crew for Government and Educational TV programs. 'Olelo staff works closely with schools to provide video production training and professional quality equipment and mentoring to teachers and students. Sharing PEG resources fluidly across boundaries of young and old, citizen and legislator, or teacher and parent, builds partnerships and enriches the community as a whole. As the saying goes, "If it ain't broke don't fix it!"

Please defer HB2902 as it does a grave disservice to Hawaii residents and institutions.

Sincerely,

Angela Breene

59-272 Pupukea Road
Haleiwa, HI 96712

Hotmail: Trusted email with Microsoft's powerful SPAM protection. [Sign up now.](#)

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 10, 2010 6:07 AM
To: LMGtestimony
Cc: campos@afterdarkcatv.org
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: Felix Leo Campos
Organization: AfterDark CATV PRO
Address:
Phone: 646 546 0206
E-mail: campos@afterdarkcatv.org
Submitted on: 2/10/2010

Comments:

The independent and alternative media of which Olelo is a part of provide broader perspectives on crucial issues of the day.
Diminishing support hurts residents in their access to information with which to make learned decisions.

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 9:24 PM
To: LMGtestimony
Cc: ehukekahu@koanifoundation.org
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: Ehu Kekahu Cardwell
Organization: Individual
Address:
Phone:
E-mail: ehukekahu@koanifoundation.org
Submitted on: 2/9/2010

Comments:

Judy Fomin

From: Laura_Cummings@notes.k12.hi.us
Sent: Wednesday, February 10, 2010 10:18 AM
To: Judy Fomin
Subject: HB 2902

Attention Chair Tokioka:

I am writing in opposition to HB 2902 and would like it to be to be deferred.

Thanks Judy.
Laura Cummings
Sunset Beach Elementary School

From: Shaka Zine [shakazine@gmail.com]
Sent: Wednesday, February 10, 2010 4:06 AM
To: LMGtestimony
Subject: DO NOT Support Bill – HB2902, HD 1

My name is Doug Davidson, aka Doug Upp
I represent Shaka Talk, an arts/entertainment talk show interviewing local talent
I humbly ask you:

Please DO NOT Support Bill – HB2902, HD 1

The chance for the community to express themselves is a priceless opportunity. But with less funding, fewer voices will be heard, and less enriched will we all be culturally.

Since I became Olelo certified a few years ago, I've seen their staff and the services they offer, on a decline. Such limitations severely hinder the efforts of the many producers to manifest their visions and reach their audiences. We've had to make adjustments due to dwindling hours of operation, and less availability of knowledgeable mentors and assistants.

Olelo's diversity of programming mirrors that of Hawaii itself, and the fact that the programs are with a non-profit intent, displays the purity of passion behind such efforts.

Depriving future generations of the media access which is becoming more a part of daily life each day, gives fewer opportunities for citizens to expand their horizons and make an impact on the world.

The more Olelo is able to offer, the greater our chances to be world-wise closer-knit community, technologically savvy & professionally prepared.

Please DO NOT Support Bill – HB2902, HD 1

Thank you

--

Doug
Shaka Talk
shakazine@gmail.com

Judy Fomin

From: Fred Dodge [makuakauka@hotmail.com]
Sent: Tuesday, February 09, 2010 11:22 PM
To: Judy Fomin
Subject: HB2902-HD1

Attention Chair Tokioka:

Aloha:

We are writing in opposition to HB 2902 and would like it to be deferred.

Mahalo nui loa,

Fred Dodge, MD & Karen GS Young, RN, NP

Hotmail: Free, trusted and rich email service. [Get it now.](#)

HOUSE OF REPRESENTATIVES
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010
COMMITTEE ON LEGISLATIVE MANAGEMENT

Wednesday, February 10, 2010
Conference Room 423, 2:00 pm
State Capitol, 415 South Beretania Street

Aloha Chair Tokioka and Fellow LMG Committee Members:

My name is Diana Dung, and I am in OPPOSITION to H.B. 2902 H.D. 1 Relating to Public Education Government Television. I live on the Waianae Coast and am a long time resident and Kupuna. I do not get out much anymore, but I do use Olelo as an important connection to my community, my schools and my government. I watch Olelo channels to catch up on news, activities, and upcoming events that can affect my community and therefore my family. When I do get out most of the time it is to attend Olelo functions at my Waianae center where we can gather to learn, share stories, interact with others from our community whether they be young, old, makua or babies. When we all came to Olelo we became an ohana, a family, and as with any strong and stable family, we learned to get along, to work together to accomplish a communal goal, and to help plan for a successful future for our community. One of the greatest assets we have to do this is Community Media – specifically PEG Access here on Oahu.

Through PEG Access we can communicate our stories, histories, growth, goals, plans and issues with other communities by creating moving and empowering programs that air on Olelo's channels. We can exercise our First Amendment and speak freely. The Educational system has the school system- the DOE and BOE and the funds that automatically come down to them as an "Entity" The same can be said for Government, however, the same **cannot** be said for Public. Of the 3 sectors Public is the poorest yet has the highest numbers that need to be served. I have heard some ignorant people call PEG Access "Media Welfare". That only shows a lack of understanding and knowledge about why PEG Access was created and why it is mandated that we have it.

With the advent of Mass Media and the exorbitant prices people have to pay to air programs much less pay to have them created it put access to these services way out of reach of the average person. And when cable companies want to use our public rights of ways, they should give back – you wouldn't let someone live in your house for free would you? Well, as one of few commodities and resources we have that can be used to better our community, our public rights of way cannot be free nor should the fees collected from this usage be held back from benefiting the greatest number of people (all 3 sectors of Public Educational and Governmental), while inhibiting costs by forcing a duplication of services, which is what you would be forcing to happen with a split of P,E and G. Instead vote **NO** to the separation of P,E and G. **Keep P,E and G together!**


Mahalo,

Diana Dung

84-1200 Mauna Olu Street
Waianae, HI 96792

Judy Fomin

From: Jeffrey Galicinao [jgalicin@gmail.com]
Sent: Wednesday, February 10, 2010 9:34 AM
To: Rep. Michael Magaoay; Judy Fomin
Subject: HB2902 HD1

From: Chuck Speir [islandworkshawaii@gmail.com] Sent: Wednesday, February 10, 2010 12:21 AM To: j.fonin@capitol.hawaii.gov Cc: Angela Breene; Jeffery Galicinao; chuck speir; olelo; kuhuku@olelo.org; Mapunapuna; Palolo; Michael Paz Subject: HB2902 February 9, 2010 Charles and Jacquelyn Speir 59-023 Holawa Street, Apt. B Hale'iwa, HI 96712 islandworkshawaii@gmail.com <<mailto:islandworkshawaii@gmail.com>>
RE: HB2902 Mr. Magaoay: My husband and I recently completed a class in TV production hosted by 'Olēlo in their Kahuku facility. We were pleasantly surprised at the level of one-on-one education we received, and that students would have at their disposal, tools that would enable them to express their Fifth Amendment-right to free speech. You can imagine our discouragement when we heard that HB2902, which will be heard in committee tomorrow, will effectively restrain the ability of our O'ahu communities to make their voices heard in the way that they have become accustomed. If HB2902 splits Public Education and Government Access Television and funding into three separate entities, who wins? Certainly not O'ahu's communities, families, and individuals who wish to express themselves. I have to admit, if we had not taken that class, we would, like most good, law-abiding citizens, be completely ignorant of this cunning attempt to strip away yet another avenue of free speech. Most of us are so busy trying to make ends meet, raise our children to become responsible adults, and care for our elderly parents when they can no longer care for themselves, that we barely notice what goes on at the State Capitol, and trust that those placed in positions of oversight do their job: to look out for the rights of their constituents. I believe most parents have taught their children to stand up to the class bully, watch out for shady characters in business, and steer clear of dark alleys in the wrong part of town. It's feeling a little dark. Please don't allow the bully to steal the lunch money. Respectfully, Charles and Jacquelyn Speir

Judy Fomin

From: Karen Gallagher [gallaghek007@hawaii.rr.com]
Sent: Tuesday, February 09, 2010 10:29 PM
To: Judy Fomin
Subject: Olelo

Please leave Olelo as it is. If it isn't broken, don't try and fix it, you'll just end up messing it up. As it is, it is a fantastic venue for bringing us all together, of sharing things of importance, of educating people on what is happening in our state at many different levels. Coverage of neighborhood board meetings basically increases attendance tenfold. Coverage of other community events brings those events to the many who cannot attend these various functions. The education provided by Olelo is second to none.

Please defer HB 2902.

Thank you for your time,
Karen Gallagher

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 5:48 PM
To: LMGtestimony
Cc: imua-hawaii@hawaii.rr.com
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: Isaac Harp
Organization: Individual
Address: PO Box 437347 Kamuela, HI 96743
Phone: 808-345-6085
E-mail: imua-hawaii@hawaii.rr.com
Submitted on: 2/9/2010

Comments:
House Bill 2902-HD1 proposes to remove Government from PEG (Public, Education, Government). This will increase costs for duplicate staffing, equipment, and facilities that will be necessary to keep the information flow to the public going. This is a wasteful way to spend tax funds and the funds that Oceanic Time Warner is required to contribute.

Mahalo!

From: Lonika Harris [lharris@trhministries.com]
Sent: Wednesday, February 10, 2010 7:53 AM
To: LMGtestimony
Subject: funding support for Olelo
Attachments: --static--butterflyondaisies2_b.jpg; --static--butterflyondaisies2_t.jpg

To Whom It May Concern:

On behalf of TRH Ministries, I am expressing my concerns for losing the funding support of the Olelo channels. The year that we have been on the island, we have found the station revenue truly been a blessing to us by helping us to spread the word of God throughout the community. We along with many others are requesting to continue on.

HOUSE OF REPRESENTATIVES
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010

COMMITTEE ON LEGISLATIVE MANAGEMENT

Wednesday, February 10, 2010
Conference Room 423, 2:00 pm
State Capitol, 415 South Beretania Street

H.B. 2902 H.D.1 – RELATING TO PUBLIC EDUCATION GOVERNMENT
TELEVISION

Aloha Chair Tokioka and Committee Members:

My name is Iris K. Hose, I am a resident of Makaha and I am OPPOSED to HB 2902 HD1, which divides the Public, Education, and Government sections of Olelo PEG Media. Over the years Olelo PEG has done a terrific job with allowing the Wai'anae coast community have access to media and do a better job of communicating within our community. Don't mess with something that is doing good.

I can never understand why politicians make decisions that screws good things up for the Wai'anae coast community. Splitting up Olelo PEG will cause services to be cut for the community. The schools can't do a better job than Olelo has been doing. The government isn't doing much good for us now either, so let us keep something good like Olelo in Wai'anae.

OPPOSE – OPPOSE – OPPOSE H.B. 2902 H.D. 1

Mahalo,



Iris K. Hose
84-1036 B-2 Farrington Hwy.
Waianae, HI 96792

HOUSE OF REPRESENTATIVES
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010

COMMITTEE ON LEGISLATIVE MANAGEMENT

Wednesday, February 10, 2010
Conference Room 423, 2:00 pm
State Capitol, 415 South Beretania Street

H.B. 2902 H.D.1 – RELATING TO PUBLIC EDUCATION GOVERNMENT
TELEVISION

Aloha LMG Committee Chair Tokioka:

My name is Dreena Kane, and I am **OPPOSED** to H.B. 2902 H.D. 1 and its intent to split the P, E and G sectors of Community Access Television and more importantly the dividing the funding into equal thirds. This is not a fair distribution as both the Government and Education sectors have a steady stream of revenue by way of taxes.

It is the Public sector that would have to rely solely upon the remaining third allocation. Having Olelo Community Media compete for grants and donations in this difficult economy would cause great hardship upon the communities that need these services the most. Olelo Community Media has demonstrated how they can service all three P, E and G sectors for the benefit of all our communities, particularly Wai'anae.

Olelo PEG at Wai'anae has become a beacon of communication for the people of the coast. It should be further supported with funding by removing the funding cap which was imposed by the DCCA. Oceanic Time-Warner greatly profits from using the Public Right-of-way and giving back via subscribers franchise fees to support Olelo PEG Media is only a minimal compensation. Let the Olelo Public benefit from this use and let the Government and the Government Funded Education sectors benefit from the tax imposed on its' subscribers.

Mahalo,



Dreena Kane
89-1073 Nanakuli Avenue
Waianae, HI 96792

Judy Fomin

From: Mary Lacques [hokuokekai50@msn.com]
Sent: Wednesday, February 10, 2010 6:27 AM
To: Judy Fomin
Subject: HB2902 HD1

Aloha Chair Tokioka,

I am testifying in strong opposition to HB 2902 and asking that it be deferred.

In these difficult economic times, it makes no sense to separate Public Education and Government Access Television and funding. By maintaining the current model of PEG access, we are most efficiently utilizing our vital resources, and maintaining twenty years of excellent service to residents of Hawai'i and beyond. When traveling on the mainland, I am struck by the void of community involvement in public access programming in comparison to our 'Olelo cable access stations.

I have always considered my self an "'Olelo addict"; it's the reason I turn my television on and subscribe to cable service.

I have had an incredible experience at the Kahuku and Wahiawa Community Media Centers by participating in the Video Production class, taught by very knowledgeable and patient instructors.

I am thanking you in advance for deferring HB2902 and maintaining our right to free speech.

Respectfully submitted,

Mary Lacques
61-131 Punalau Place
Haleiwa HI 96712

boshiro3-Blanka

From: Sallie Lee [sallielee96819@yahoo.com]
Sent: Tuesday, February 09, 2010 8:37 PM
To: LMGtestimony
Subject: HB2902 HD1

I wish to testify on the above-mentioned bill that the Hawaii State House of Representatives is considering (HB2902 HD1) that will split Public, Educational and Governmental (PEG) Access in Hawaii.

I recently found out about the service Olelo Community Media is providing us. Since then, my group has created two videotapes on TaiChi, which will benefit the public who are interested in it. We are planning on two other projects, one to publicize our mission of Education International Foundation whose purpose is to help children in needy areas around the world with their education, the other is the teaching of English phonics with Cantonese instruction. I am so eager to share what I know with the community. I understand that with this new bill, the service of Olelo Community Media will be greatly reduced. It would be such a pity! I believe the community would certainly need a place where they can freely express themselves to the public.

Please do not pass the bill!

Sallie Lee
(808)836-1616

Judy Fomin

From: Val Loh [vallohphoto@gmail.com]
Sent: Wednesday, February 10, 2010 12:48 AM
To: Judy Fomin
Subject: Please defer HB 2902 re: Community Access TV

Subject: HB2902 HD1

Attention Chair Tokioka:

I am writing in opposition to HB 2902 and would like it to be to be deferred.

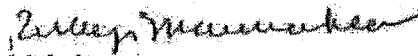
HOUSE OF REPRESENTATIVES
THE TWENTY-FIFTH LEGISLATURE
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Wednesday, February 10, 2010
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Aloha Chair Tokioka and Fellow LMG Committee Members:

My name is Ruby Maunakea, and I am in **OPPOSITION** to H.B. 2902 H.D. 1 Relating to Public Education Government Television. I am a Kupuna on the Waianae Coast and have been a client of Olelo for almost 7 years now. I am not the best camera person or editor, but when I have a community event that needs to be covered Olelo has helped me to make sure the information gets out to our greater community. These are not only personal family projects, but events and activities tied to the local schools and dealing with community issues. It is not only the Public that Olelo serves, but also Educational and Governmental, too!

Over the years I have seen and been part of P, E and G working together through and with Olelo, especially in Waianae. Here on the Waianae Coast Olelo has worked with all of the 11 "district" schools as well as with charter schools and home school groups, too. I have seen them cover and film government officials' events and shows, and more importantly I have seen them do all of this with the limited resources they have now. By being smart about the little they have now, Olelo has still been able to serve all of the Public, Educational and Governmental bodies. They do this by not wasting money on duplicated services and functions and by instead forming good partnerships with other organizations and entities. Keep Olelo operating at full capacity and give them the ability to grow into the future. Vote **NO** on separating P,E and G services! **NO** to separating the 3.


Mahalo,
Ruby Maunakea
89-081 Kihonua Place
Waianae, HI 96792

HOUSE OF REPRESENTATIVES
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010

COMMITTEE ON LEGISLATIVE MANAGEMENT

Wednesday, February 10, 2010
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H.B. 2902 H.D.1 – RELATING TO PUBLIC EDUCATION GOVERNMENT
TELEVISION

Aloha Representative Tokioka:

My name is Shirley P. Nahoopii, I am a Hawaiian Studies Kupuna at Kamaile Academy. I am OPPOSED to H.B. 2902 H.D. 1, which splits up Public Government and Education from Olelo Community Media.

Having Olelo in the Waianae community has been a God send for the people here, especially the children. Many elders have benefited by being able to know what is happening in Waianae and the rest of Oahu thanks to Olelo. It is particularly great for keeping our youth doing positive things instead for our community with making programs. Other than that, the schools don't stay open at night like Wai'anae Olelo does. Our keiki love making television programs. Olelo allows everyone in the family work together on programs. The schools close by the time most families get home from work, but Wai'anae Olelo is open until 10:00 PM.

They have after school programs at Olelo and Summer Media Programs. If you split up the funding, then Olelo can't have all the programs for our keiki and ohana. You will be doing great harm to our community. That is not why you all were elected as leaders for the people – above all things – first do no harm - Oppose H.B. 2902 H.D. 1.

Aloha Ke Akua!



Shirley P. Nahoopii
86-320 Hokupaa Street
Waianae, HI 96792

boshiro3-Blanka

From: Kathy Nance [nancej001@hawaii.rr.com]
Sent: Wednesday, February 10, 2010 10:45 AM
To: LMGtestimony
Subject: House Bill 2902 HD1

Name: Kathy Nance

Attn: Legislative Management Committee Chair James Tokioka

RE: Hearing HB2902 HD1

Wednesday February 9, 2010 @ 2pm, Conference Room 423

Aloha,

I'd like to thank you for the opportunity to submit my testimony, and to request that you DO NOT SUPPORT Bill – HB2902, HD 1. Hawaii's community relies on Olelo to educate and build "The Ohana." If Olelo's funding is divided, not only will the residents of Hawaii no longer benefit from the opportunity we have had for many years, to enrich our wonderful diversity (which is, after all, a mark of Hawaii) but, also, I will no longer be able to produce my weekly TV program, which has been filmed on site in the mini studio for the past 4 1/2 years. Olelo's staff has already been cut short. As a result, available studio time is limited and I find myself having to compete with the other clients just to get into the mini studio with enough time to complete my program. Please do not take away the necessary funding to ensure that my program continues to be produced in Olelo's Community Center and aired on Olelo's stations. I appreciate the way that Olelo's staff has been helpful over the years in instructing, encouraging, and assisting me in getting my message out to our community.

Please accept and consider my testimony, and do not separate the PEG funding, nor, support Bill – HB2902, HD 1

Mahalo, Kathy Nance

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H.B. 2902 H.D.1 – RELATING TO PUBLIC EDUCATION GOVERNMENT
TELEVISION

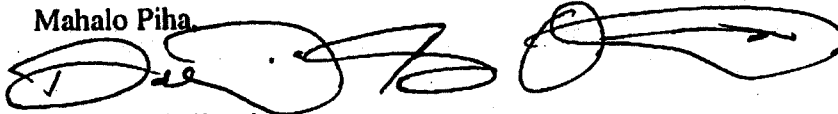
Aloha Chairman Tokioka and Honorable Members of the LMG Committee:

My name is David K. Oclinaria, I am a resident of the Wai'anae coast community and an active Producer with the Wai'anae Olelo PEG Media Center. I am adamantly OPPOSED to H.B. 2902 H.D. 1 and urge you to vote against this Bill. If your intent is to destroy Community Access Media in the Wai'anae coast, H.B. 2902 H.D.1 will most certainly amputate the vital source of funding for rural communities like Wai'anae.

Olelo PEG Media, particularly the Wai'anae Media Center has been a major contributor with creating a sense of "well-being" to our community ohana. Wai'anae Olelo PEG has worked with all three P.E. and G sectors since it started in Wai'anae. The Wai'anae CMC has been a role model for Community Access Organizations throughout the United States. It makes little sense to me why any intelligent government leader would want to be responsible for dismantling an outstanding role model that Olelo PEG Media has created. I am bewildered and dumbfounded as to any justifiable reasons to why any elected official would intentionally break down an outstanding PEG service that has demonstrated the ability to combine all three areas of Public, Education and Government services under one roof.

I implore you to take the "Right" action and vote against passage of H.B. 2902 H.D. 1. Mahalo for allowing this opportunity to address this Bill.

Mahalo Piha



David K. Oclinaria
86-913 Hale Ekahi Drive
Wai'anae, HI 96792

Judy Fomin

From: Kirk Peterson [kopeterson79@yahoo.com]
Sent: Tuesday, February 09, 2010 10:59 PM
To: Judy Fomin
Cc: hokuokekai50@msn.com
Subject: Please Defer HB 2902

Aloha Rep. Magaoay & Judy Fomin,

I am a resident of Laie and constituent that does not support bill HB 2902 because it cuts the crucial funding for Olelo's programs by 2/3. I feel Olelo's programs and education offer great learning and career opportunities for Hawaii's future. We need to continue investing in positive programs to better Hawaii's future & communities voice.

For the sake of the environment, education, and positive awareness that Olelo's programs have brought to Hawaii, I urge you to oppose bill HB 2902.

Much Mahalo's for listening to the people,

Kirk Peterson
(808) 266-0449
kopeterson79@yahoo.com

HOUSE OF REPRESENTATIVES
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010
COMMITTEE ON LEGISLATIVE MANAGEMENT
Wednesday, February 10, 2010
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Aloha Chair Tokioka and Fellow LMG Committee Members:

My name is Sharlette Poe, and I am in OPPOSITION to H.B. 2902 H.D. 1 Relating to Public Education Government Television. Over these past 20 years Olelo has done much to become a leader in PEG Access services across the nation, and even globally. People far and wide, especially across the nation have commented on how innovative and advanced Hawaii's Olelo Community Media is from all the various programs and projects, activities and events Olelo is able to collaborate, plan and put together with such a diverse gathering of organizations, groups, companies and governmental bodies. In order to do this Olelo has had to be fiscally responsible and creative in how it carries out plans and strategies. It takes experience to carry out the diverse activities that benefit all 3 sectors and therefore our state as a whole. It takes hard work and innovative thinking to take an organization beyond its simple beginnings. PEG Access is not only about community media anymore, it is about growing community, bettering lives and empowering the people and citizens responsibly.

Olelo has proven this time and time again by working directly with many schools - public, private, charter or innovative; organizations across not just the state, but the nation as well; and with governmental agencies and officials. Capitol Commentary is a good example of a successful collaborative effort between schools, government and the public through Olelo. Another is the annual Youth Xchange competition that brings together from across the state a number of schools, both public and private. Through the resources Olelo receives as the current PEG Access provider for Oahu many programs are able to be developed and implemented that benefit all 3 sectors while keeping costs down for administrative needs and management. Why use funds carelessly by duplicating these services when you already have a responsible organization as steward?

Why separate P,E and G, which will be a blow to the Public sector which has the least amount of resources to bring to the table. Whereas in the Education sector the Hawaii Educational Network Consortium (HENC) already receives a substantial amount of PEG funding, but has not done any significant work directly with or in service to many of Hawaii's public schools. However, Olelo has taken it upon itself to form working relationships and collaborations with not only the public, but private and innovative schools as well.

As for the Government sector, every year each state is given so much funding according to a formula grant. Simplified, I understand that part of that formula includes census information, birth numbers, immigration numbers and other claims. That can add up to a lot of money, however it may be distributed. In addition to that are the taxes collected by the state from Time Warner. Can the Government not take those funds and use them responsibly? Olelo has had to make do with the little it gets each year from the franchise renewal agreement, and then not even all of it due to the cap imposed by the DCCA. But Olelo has continued to faithfully serve each sector to its fullest capacity. This can only be done with the full resources from PEG. Lift the cap and vote NO to the separation of P,E and G!

Mahalo,
Sharlette Poe
85-1191 Kaneaki Street
Waianae, HI 96792

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 10, 2010 7:46 AM
To: LMGtestimony
Cc: shannonkona@gmail.com
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: Shannon Rudolph
Organization: Individual
Address: P. O. 243 Holualoa
Phone: 808-322-6604
E-mail: shannonkona@gmail.com
Submitted on: 2/10/2010

Comments:
Please do not support HB2902.

boshiro3-Blanka

From: Robert H Stiver [stiver-aloha@hawaii.rr.com]
Sent: Tuesday, February 09, 2010 11:39 PM
To: LMGtestimony; Rep. Calvin Say; Rep. Michael Magaoay; Rep. James Tokioka; Rep. Blake Oshiro; Rep. Pono Chong; Rep. Cindy Evans; repine@Capitol.hawaii.gov
Cc: Rep. K. Mark Takai
Subject: Urgent! re HB 2902
Importance: High

I understand that you are debating HB2902 HD 1 on Wednesday/10th. As an avid user of the "P" (Public) component of PEG Access services, primarily at Mapunapuna but occasionally at Palolo, for five years, I am very disturbed by indications that, if this bill moves forward, "E" (Educational) and "G" (Governmental) components will put "P" at a funding disadvantage via diversion of funds or other deleterious machinations.

'Olelo Community Media has been a force in establishing and furthering the public's use of community-access TV for some 20 years. I have never worked with a more caring, inclusive, professional organization -- whether it be in 'Olelo's management, administrative staff, or technical staff. Its community-media facilities meet my needs as an older resident and social-justice activist; I know many young kids from Waianae and elsewhere who have been given a real chance at a life of "communications" excellence via the outreach programs and facilities carefully built by 'Olelo. Such vision by 'Olelo must be honored and allowed to expand, not dealt with in ways that could easily and quickly become "unintended consequences" for some, "intended consequences" for others.

Please make sure that your deliberations do nothing that would jeopardize the "P"ublic's access to, indeed its right to, freedom of speech and expression! Fund 'Olelo generously and even lavishly in its "P" component: We, the People, deserve and demand it!

In sum, I request that each of you not support HB 2902 HD 1.

Aloha, Robert H. Stiver, Pearl City, tel. 455-9823

Judy Fomin

From: Christen Vidanovic [christenv@gmail.com]
Sent: Wednesday, February 10, 2010 9:21 AM
To: Judy Fomin
Subject: HB 2902

Attention Chair Tokioka,

I am witing in opposition to HB2902 and would like the bill to be deferred.

This bill will triple the cost of administration, resources, equipment and staff - taking so much of Olelo's budget away. Olelo is a vital part of our community - providing media education in schools, equipment and the ability to be heard to the public. The staff at Olelo is educated, experienced and valuable - this bill will take away from the public a very valuable resource for no real good reason.

Aloha,
Christen Vidanovic
59-272 Pupukea Road,
Haleiwa, HI, 96712

808-778-2248

boshiro3-Blanka

From: Amitabha Edu Center [amituof1818@gmail.com]
Sent: Wednesday, February 10, 2010 8:53 AM
To: LMGtestimony
Subject: Testimony regarding HB2902

Dear Respected Legislative Committee Members,

We are writing to encourage you to not pass HB2902 because we strongly feel that its benefits do not outweigh the restrictions it will force upon Olelo Community Television.

While we wholeheartedly understand your desire to support educational and government access programming, we are sure you understand that our local community in Hawaii consists of so many more interests than just that of schools and of government activity. We have a multitude of cultures, values, and activities that all contribute to the richness that makes Hawaii so unique and special to us all. We believe that Olelo has done an excellent and fair job thus far in ensuring equitable representation of all parties interested in airing their public programs. Indeed, Olelo already facilitates ample government programming through Channels 49 & 54, and educational shows through Channels 55 & 56. To legally bind them to a financial formula or budget is unnecessary and in fact ineffective.

We respectfully ask that you allow Olelo to continue their operations at their own discretion without the constraints that passing this bill will effect upon them. Olelo is indeed an organization of the people and if the people want more educational and government programming, Olelo's output is bound to reflect that since the programming submitted to them is a product of Hawaii's people. If the public desire is otherwise, to stifle or bind Olelo is to stifle the public voice.

Kind regards,
Stacy Trinh

Amitabha Educational Center
" The Truth Education "
522 Kuaaina Way
Kailua, HI 96734
Tel: (808) 262-5279
Email: amituof1818@gmail.com

boshiro3-Blanka

From: Stephen Luksic [Tree@akaku.org]
Sent: Tuesday, February 09, 2010 8:41 PM
To: LMGtestimony
Subject: HB 2902

Aloha,

I strongly oppose HB 2902;

There is something inherently wrong with this bill. It is attacking a non profit organization meant to provide Public Access through Cable Television for the general public. This bill is tearing apart the structure of this non profit with complete disregard to the benefit of the citizens of Hawaii, by taking the essence of the non-profit organizations mission, which is to provide Public, Education, and Government to the citizens. Public access is meant to work for the people in these 3 main areas, these are not monetary distinctions within the funds received by the Non Profit groups. By departmentalizing Public Access and stripping it of operational funds, this bill is stealing from the people for the benefit of the state with complete disregard for the citizens of Hawaii.

Please regard this bill as a greedy attempt to steal from the people in order to fill the black hole of Government and State run education.

Thank you for your time,
Stephen Luksic
Big Tree Productions
PO Box 1852
Kihei, HI 96753
808-875-2008

boshiro3-Blanka

From: Community Media Producers Association (CMPA) [cmpa@hawaiiantel.net]
Sent: Wednesday, February 10, 2010 10:59 AM
To: LMGtestimony
Cc: Rep. James Tokioka; Rep. Blake Oshiro; Rep. Jessica Wooley
Subject: HB 2902 in support with amendments
Attachments: OleloContract3.pdf

Aloha Chair Tokioka, Vice-Chair Oshiro, and members of the Legislative Management Committee,

My name is Jeff Garland and I have been a Public sector community media producer for 23 years and a member of the Community Media Producers Association (CMPA) for 18 years. CMPA is the nonprofit corporation instrumental in getting Public Access Television established in Hawai'i.. CMPA supports the intent of the bill if it is to create more transparency in the use of public funds. However, the distribution portion should be amended as follows:

11 shall be ~~equally~~ distributed as follows:

- 12 (1) ~~One-third~~ One-fifth to accredited educational entities;
- 13 institutions of higher education, and schools;
- 14 (2) ~~One-third~~ One-fifth to governmental agencies; and
- 15 (3) ~~One-third~~ Three-fifths to public access organizations."

The original intent of Public Access Television was to provide access to those members of the public sector, because they, unlike the Government and Education sectors, did not traditionally have access to media. Cable franchise benefits to the state are already 10 times the value of the 5% franchise fees of which the state gets a considerable portion already! (see CAC 01-10-07 Meeting Minutes, page 4, section III. Update on Pending Matters, part B., paragraph 3). Taking FREE SPEECH intended benefits from the Public sector should never be done.

Sincerely,

Jeff Garland
Secretary

P.S. Attached please find a copy of 'Olelo's agreement with DCCA

AGREEMENT

(Olelo: The Corporation For Community Television)

This Agreement entered into this 24th day of December, 1998, by and between the State of Hawaii through its Director of Commerce and Consumer Affairs, whose address is at 1010 Richards Street, Honolulu, Hawaii 96813, hereinafter referred to as the "Director", and Olelo: The Corporation For Community Television, a Hawaii nonprofit corporation, whose address is at 1122 Mapunapuna Street, Honolulu, Hawaii, hereinafter referred to as "Olelo";

WITNESSETH:

WHEREAS, in Decision and Order No. 135, as amended by Decision and Order Nos. 153, 154, 156, and 158, the Director approved the renewal of the cable communications franchise held by Time Warner Entertainment Company, L.P. dba Oceanic Cablevision ("Oceanic"); and

WHEREAS, in Decision and Order No. 187, the Director approved the transfer of the cable communications franchise held by Chronicle Publishing Company dba Chronicle Cablevision of Hawaii to TCI of Hawaii, Inc. dba TCI ("TCI"), subject to the terms and conditions of Decision and Order Nos. 148, 150, and 187; and

WHEREAS, in Decision and Order Nos. 135, 141, 148, 150, 153, 154, 156, 158, and 187 (hereinafter collectively referred to as "Decisions and Orders") the Director provided for the establishment of public, educational, and governmental ("PEG") access on the TCI communications system serving the Hawaii Kai area on the island of Oahu, and on the Oceanic communications system serving the remaining areas on the island of Oahu; and

WHEREAS, in connection therewith the Director required TCI and Oceanic to: (1) pay annual access fees (sometimes hereinafter referred to as "Access Fees"), (2) contribute to PEG capital funds for facilities and equipment (sometimes hereinafter referred to as "Facilities and Equipment Fund"), (3) provide interconnection among all cable systems for the island of Oahu, and (4) set aside channels of TCI and Oceanic cable communications systems for PEG access use; and

WHEREAS, PEG access is a media resource that promotes community development and lifelong learning; facilitates communication; and increases civic participation in the democratic process; and

WHEREAS, in accordance with the recommendations made by an access planning committee appointed by the Director, Olelo was created to manage the PEG access finances and to operate the PEG facilities, channels, and other resources for the island of Oahu; and

WHEREAS, by that certain agreement dated January 19, 1990, by and between Olelo and the Department of Commerce and Consumer Affairs, and that certain agreement dated June 24, 1991 (Chronicle Cablevision of Hawaii, Hawaii Kai Area Franchise), by and between Olelo and the Department of Commerce and Consumer Affairs, the management and operation of PEG access finances, facilities and channels for the island of Oahu were contracted to Olelo; and

WHEREAS, the Director and Olelo have agreed to terminate said agreements dated January 19, 1990 and June 24, 1991, and agreed to enter into this Agreement for the management and operation of the PEG access facilities, equipment and channels under the terms and conditions set forth herein;

NOW, THEREFORE, the parties hereto mutually agree as follows:

A. Term. The term of this Agreement shall be for the period beginning as of the date hereof and ending December 31, 1998, and shall be automatically extended on an annual basis on January 1, 1999 unless terminated as provided in this Agreement.

B. Responsibilities of Olelo. Olelo shall be responsible for the management and operation of the PEG access facilities and equipment including, but not limited to, the following:

1. Channels. Management of the channels allocated for PEG access in the Decisions and Orders, as the same may be revised or amended from time to time.

2. Facilities and Equipment. Provision of facilities and equipment for the production of programming to be cablecast on the PEG access channels.

3. Training. Training of educational, governmental, community organizations and the general public in the use of the access production facilities and equipment.

4. Marketing. Marketing and promotion of the access center and the PEG access channels and programs.

5. Support Services. Provision of support services to the users of the PEG access facilities and equipment. These services may include assistance in the production of access programs and support of special projects.

6. Insurance. Procure and maintain appropriate levels of insurance coverage for workers' compensation, general liability (including property damage and bodily injury), broadcasters' liability, equipment and facilities, and any other insurance coverage required by law.

C. Olelo's Reporting Requirements. In order that the Director may monitor Olelo's compliance with the provisions of this Agreement, Olelo shall file with the Director the following:

1. Amendments to the articles of incorporation and by-laws no later than 30 days after approval by the board of directors.

2. A roster of the board of directors and officers and their respective term of office no later than 30 days after Olelo's annual meeting or no later than 30 days after a change in board membership when the change occurs other than at the annual meeting.

3. Annual financial statements no later than 90 days following the close of each calendar year.

4. Annual audited financial statements no later than 30 days after acceptance by the board of directors.

5. The 1999 calendar year operational plan and budget upon execution of this Agreement. For each year thereafter an annual operational plan and budget shall be due on or before November 1, e.g., the 2000 calendar year operational plan and budget shall be due on or before November 1, 1999. Notwithstanding the generality of the foregoing, Olelo shall also develop and periodically update a strategic or long-range planning document for a period not

less than three years, and shall submit a copy of such document no later than 30 days after acceptance by the board of directors.

6. Complete equipment inventory upon execution of this Agreement, and thereafter an annual update on or before November 1 of each year.

7. An annual activity report no later than 30 days following the close of each calendar year which shall include, but not limited to, the following information:

a. Public Access Programming:

- i. Total hours of programming;
- ii. Total hours of locally produced original programming;
- iii. Total hours of repeat programming; and
- iv. Total hours of programming submitted but not aired and reasons therefor.

b. Governmental Programming:

- i. Total hours of programming;
- ii. Total hours of locally produced original programming;
- iii. Total hours of repeat programming; and
- iv. Total hours of programming submitted but not aired and reasons therefor.

c. Educational programming:

- i. Total hours of programming;
- ii. Total hours of locally produced original programming;

- iii. Total hours of repeat programming; and
- iv. Total hours of programming submitted but not aired and reasons therefor.
- d. Summary of all channel outages from maintenance records including total hours and reasons therefor.
- e. Facility Use:
 - i. Number of new users; and
 - ii. Number of repeat users.
- f. Training:
 - i. Number of persons certified to use the access equipment; and
 - ii. Number of persons who failed to be certified or did not complete certification to use the access equipment.
- g. Summary of complaints including the nature of the complaints and the actions taken.
- h. Summary of outreach and marketing efforts.
- i. Summary of revenues from sources other than TCI and Oceanic including the amounts, sources, and purpose of funds.

Notwithstanding the generality of the above, quarterly reports for items described in subparagraphs a through i of paragraph C7 above shall be available for review and inspection by the Director or the Director's designee upon request.

8. Olelo shall submit the 1997 calendar year end activity report upon execution of this Agreement. For each year thereafter Olelo shall submit an annual year end activity report no later than 90 days after the close of each calendar year, e.g., the 1998 year end activity report shall be submitted on or

before March 31, 1999. Olelo shall set benchmarks for the Indicators listed in paragraph C 7 hereof based on its annual operational plan and budget.

9. Notwithstanding any provision to the contrary, the Director may require Olelo to provide any additional information that the Director deems necessary.

D. PEG Funds. At the direction of the Director, Olelo shall receive and hold, as restricted funds, amounts required to be paid by TCI and Oceanic to support PEG access for the island of Oahu pursuant to the Decisions and Orders. The funds shall be deposited and maintained in interest bearing accounts in any federally insured financial institution authorized to do business in the State of Hawaii. Because the funds paid by Oceanic and TCI are separately designated by the Decisions and Orders for PEG access operations and facilities and equipment, Olelo shall designate one account for operating and another account for capital (facilities and equipment). Olelo shall be responsible for administering the accounts, and shall not commingle operating funds with capital funds without the prior written approval of the Director.

The Director, in the Director's sole discretion, may require an audit of the accounts and designate the auditor or accountant. The full cost of the audit shall be paid by Olelo.

E. Records Requirements. Olelo shall maintain at its office and shall submit to the Director upon request the following:

1. Evidence of workers' compensation, general liability, broadcaster's liability, and equipment and facilities insurance coverage and any other insurance policies relating to the responsibilities required to be performed under this Agreement.

2. Operating policies and procedures as the same may be amended from time to time.

3. Training schedules and manuals as the same may be revised from time to time.

F. Accessibility. Olelo shall at all times comply with applicable provisions of the Americans with Disabilities Act (ADA).

G. Payment for Services. Olelo shall not receive any money or other valuable consideration from the Department of Commerce and Consumer Affairs. Olelo agrees to perform all services, duties, responsibilities and obligations required to be performed by Olelo under this Agreement, in exchange for Access Fees and Equipment and Facilities Fund contributions from TCI and Oceanic pursuant to the Decisions and Orders.

H. Plan for Self-Sufficiency. Along with its strategic plan, Olelo shall submit a long-range plan which shall include, at a minimum, measurable objectives and schedules whereby operations and maintenance, repair and replacement of equipment and facilities would no longer be solely or largely dependent upon Access Fees and the Facilities and Equipment Fund.

I. Assignment. Olelo shall not assign any of its rights under this Agreement nor delegate any duties, obligations, or responsibilities required to be performed under this Agreement without the prior written approval of the Director.

J. Modification of Agreement. Any modification, alteration, or amendment of any term, provision, or condition of this Agreement shall be in writing and signed by the parties hereto.

K. Indemnification. Olelo shall defend, indemnify and save harmless the State of Hawaii, its departments, and its officers and employees from and against any and all claims, actions, losses, expenses, damages, or liability to person or property arising out of or resulting from any provision or requirement of this Agreement, or in exercising its rights or in performing its obligations under this Agreement. The provisions of this paragraph shall remain in full force and effect notwithstanding the expiration or early termination of this Agreement.

L. Default. In the event Olelo fails to satisfactorily perform in a timely or proper manner any of its obligations or responsibilities or fails to observe or perform any term or condition required to be performed or observed by Olelo under this Agreement, and having been given reasonable notice of and opportunity to cure the same, fails to take satisfactory corrective action within the time specified, the Director, in addition to all other available rights and remedies, shall have the right to direct TCI and Oceanic to withhold contributions of Access Fees and PEG capital funds or to terminate this Agreement, or both. The Director shall have the right to designate one or more entities as the successor of Olelo, and to enter into an agreement with such successor for the management and operation of the PEG access resources, facilities, equipment, and channels for the Island of Oahu.

M. Termination.

1. In the event TCI's or Oceanic's cable communications franchise is terminated, this Agreement shall be automatically terminated on the date such franchise is terminated.

2. In the event any court, agency, commission, legislative body, or other authority of competent jurisdiction declares invalid any part of the Decisions and Orders relating to PEG access requirements, this Agreement may be terminated by the Director or Olelo upon 30 days prior written notice to the other party.

3. The Director may, when the interests of the State so require, terminate this Agreement for the convenience of the State. The Director shall give at least 120 days prior written notice of the termination to Olelo.

N. Relinquishment and Return of Access Funds, Facilities and Equipment. Upon termination of this Agreement and at the direction of the Director, Olelo shall (a) immediately relinquish any and all claims to the Access Fees, Facilities and Equipment Fund, and the access facilities and equipment; and (b) within 60 days provide the Director with a verified accounting of all Access Fees and Facilities and Equipment Fund, a current inventory of all access facilities and equipment, and transfer to the Department of Commerce and Consumer Affairs or its designee the balance of the operating and capital accounts, and all access facilities and equipment. In winding down its operations, Olelo shall follow generally accepted accounting principles in closing its books, and Olelo shall neither incur any new obligation nor disburse funds except for matters necessary in the normal course of business and those directly related to winding down its operations.

If any PEG facility and/or equipment has been purchased or acquired with funds from other sources and not solely from the Facilities and Equipment Fund, the disposition of such facility and/or equipment shall be by appropriate appraisal and allocation agreed to by the Director and Olelo.

O. Performance. The failure of the Director at any time to require performance of any obligation or condition under this Agreement shall not affect the right of the Director to enforce the same. The waiver by the Director of any breach of any term or condition of this Agreement shall not be deemed or held to be a waiver of any succeeding breach of such term or condition or as a waiver of the term or condition itself.

P. Termination of Prior Agreements. The agreements between the Department of Commerce and Consumer Affairs and Olelo dated January 19, 1990 and June 24, 1991, shall be terminated as of the date of this Agreement, and this Agreement shall constitute the entire understanding between the parties, superseding any and all previous understandings or agreements, oral or written, pertaining to the subject matter contained herein.

Q. Waiver. The Director shall have the right to waive any condition or obligation required to be observed or performed upon a showing of good cause.

R. Compliance with Laws. Olelo shall comply with all applicable federal, state, and local laws, ordinances, codes, rules, and regulations, as the same may be amended from time to time.


S. Filings and Notices. All filings required to be made or written notice required to be given by a party shall be delivered personally or sent by United States first class mail, postage prepaid, to the other party at such party's mailing address.

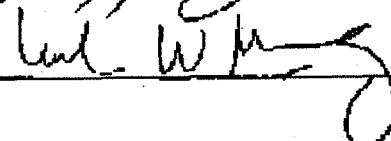
IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the date first above written.



KATHRYN S. MATAYOSHI
Director of Commerce and Consumer Affairs

12/24/98
Date





12/16/98
Date

12/17/98
Date

Clefo: The Corporation For Community
Television

APPROVED AS TO FORM:



Deputy Attorney General

From: McGurk, Meghan B [mmcgurk@honolulu.gov]
Sent: Wednesday, February 10, 2010 7:52 AM
To: LMGtestimony
Subject: House Bill 2902 HD1
Attachments: image002.gif

To Whom It May Concern:

I am writing to ask you to not support HB2901 HD1 to split Public, Educational, and Governmental (PEG) Access in Hawaii. The division of the PEG funding will cripple the services provided by Olelo Community Television, and will negatively impact the students that I work with at Farrington High School and Kalakaua Middle School. For over three years, Olelo educators have trained my students to use cameras, to edit footage, and to produce their own programs, during the non-school hours. This experience not only teaches my students the basics of filming, but it also teaches them how to work as a team with their peers, how to "think on their toes" when problems arise, and how to be both leaders and followers. It allows them to creatively express their opinions and to be active contributors to their communities. These experiences have been invaluable for my students, exposing them to learning opportunities that most will never experience in their lives.

Dividing the PEG funding will close media centers in schools and will reduce educational outreach. Please do not support HB2901 HD1.

Thank you,
Meghan McGurk
In-Motion Program Coordinator
Department of Parks and Recreation
at Farrington High School
mmcgurk@honolulu.gov
Phone: 554-4858



From: Henry_Yim/FARRINGTON/HIDOE@notes.k12.hi.us
Sent: Wednesday, February 10, 2010 8:34 AM
To: LMGtestimony

I strongly support funding for Olelo. My students will be doing a major project involving them in appearing on Olelo. Olelo is a great community asset that should be generously supported by Hawaii's taxpayers. Olelo benefits us all.



HOUSE OF REPRESENTATIVES

STATE OF HAWAII
STATE CAPITOL
HONOLULU, HAWAII 96813

February 9, 2010

Testimony of Representative Faye P. Hanohano before the
Committee on Legislative Management in **opposition** to
HB 2902 RELATING TO PUBLIC EDUCATION GOVERNMENT TELEVISION.

I wish to express my strong opposition to this measure. Na Leo, Hawaii island's public access organization, provides an invaluable public service to my district as well as the entire island. The public access organizations throughout the state provide excellent public access programming on the state's various public access cable channels. They provide a central place where the public, as well as educational and governmental entities, can go to produce public-interest and community-oriented programming. Dividing the franchise fees between accredited educational entities, institutions of higher education, and schools; governmental agencies; and public access organizations will result in less accountability to the public. The bill does not specify which educational entities or governmental agencies will receive a portion of franchise fees.

Please keep the system in tact that is working.

Mahalo,

Faye P. Hanohano
State Representative, District 4

boshiro3-Blanka

From: steve arashiro [stevara@hawaii.rr.com]
Sent: Tuesday, February 09, 2010 8:56 PM
To: LMGtestimony
Cc: Rep. Blake Oshiro
Subject: HB 2902

February 9, 2010

To: Rep. James Tokioka, Chair
Committee On Legislative Management
From: Steve Arashiro, HUOA Video Production Committee, Co-Chair
RE: HB 2902, HD1 Relating To Public Education Government Television

I'm Steve Arashiro, Co-Chair of the Hawaii United Okinawa Association's (HUOA) Video Production Committee.

For today's meeting, I would like to comment on the arbitrary distribution of franchise fees proposed by the subject bill. We believe that this mandate will severely impact the provision of public and educational access where demand is at the highest level in the history of this public TV program.

The HUOA is an umbrella organization for 52 Okinawa clubs statewide and represents about 40,000 members. Our organization strives to foster the Okinawan ethnic identity to the descendants of the original immigrants who came from Okinawa to toil in our sugar cane and pineapple fields. The primary guiding philosophy of the HUOA is the commitment to preserving, promoting and perpetuating the Okinawan culture and arts and the history of Okinawans in Hawaii.

In 1998, Olelo, the community TV organization, trained and guided our newly assembled video team to produce and televise its first community television program, Hawaii Okinawa Today (HOT). This Public, Education and Government (PEG) access function greatly enhanced our organization's ability to share the Okinawan culture and heritage to not only its 40,000 members but also to a wider Oahu community.

Our weekly Hawaii Okinawa Today community television program continues to this day with the expert training and guidance of the Olelo organization. As expected with the great success of this PEG Access, there is a need to expand the number of channels to accommodate greatly increased interest and demands of the community. Also, it is hoped that in the near future, Olelo would be able to upgrade its programming to High Definition as is being done with the major TV networks.

As demonstrated by the large viewing audience and the high demand for more access TV channels, we encourage the requirement for the cable franchiser to provide PEG Access and possible to expand the number of access channels. We believe that the proposed arbitrary 1/3 distribution franchise fees for education, government and public access organizations will severely impact certain education and cultural programs where the public need and demand is the greatest. We believe that program funding distribution should be left with the managers of the cable access provider who has the most knowledge of community need and requests. We strongly urge that HB 2902 not be supported.

Mahalo for the opportunity to give our input to this proposed bill.

Steve Arashiro

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 6:12 PM
To: LMGtestimony
Cc: arnie@statehoodhawaii.org
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM
Attachments: banner_ox.jpg

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: Arnie Saiki
Organization: imi pono projects
Address: 1758 Mikahala Way Honolulu, HI
Phone: 808 218 4367
E-mail: arnie@statehoodhawaii.org
Submitted on: 2/9/2010

Comments:

Currently, the only legitimate space where responsible public dialogue is encouraged is Olelo.

Olelo is the only resource that offers the general public, a viable platform where they can participate in our democracy.

More investment needs to be made towards encouraging public dialogue, not less.

Without stations like Olelo the views and perspectives of the public will be further shut out and disenfranchised.

Olelo is the only public access platform where citizens can utilize the tools to participate in the public media.

As as there is growing consolidation in the media networks and outlets, Olelo's role should be further enhanced in our community.

From: WILKES MAI [wilkesmai@yahoo.com]
Sent: Wednesday, February 10, 2010 8:49 AM
To: LMGtestimony
Subject: Please DO NOT SUPPORT Bill – HB2902, HD 1. from Da Huong

To: Whom it may concern

My name is Da Huong, my program at the Olelo is Da Huong television. First of all I would like to thank you to all of your hard work making Olelo a large source of the voices of the communities.

Olelo has giving a voices to all communities:

1. To be heard the issues which the State doesn't have time to cover.
2. It's a place we all can learn from one another culture
3. Olelo has giving alot joy and tear to those whose are away from home are able to see or hear their native language and make them feel right at home.
4. Olelo has giving the next generation a chance to become the best producer in film industry. These next generation will help Hawaii in the future to become richer in economic, bringing more tourism and the respect in Art and culture.
5. Olelo giving the real coverage of the government fact and issues. States legislative issues which concern people of Hawaii well being.

It is very difficult to have Olelo's staff cut back their hour, and their support. Olelo's staff is very important to the people whose dedicate their times and own money to produce the program that keeping the communities closer than ever.

I'm are asking please DO NOT SUPPORT Bill – HB2902, HD 1.

Please DO NOT separate the PEG funding. Our community relies so much on Olelo to be able to educate and preserve our Vietnamese show.

I depend on Olelo studio services and editing resources to produce my monthly program. If you take away Olelo funding, we will not have this wonderful opportunity to enrich the diversity of our State.

Already the staff is cut short at the Olelo Community Centers, and the hours are limiting. So now, I have to make sacrifices and compete for editing and program time. If you cut the funding, it will be difficult for me to complete my programs.

Again, Please DO NOT Support Bill – HB2902, HD 1

Thank you again for this opportunity to submit my testimony.

Greatly appreciated the opportunity that I cannot find anywhere else in the world.

Please, please please DO NOT Support Bill – HB2902, HD 1

Thank you so much for your time and support.

Sincerely, and cam on nhieu

Da Huong

808-381-1991

From: WILKES MAI [wilkesmai@yahoo.com]
ant: Wednesday, February 10, 2010 8:45 AM
to: LMGtestimony
Subject: Olelo testimonial from Mai Wilkes

To: Whom it may concern

My name is Mai Wilkes, my program at the Olelo is What's up Hawaii presenting Mai favorite Dish. First of all I would like to thank you to all of your hard work making Olelo a large source of the voices of the communities.

Olelo has giving a voices to all communities:

1. To be heard the issues which the State doesn't have time to cover.
2. It's a place we all can learn from one another culture
3. Olelo has giving alot joy and tear to those whose are away from home are able to see or hear their native language and make them feel right at home.
4. Olelo has giving the next generation a chance to become the best producer in film industry. These next generation will help Hawaii in the future to become richer in economic, bringing more tourism and the respect in Art and culture.
5. Olelo giving the real coverage of the government fact and issues. States legislative issues which concern people of Hawaii well being.

is very difficult to have Olelo's staff cut back their hour, and their support. Olelo's staff is very important to the people whose dedicate their times and own money to produce the program that keeping the communities closer than ever.

I'm are asking please DO NOT SUPPORT Bill – HB2902, HD 1.

Please DO NOT separate the PEG funding. Our community relies so much on Olelo to be able to educate and preserve our Vietnamese cooking show. The only show on the island, to share the wonderful traditional food well adopted by all locals and theri favorite are Pho, spring roll. summer roll.....just to name a few.

I depend on Olelo studio services and editing resources to produce my monthly program. If you take away Olelo funding, we will not have this wonderful opportunity to enrich the diversity of our State.

Already the staff is cut short at the Olelo Community Centers, and the hours are limiting. So now, I have to make sacrifices and compete for editing and program time. If you cut the funding, it will be difficult for me to complete my programs.

Again, Please DO NOT Support Bill – HB2902, HD 1

Thank you again for this opportunity to submit my testimony.

Greatly appreciated the opportunity that I cannot find anywhere else in the world.

Please, please please DO NOT Support Bill – HB2902, HD 1

Thank you so much for your time and support.

Sincerely, and cam on nhieu

Mai Wilkes

808-389-1255

Brother Benjamin X of Oahu Study Group

10 February 2010

Committee on Legislative Management

Greetings,

Yesterday, I was informed that the Hawaii State House of Representatives is considering House Bill No. 2902 H.D.1, concerning Public Education Government (PEG) television. After reading this bill online, I am writing to urge you to vote against it.

At present, Olelo Community Media is Oahu's PEG access provider and I believe they are doing a fine job. I do not know of the other public access centers in Hawaii. However, these access centers provide resources and equipment combined with the ability to reach a television audience. This allows Hawaii residents to decide for themselves what issues and programs they feel are important. Community television centers are, also, vital tools in helping individuals to be active participants in the community.

A few questions: Why split the distribution of the franchise fees now? Do representatives believe community television centers in Hawaii are not doing a good job? If not, why not? Do any of you have any recommendations for improvements or areas of improvements for any of the community television centers? What do the introducers of this bill hope to achieve or change in diverting funds to Education and Government? If it is to serve Hawaii residents better in areas of Education and Government, would it not be better to solicit improvements in one agency rather than two newly contracted agencies for each island that have community television centers already?

I think that a vote against this issue is clearly in the best interest of the residents of the state of Hawaii. If the introducers of this bill are not satisfied with the present set up as it relates to Education and Government, I believe it would be less expensive and less time-consuming to deal with agencies already in place that have some capacity and understand current regulations than to solicit agencies, which could triple those already in place. I, sometimes, solicit contracts for a community during my day job and have encountered companies who offer to do better jobs than current contractors for less money. Unfortunately, I have usually found that to be untrue. I believe the community centers would be willing to work with the House of Representatives, if necessary, and address any grievances you may have.

That is why I think you should consider the matter very carefully before making your decision. If representatives do not agree, then why not place it on the next election ballot for voters?

I trust that the House of Representatives will cast the vote that is best for the people of Hawaii.

Thank you for your time.

Regards,

Benjamin X

From: Aurelio Agcaoili [aurelioagcaoili@yahoo.com]
Sent: Tuesday, February 09, 2010 11:21 PM
To: LMGtestimony
Cc: Amy Tamaribuchi
Subject: Testimony: HB 2902

TALKBACK WITH DR AGCAOILI

c/o Ilokano Language and Literature Program

UH Manoa, 455 A Spalding Hall, Honolulu, HI 96822

Hawaii State House of Representatives

Capitol, Honolulu, Hawaii

Sirs and Mesdames:

This testimony is in relation to House Bill 2902 HD1 requiring that two-thirds of the funds received by 'Olelo to provide PEG access services be diverted for educational and governmental access purposes.

I have been a host and producer of an Ilokano and Filipino-oriented program, "Talkback", for the last three years. I am concerned that this move to split PEG in Hawaii by diverting funds to Education and

Government will reduce the services of 'Olelo to the community. I have tremendously benefited from the services of 'Olelo by giving me access to its resources and facilities, and consequently, the large part of the Ilokano and Filipino community in Hawaii have tremendously benefited from these services as well because of the program I am producing and hosting.

"Talkback" is one of only two Ilokano-oriented programs and this "splitting" of the funds will jeopardize our community's access to these resources and services—the only ones available to us. The conversation that we have started will be tremendously cut off as well.

Please understand that the kind of social media—the community media—that come out of these productions that we are doing through the auspices of 'Olelo are media that are otherwise not available anywhere. These are media that not only celebrate the diversity that we are but the cultural citizenship that we need to develop in our State and the multicultural competency that we want our diverse peoples be equipped with.

In fine, I ask that this bill HB 2902 be shelved. Mahalo for your interest in this testimony.

Aurelio S. Agcaoili, PhD

Host and Producer, "Talkback"

1-808-956-8405

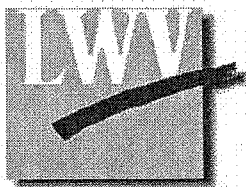
Judy Fomin

From: Joya Akin [cinemajoya@gmail.com]
Sent: Wednesday, February 10, 2010 9:19 AM
To: Judy Fomin
Subject: Fwd: Bill2902

----- Forwarded message -----

From: Joya Akin <cinemajoya@gmail.com>
Date: Wed, Feb 10, 2010 at 9:11 AM
Subject: Bill2902
To: Chair <j.fomin@capitol.hawaii.govto>

I strongly oppose Bill HB 2902 and would like it differed. This is a bad bill because it will reduce services that insure freedom of speech to independant video producers. It takes money out of the Public domain and puts it into the hands of an elite few who are in the State government or Dept. of Education. Please vote "NO" on this Bill 2902 . Keep Public Access funds in the hands of the public and away from political favoritism. This bill will close several Olelo centers, which have been "Building Community" for over twenty years. This Bill claims that "the State can use fees for any purpose it deems necessary or appropriate" I Doubt if this statement is true and it sets a dangerous precedent towards denying access to media by the general public. Please keep Public Access money in the hands of the public to insure that Hawai'i has a "free press" that is not controlled by political favoritism. VOTE NO ON HB 2902. Sincerely concerned, Joyce Akin



THE LEAGUE OF WOMEN VOTERS OF HAWAII

TESTIMONY ON HB 2902, HD1 RELATING TO PUBLIC EDUCATION GOVERNMENT TELEVISION

Committee on Legislative Management
Wednesday, February 10, 2010
2:00 p.m. Conference Room 423

Testifier: Jean Aoki

Chair Representative Tokioka, Vice Chair Oshiro, members of LMG,

The League of Women Voters of Hawaii strongly opposes HB 2902 Relating to Public Education Government Television. For one thing, the objective of this bill is very vague and could be interpreted in different ways. It could mean that the cable fees could be divided equally among Public Access, Education Access, and Government Access, or it could mean that part of the money could be diverted to other uses.

Assuming that the first objective is the purpose for this bill, it does not make much sense. There would be a duplication of certain responsibilities and tasks which 'Olelo handles ably now so that the money for all three is put to maximum use.

Not only is there a sharing of equipment at times, the objectives of different programs do overlap. For example, 'Olelo develops the community access centers which are excellent education centers. When 'Olelo puts on programs like Candidates in Focus, it is doing the work that government should be doing in supplying the forums for candidates, especially for those who do not have the money to reach the public on their own. When community organizations like the League of Women Voters present forums and debates on legislatively proposed constitutional amendments using the resources of our community access stations like 'Olelo, we and the access stations are doing some of the work that government should be doing. It is the legislature's responsibility to see that the proposed amendments are understood by the public. Only an informed public can vote intelligently. Of course, there will be media ads sponsored by different groups advocating for and against some of these ads, and the "loudest" will probably sway the most people a great deal of the time, but we do need to supply all of the pros and cons for those who wish to come to their own conclusions.

When the question on whether we should have a ConCon went on the ballot in 2008, the League and The Hawaii Institute for Public Affairs were able, with the help of 'Olelo to air the forums we planned, a conference featuring a renowned expert on state constitutions, and a pro-con debate over KGMB which was then repeated over the access stations repeatedly. They were also available through streaming video. These were all efforts by the public access stations, two community organizations, and a commercial television station providing the voters with information that government should have provided.

If, the objective of HB 2902 HD1 is to divert some money from PEG Access, and the language in Section 1 of this bill, "Federal law, however, does not dictate how the State uses the franchise fees paid by the cable operator, and the State can use the franchise fees for any purpose it deems necessary or appropriate," appears to indicate that this is something the sponsors of this bill intends, we would object very firmly.

The Federal Cable Act, , by accident or intent, may seem to allow the use of the franchise fees for other uses than now being used, but it would be wrong. The franchise fees are paid for by cable subscribers as a monthly fee, and how government can justify the use of that money for purposes other than it was originally set up for , we do not know.

The division of the franchise fees, one-third to accredited educational entities, institutions of higher education, and schools; one-third to governmental agencies; and one-third to public access organizations would suggest that rather than the way the fees are used now to enhance access, the fees could be used, for example, to repair some school building.

Most of all, we object to being presented with a bill that leaves so much to speculation and interpretation without a straightforward explanation of its objective.

We ask that this bill be held in committee.

Thank you for allowing us to testify on HB 2902, HD1.

boshiro3-Blanka

From: Heidi [heidib@hawaii.rr.com]
Sent: Tuesday, February 09, 2010 4:06 PM
To: 'Annie Moriyasu'; LMGtestimony; Rep. Calvin Say; Rep. Michael Magaoay; Rep. James Tokioka; Rep. Blake Oshiro; Rep. Pono Chong; Rep. Cindy Evans; repine@Capitol.hawaii.gov; Rep. Corinne Ching
Subject: RE: HB2902 HD1 Olelo

Dear Representatives, Please do not let this bill go any further.

Leave 'Olelo funding alone! This bill would gut the organization and completely silence the voices of community members all across the island. Even though these are hard times right now, denying the voice of the people in communities and all their constituencies is completely short-sighted.

As a community advocate, I work as a volunteer with small nonprofit organizations in order for them to get our perspective out to the communities.

We all need 'Olelo, for the diversity of our television landscape and public voices

HB2902 HD1 is a sad case of stealing from Peter to pay Paul! Please do not let it advance!

Sincerely,

Heidi Bornhorst
2523 gardenia St
Honolulu 96816

Judy Fomin

From: Angela Breene [aebreene@hotmail.com]
Sent: Wednesday, February 10, 2010 12:06 AM
To: Judy Fomin
Subject: Attn. Chair Tokioka: Defer HB2902

Attention Chair Tokioka:

I am writing in opposition to HB 2902 HD1 and ask that this bill be to be deferred.

This destructive and short-sighted bill is of special interest to me as I have been involved in PEG Access TV production for over 15 years as a student intern, volunteer producer and in the last 5 years, as a staff member of 'Olelo Community Media at the Wahiawa and Kahuku Media Centers. I work closely with community members, non-profit groups, schools, teachers and students, service organizations and Legislators and government agencies to facilitate the production of non-commercial programs of all subjects for cablecast and internet streaming. In many cases the people who are trained and served by 'Olelo would never have discovered the empowerment of creating media without our media centers being located in their community.

HB2902 will split Public Education and Government Access Television and funding into 3 separate entities, which will require triple duplication of the administration, facilities, equipment, studios and staff currently used to run PEG access. Everyone will get a lower level of services and decreased resources than are currently available because of this duplication of services. Why pay 3 people to do what one person does now under the PEG together model? Let's MAXIMIZE our resources by keeping PEG together!

Keeping PEG Access together in Hawaii has worked incredibly well for 20 years. 'Olelo Community Media is one of the top Cable Access Stations in the nation, and a model for other Access organizations. There is mutually beneficial sharing of equipment, facilities, staff and volunteers between all sectors of PEG under the current system. HB2902 would scrap all of the hard work and partnerships that PEG Access users and 'Olelo staff have created and nurtured over these 20 years.

'Olelo's public clients routinely volunteer their time to serve as crew for Government and Educational TV programs. 'Olelo staff works closely with schools to provide video production training and professional quality equipment and mentoring to teachers and students. Sharing PEG resources fluidly across boundaries of young and old, citizen and legislator, or teacher and parent, builds partnerships and enriches the community as a whole. As the saying goes, "If it ain't broke don't fix it!"

Please defer HB2902 as it does a grave disservice to Hawaii residents and institutions.

Sincerely,

Angela Breene

59-272 Pupukea Road
Haleiwa, HI 96712

Hotmail: Trusted email with Microsoft's powerful SPAM protection. [Sign up now.](#)

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 10, 2010 6:07 AM
To: LMGtestimony
Cc: campos@afterdarkcatv.org
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: Felix Leo Campos
Organization: AfterDark CATV PRO
Address:
Phone: 646 546 0206
E-mail: campos@afterdarkcatv.org
Submitted on: 2/10/2010

Comments:

The independent and alternative media of which Olelo is a part of provide broader perspectives on crucial issues of the day.
Diminishing support hurts residents in their access to information with which to make learned decisions.

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 9:24 PM
To: LMGtestimony
Cc: ehukekahu@koanifoundation.org
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423

Testifier position: oppose

Testifier will be present: No

Submitted by: `Ehu Kekahu Cardwell

Organization: Individual

Address:

Phone:

E-mail: ehukekahu@koanifoundation.org

Submitted on: 2/9/2010

Comments:

From: Christiane Connors [christianeconnors@yahoo.com]
Sent: Wednesday, February 10, 2010 11:10 AM
To: LMGtestimony
Cc: Rep. Calvin Say; Rep. Michael Magaoay; Rep. James Tokioka; Rep. Blake Oshiro; Rep. Pono Chong; Rep. Cindy Evans; repine@Capitol.hawaii.gov
Subject: Re. HB 2902 HD1

Hello Representative Pono Chong, House leaders and members of the Legislative Management Committee,

I am writing to voice my concern about HB2902 HD1 and to encourage law makers NOT to support this bill. This bill will incur long-term, negative consequences and jeopardize 'Olelo's capacity to serve the people of Hawaii. While we understand the budgetary constraints on our government today, it cannot be mended at the cost of community media resources. The scope of 'Olelo's services are enormous. People of all ages, backgrounds, socio-economic groups and more benefit greatly from 'Olelo. For example, my father and I took a course of film editing and production at 'Olelo that opened new professional doors for me. Thousands of people like me and my father have benefited tremendously from 'Olelo's services.

Please, I encourage law makers to make 'Olelo a high priority and to recognize the myriad of ways it unites our Island community.

Much Aloha,
Christiane Connors
Maunawili, Kailua, Oahu

boshiro3-Blanka

From: kc connors [kcstuff@hotmail.com]
Sent: Wednesday, February 10, 2010 1:09 PM
To: LMGtestimony
Subject: HB 2902- Against

Aloha Legislative Management Committee,

Respectfully, I am against HB 2902 until I fully understand how this bill will affect OLELO.

OLELO is a vital part of our Communities. OLELO offers important Community information to the public and has excellent high-tech visual media training in its branches in our schools.

I urge the Committee to work closely with OLELO so that there are no unintended consequences. If HB 2902 will take away any funding, equipment or support staff from OLELO, then I urge the Commity to modify the bill.

When the front page of the *Honolulu Advertiser* on Jan 18, 2010 said that "*For Time Warner, Hawaii remains a gold mine with few competitors*," the public would like to know why OLELO's funding did not proportionally increase also.

<http://www.honoluluadvertiser.com/article/20100118/NEWS01/1180337/For-Time-Warner--Hawaii-remains-a-gold-mine-with-few-competitors>

OLELO has done an excellent job of positioning its Community Media Centers (CMC) in our schools throughout Oahu. This PEG system is by far the most efficient use of funds for our island benefit. OLELO's teaches the high-tech TV & Visual media skills to our youth that will prepare them to compete in the global economy.

Mahalo for taking a second look at this bill and how it will affect OLELO and their invaluable TV training in our schools.

Sincerely,
Kathleen Connors
Kaneohe, HI

Hotmail: Trusted email with powerful SPAM protection. [Sign up now.](#)

Judy Fomin

From: Laura_Cummings@notes.k12.hi.us
Sent: Wednesday, February 10, 2010 10:18 AM
To: Judy Fomin
Subject: HB 2902

Attention Chair Tokioka:

I am writing in opposition to HB 2902 and would like it to be to be deferred.

Thanks Judy.
Laura Cummings
Sunset Beach Elementary School

boshiro3-Blanka

From: Shaka Zine [shakazine@gmail.com]
Sent: Wednesday, February 10, 2010 4:06 AM
To: LMGtestimony
Subject: DO NOT Support Bill – HB2902, HD 1

My name is Doug Davidson, aka Doug Upp
I represent Shaka Talk, an arts/entertainment talk show interviewing local talent
I humbly ask you:

Please DO NOT Support Bill – HB2902, HD 1

The chance for the community to express themselves is a priceless opportunity. But with less funding, fewer voices will be heard, and less enriched will we all be culturally.

Since I became Olelo certified a few years ago, I've seen their staff and the services they offer, on a decline. Such limitations severely hinder the efforts of the many producers to manifest their visions and reach their audiences. We've had to make adjustments due to dwindling hours of operation, and less availability of knowledgeable mentors and assistants.

Olelo's diversity of programming mirrors that of Hawaii itself, and the fact that the programs are with a non-profit intent, displays the purity of passion behind such efforts.

Depriving future generations of the media access which is becoming more a part of daily life each day, gives fewer opportunities for citizens to expand their horizons and make an impact on the world.

The more Olelo is able to offer, the greater our chances to be world-wise closer-knit community, technologically savvy & professionally prepared.

Please DO NOT Support Bill – HB2902, HD 1

Thank you

--

Doug
Shaka Talk
shakazine@gmail.com

Judy Fomin

From: Fred Dodge [makuakauka@hotmail.com]
Sent: Tuesday, February 09, 2010 11:22 PM
To: Judy Fomin
Subject: HB2902-HD1

Attention Chair Tokioka:

Aloha:

We are writing in opposition to HB 2902 and would like it to be deferred.

Mahalo nui loa,

Fred Dodge, MD & Karen GS Young, RN, NP

Hotmail: Free, trusted and rich email service. [Get it now.](#)

**HOUSE OF REPRESENTATIVES
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010
COMMITTEE ON LEGISLATIVE MANAGEMENT**


**Wednesday, February 10, 2010
Conference Room 423, 2:00 pm
State Capitol, 415 South Beretania Street**

Aloha Chair Tokioka and Fellow LMG Committee Members:

My name is Diana Dung, and I am in OPPOSITION to H.B. 2902 H.D. 1 Relating to Public Education Government Television. I live on the Waianae Coast and am a long time resident and Kupuna. I do not get out much anymore, but I do use Olelo as an important connection to my community, my schools and my government. I watch Olelo channels to catch up on news, activities, and upcoming events that can affect my community and therefore my family. When I do get out most of the time it is to attend Olelo functions at my Waianae center where we can gather to learn, share stories, interact with others from our community whether they be young, old, makua or babies. When we all came to Olelo we became an ohana, a family, and as with any strong and stable family, we learned to get along, to work together to accomplish a communal goal, and to help plan for a successful future for our community. One of the greatest assets we have to do this is Community Media – specifically PEG Access here on Oahu.

Through PEG Access we can communicate our stories, histories, growth, goals, plans and issues with other communities by creating moving and empowering programs that air on Olelo's channels. We can exercise our First Amendment and speak freely. The Educational system has the school system- the DOE and BOE and the funds that automatically come down to them as an "Entity" The same can be said for Government, however, the same cannot be said for Public. Of the 3 sectors Public is the poorest yet has the highest numbers that need to be served. I have heard some ignorant people call PEG Access "Media Welfare". That only shows a lack of understanding and knowledge about why PEG Access was created and why it is mandated that we have it.

With the advent of Mass Media and the exorbitant prices people have to pay to air programs much less pay to have them created it put access to these services way out of reach of the average person. And when cable companies want to use our public rights of ways, they should give back – you wouldn't let someone live in your house for free would you? Well, as one of few commodities and resources we have that can be used to better our community, our public rights of way cannot be free nor should the fees collected from this usage be held back from benefiting the greatest number of people (all 3 sectors of Public Educational and Governmental), while inhibiting costs by forcing a duplication of services, which is what you would be forcing to happen with a split of P,E and G. Instead vote NO to the separation of P,E and G. Keep P,E and G together!


**Mahalo,
Diana Dung
84-1200 Mauna Olu Street
Waianae, HI 96792**

Judy Fomin

From: Jeffrey Galicinao [jgalicin@gmail.com]
Sent: Wednesday, February 10, 2010 9:34 AM
To: Rep. Michael Magaoay; Judy Fomin
Subject: HB2902 HD1

From: Chuck Speir [islandworkshawaii@gmail.com] Sent: Wednesday, February 10, 2010 12:21 AM To: j.fonin@capitol.hawaii.gov Cc: Angela Breene; Jeffery Galicinao; chuck speir; olelo; kuhuku@olelo.org; Mapunapuna; Palolo; Michael Paz Subject: HB2902 February 9, 2010 Charles and Jacquelyn Speir 59-023 Holawa Street, Apt. B Hale'iwa, HI 96712 islandworkshawaii@gmail.com<mailto:islandworkshawaii@gmail.com>
RE: HB2902 Mr. Magaoay: My husband and I recently completed a class in TV production hosted by 'Olēlo in their Kahuku facility. We were pleasantly surprised at the level of one-on-one education we received, and that students would have at their disposal, tools that would enable them to express their Fifth Amendment-right to free speech. You can imagine our discouragement when we heard that HB2902, which will be heard in committee tomorrow, will effectively restrain the ability of our O'ahu communities to make their voices heard in the way that they have become accustomed. If HB2902 splits Public Education and Government Access Television and funding into three separate entities, who wins? Certainly not O'ahu's communities, families, and individuals who wish to express themselves. I have to admit, if we had not taken that class, we would, like most good, law-abiding citizens, be completely ignorant of this cunning attempt to strip away yet another avenue of free speech. Most of us are so busy trying to make ends meet, raise our children to become responsible adults, and care for our elderly parents when they can no longer care for themselves, that we barely notice what goes on at the State Capitol, and trust that those placed in positions of oversight do their job: to look out for the rights of their constituents. I believe most parents have taught their children to stand up to the class bully, watch out for shady characters in business, and steer clear of dark alleys in the wrong part of town. It's feeling a little dark. Please don't allow the bully to steal the lunch money. Respectfully, Charles and Jacquelyn Speir

Judy Fomin

From: Karen Gallagher [gallaghek007@hawaii.rr.com]
Sent: Tuesday, February 09, 2010 10:29 PM
To: Judy Fomin
Subject: Olelo

Please leave Olelo as it is. If it isn't broken, don't try and fix it, you'll just end up messing it up. As it is, it is a fantastic venue for bringing us all together, of sharing things of importance, of educating people on what is happening in our state at many different levels. Coverage of neighborhood board meetings basically increases attendance tenfold. Coverage of other community events brings those events to the many who cannot attend these various functions. The education provided by Olelo is second to none.

Please defer HB 2902.

Thank you for your time,
Karen Gallagher

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 5:48 PM
To: LMGtestimony
Cc: imua-hawaii@hawaii.rr.com
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

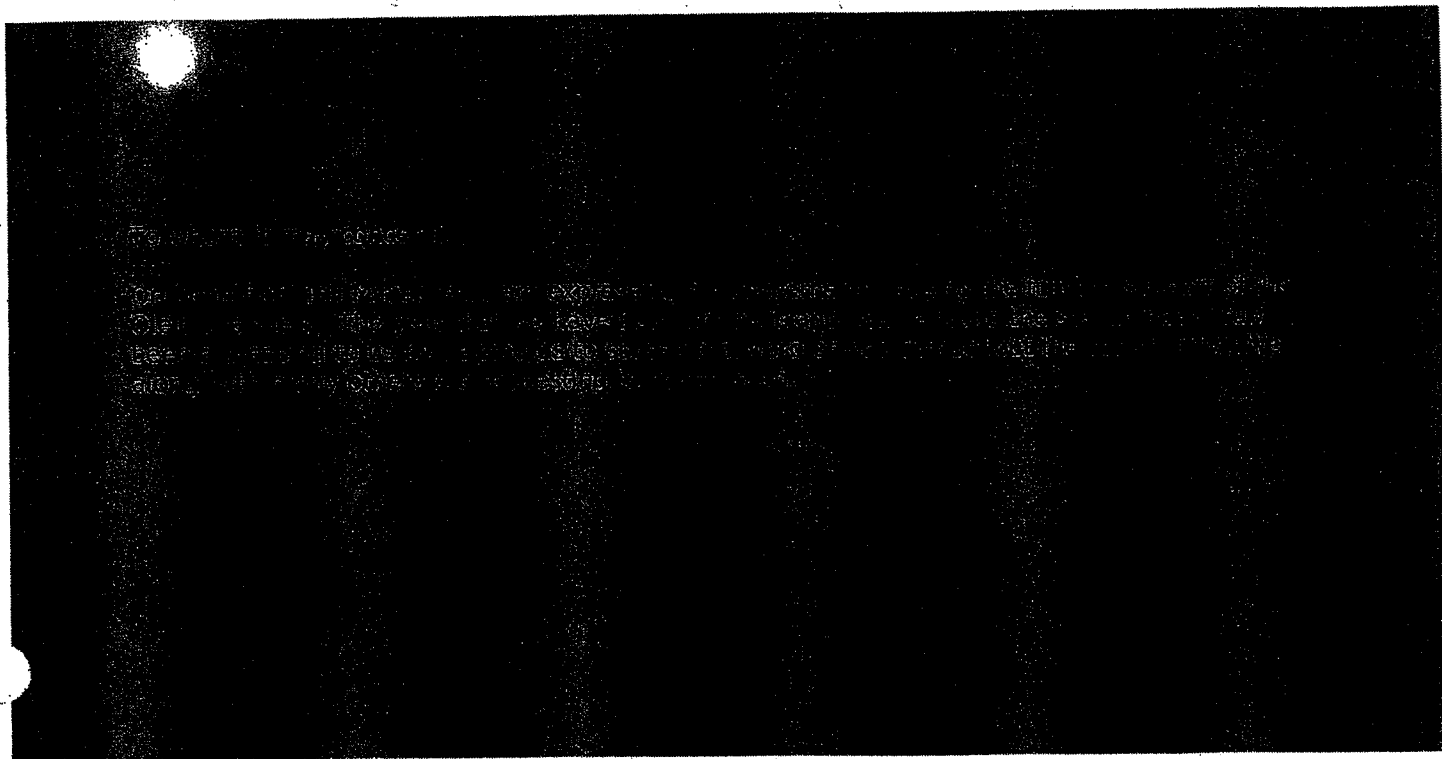
Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: Isaac Harp
Organization: Individual
Address: PO Box 437347 Kamuela, HI 96743
Phone: 808-345-6085
E-mail: imua-hawaii@hawaii.rr.com
Submitted on: 2/9/2010

Comments:

House Bill 2902-HD1 proposes to remove Government from PEG (Public, Education, Government). This will increase costs for duplicate staffing, equipment, and facilities that will be necessary to keep the information flow to the public going. This is a wasteful way to spend tax funds and the funds that Oceanic Time Warner is required to contribute.

Mahalo!

From: Lonika Harris [lharris@trhministries.com]
Sent: Wednesday, February 10, 2010 7:53 AM
To: LMGtestimony
Subject: funding support for Olelo
Attachments: --static--butterflyondaisies2_b.jpg; --static--butterflyondaisies2_t.jpg



February 10, 2010

Aloha Hawaii State House of Representatives,

My maiden name is DeMello,
My name is Carole Aloha Hope. Born and raised on Oahu, I present my testimony to you today with the hope that you will decline bill HB2902HD1, preventing the split of Public, Educational and Governmental (PEG) Access in Hawaii. By choosing to decline this bill you restore the intentions of the funds designated to be used for and by the people of Hawaii related to community media via Olelo Community Media.

Access

Community media is important to me and my family because it enhances our quality of life here in the islands. It is my hope that the funding would help develop more services through Olelo for the people of all of the Hawaiian islands rather than reduce the services. I appreciate you time in listening to my testimony as well as the multitude of testimonies of the intention of the funding for PEG to remain intact and increase to allow Olelo to increase their services to meet the growing need of the people of Hawaii.

My experiences with Olelo as of June 2009 have been outstanding! Recently I have had the privilege to be trained as a producer at Windward Olelo Center completing projects including a public service announcement, "Hands Free Hawaii" educating the people of Hawaii regarding the law, consequences and options regarding driving with hand held electronic devices. With the Olelo Windward team I have also videoed Ahina Mauka's Domestic Violence production. That was a powerful experience for me and the viewers of that production. With the Waipahu Olele team I have co-produced projects including: "Portuguese in Hawaii" featuring Hawaii's living treasure Herb Carlos, "Portuguese Heritage Workshop 2009" and "Portuguese Festa 2000". These valuable experience improved the quality of life for the people involved in the processes of creating these projects as well as the people who have enjoyed viewing these projects. The quality of learning and leadership I have witnessed during my experiences with the staff and volunteers of Olelo are amazing and I look forward to continuing to witness this high level of commitment to the people of Hawaii while working on community and education projects with the help of Olelo's team.

I encourage you to decline bill HB2902HD1, keeping the intention of the funding of PEG in tact, ~~thereby doing the right thing for the people of Hawaii.~~ *I invite you to explore creative ways, such as requiring Oceanic's assistance in funding captioning for government & other activities*
Mahalo nui loa in advance for your thoughtful consideration.

Aloha mai,

Carole A. Hope

Carole Aloha Hope

www.CaroleAlohaHope.com

carolealoha@yahoo.com

PO Box 560, Kailua, HI 96734

(808) 457-8075

HOUSE OF REPRESENTATIVES
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010

COMMITTEE ON LEGISLATIVE MANAGEMENT

Wednesday, February 10, 2010
Conference Room 423, 2:00 pm
State Capitol, 415 South Beretania Street

H.B. 2902 H.D.1 – RELATING TO PUBLIC EDUCATION GOVERNMENT
TELEVISION

Aloha Chair Tokioka and Committee Members:

My name is Iris K. Hose, I am a resident of Makaha and I am OPPOSED to HB 2902 HD1, which divides the Public, Education, and Government sections of Olelo PEG Media. Over the years Olelo PEG has done a terrific job with allowing the Wai'anae coast community have access to media and do a better job of communicating within our community. Don't mess with something that is doing good.

I can never understand why politicians make decisions that screws good things up for the Wai'anae coast community. Splitting up Olelo PEG will cause services to be cut for the community. The schools can't do a better job than Olelo has been doing. The government isn't doing much good for us now either, so let us keep something good like Olelo in Wai'anae.

OPPOSE – OPPOSE – OPPOSE H.B. 2902 H.D. 1

Mahalo,



Iris K. Hose
84-1036 B-2 Farrington Hwy.
Waianae, HI 96792

HOUSE OF REPRESENTATIVES
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010

COMMITTEE ON LEGISLATIVE MANAGEMENT

Wednesday, February 10, 2010
Conference Room 423, 2:00 pm
State Capitol, 415 South Beretania Street

**H.B. 2902 H.D.1 - RELATING TO PUBLIC EDUCATION GOVERNMENT
TELEVISION**

Aloha LMG Committee Chair Tokioka:

My name is Dreena Kane, and I am **OPPOSED** to H.B. 2902 H.D. 1 and its intent to split the P, E and G sectors of Community Access Television and more importantly the dividing the funding into equal thirds. This is not a fair distribution as both the Government and Education sectors have a steady stream of revenue by way of taxes.

It is the Public sector that would have to rely solely upon the remaining third allocation. Having Olelo Community Media compete for grants and donations in this difficult economy would cause great hardship upon the communities that need these services the most. Olelo Community Media has demonstrated how they can service all three P, E and G sectors for the benefit of all our communities, particularly Wai'anae.

Olelo PEG at Wai'anae has become a beacon of communication for the people of the coast. It should be further supported with funding by removing the funding cap which was imposed by the DCCA. Oceanic Time-Warner greatly profits from using the Public Right-of-way and giving back via subscribers franchise fees to support Olelo PEG Media is only a minimal compensation. Let the Olelo Public benefit from this use and let the Government and the Government Funded Education sectors benefit from the tax imposed on its' subscribers.

Mahalo,



Dreena Kane
89-1073 Nanakuli Avenue
Waianae, HI 96792

Judy Fomin

From: Mary Lacques [hokuokekai50@msn.com]
Sent: Wednesday, February 10, 2010 6:27 AM
To: Judy Fomin
Subject: HB2902 HD1

Aloha Chair Tokioka,

I am testifying in strong opposition to HB 2902 and asking that it be deferred.

In these difficult economic times, it makes no sense to separate Public Education and Government Access Television and funding. By maintaining the current model of PEG access, we are most efficiently utilizing our vital resources, and maintaining twenty years of excellent service to residents of Hawai'i and beyond. When traveling on the mainland, I am struck by the void of community involvement in public access programming in comparison to our 'Olelo cable access stations.

I have always considered my self an "'Olelo addict"; it's the reason I turn my television on and subscribe to cable service.

I have had an incredible experience at the Kahuku and Wahiawa Community Media Centers by participating in the Video Production class, taught by very knowledgeable and patient instructors.

I am thanking you in advance for deferring HB2902 and maintaining our right to free speech.

Respectfully submitted,

Mary Lacques
61-131 Punalau Place
Haleiwa HI 96712

boshiro3-Blanka

From: Sallie Lee [sallielee96819@yahoo.com]
Sent: Tuesday, February 09, 2010 8:37 PM
To: LMGtestimony
Subject: HB2902 HD1

I wish to testify on the above-mentioned bill that the Hawaii State House of Representatives is considering (HB2902 HD1) that will split Public, Educational and Governmental (PEG) Access in Hawaii.

I recently found out about the service Olelo Community Media is providing us. Since then, my group has created two videotapes on TaiChi, which will benefit the public who are interested in it. We are planning on two other projects, one to publicize our mission of Education International Foundation whose purpose is to help children in needy areas around the world with their education, the other is the teaching of English phonics with Cantonese instruction. I am so eager to share what I know with the community. I understand that with this new bill, the service of Olelo Community Media will be greatly reduced. It would be such a pity! I believe the community would certainly need a place where they can freely express themselves to the public.

Please do not pass the bill!

Sallie Lee
(808)836-1616

Luwella K Leonardi
85-1363 Halapoe Pl
Waianae, Hawaii 96792
808-696-2744
phonicsworks@gmail.com

Social Media is important to Waianae residence. I'm embarrassed to say that Waianae's is a bit backwards when it comes to technology services within our own communities. A few summers ago, I went to Mexico, Ensenada an impoverished and foreign community. On each block they had high technology services for commercial use, every house had a dish, and every known adult were hard wired with mobile devices. Driving from Nanakuli to my home in Waianae I literally cried to see my community with not a single advertisement of internet services. I woke up to our backward and low Tec community in today's world. Waianae commercial district are not connected to today's modern world. Somehow, I came to realize how important Olelo's media production and public service are to our communities.

I teach a class in English as a Second Language at night. I am a bit embarrassed when my Adult English Language Learners enter my room. We are simply not connected in Waianae and our classrooms do not have the connections for my students to use. My own students told me how Olelo is an important station to them because it is a linked to their culture and sometimes in their own language.

I am proud of our Olelo staff because here in Waianae they give horrendous volunteer effort and time for many days and long hours of service to our community. They're always there for me when I need an answer to my questions. I ask questions about my community all the time, it's my way of keeping my community at the edge in terms of safety and health.

Military families are discouraged in visiting our community by their superiors because of so many unsafe hazards. Olelo maintains that safety net for our community residence and their visitors. Olelo shares much needed information to visitors that do come to our community for recreation and family visits. They in fact, turn our community into a safe haven for all families in Waianae and those that visit our beautiful place. They build a sense of place that is trusting in their productions and public viewing on Olelo station. People develop relationships with each other and visitors to Hawaii.

Social media and technology can only be at the leading edge through sharing their interest in 'ideals' that are innovative and a new found thought. A thought that could be meaningful in a global way of thinking may not be heard or expressly felt, should Olelo lessens their resources and availability to their public audience. What more can I ask of the staff, but to forestall complacency and continue to gain trust in themselves and their service to our community. An active thinking is

an outlet or avenue for our viewing audience to change or become engaged in today's realities. A connection to a powerful and trusting tradition of Hawaiian values and their mo'olelo's is a gift transfer of human spirit. Waianae is rich with these values and practices because we still have our Na Kupuna that give--their expertise and compassion for the young leaders of Waianae Coast Communities.

I ask that you consider a wise decision in human development and innovated means of participation in social media. At times the only resources available in Waianae are our Na Kupuna and these moments of sharing are the things that hold our community together. Olelo is the only factor for a continuation of sharing Hawaiian culture and values with our global community.

Thank you for ones consideration,

Luwella K Leonardi
Educator

addendum:

I'm opposed to H.B. 2902

Judy Fomin

From: Val Loh [vallohphoto@gmail.com]
Sent: Wednesday, February 10, 2010 12:48 AM
To: Judy Fomin
Subject: Please defer HB 2902 re: Community Access TV

Subject: HB2902 HD1

Attention Chair Tokioka:

I am writing in opposition to HB 2902 and would like it to be to be deferred.

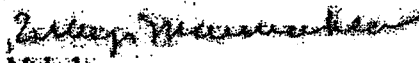
HOUSE OF REPRESENTATIVES
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010
COMMITTEE ON LEGISLATIVE MANAGEMENT

Wednesday, February 10, 2010
Conference Room 423, 2:00 pm
State Capitol, 415 South Beretania Street

Aloha Chair Tokioka and Fellow LMG Committee Members:

My name is Ruby Maunakea, and I am in **OPPOSITION** to H.B. 2902 H.D. 1 Relating to Public Education Government Television. I am a Kupuna on the Waianae Coast and have been a client of Olelo for almost 7 years now. I am not the best camera person or editor, but when I have a community event that needs to be covered Olelo has helped me to make sure the information gets out to our greater community. These are not only personal family projects, but events and activities tied to the local schools and dealing with community issues. It is not only the Public that Olelo serves, but also Educational and Governmental, too!

Over the years I have seen and been part of P, E and G working together through and with Olelo, especially in Waianae. Here on the Waianae Coast Olelo has worked with all of the 11 "district" schools as well as with charter schools and home school groups, too. I have seen them cover and film government officials' events and shows, and more importantly I have seen them do all of this with the limited resources they have now. By being smart about the little they have now, Olelo has still been able to serve all of the Public, Educational and Governmental bodies. They do this by not wasting money on duplicated services and functions and by instead forming good partnerships with other organizations and entities. Keep Olelo operating at full capacity and give them the ability to grow into the future. Vote **NO** on separating P,E and G services! **NO** to separating the 3.


Mahalo,
Ruby Maunakea
89-081 Kihonua Place
Waianae, HI 96792

Judy Fomin

From: Mariah Metzger [mariahmelanie@gmail.com]
Sent: Wednesday, February 10, 2010 11:52 AM
To: Judy Fomin
Subject: opposition to HB2902

Attention Chair Tokioka:

I am witing in opposition to HB2902 and would like the bill to be deferred"
please add your personal comments and/or talking points here

Please call or message me if I can provide any more information. This bill is a major threat
to what we have. Let's fight for it!

Regards,
Mariah Metzger

Date Wednesday, Feb 10, 2010
Time: 2:00 PM

THE Twenty-Fifth Legislatures
Regular Session 2010
PL Conf. 423 State Capitol
Committee of Legislative Management
Rep. James Kunawa Tokioka - Chair
Rep. Blake K. Oshiro, Vice Chair

Ronald Miyasato - Representing Self

I am opposed to HB 2902

The Act which would statutorily
distribute cable fees collected
to

- 1.) $\frac{1}{3}$ to educational entities
- 2.) $\frac{1}{3}$ Gov't agencies
- 3.) $\frac{1}{3}$ to Public Access Organization.

Address - 415 S. Beretiana St.

Opposition For the Following Reasons.

- ① The Cable Company name Olco are operating in a debt this year.
- ② Govt + our public Education system already have their sources of revenue. and can create others. While this is only the major source of Revenue.
- ③ The distribution of resources for the cable station (Olco) will precipitate closing of many Community Media Centers. which is a source and a center for educational shows, cultural, programs, music + news both local + international.
- ④ It's also a means for non-profit groups to get their services known to their community + state. because the commercially owned station cost too much for them to broadcast.

5 PTA - (Parents Teacher Ass.)
PEG - (Public Education +
(Government.)

Community + Education should
be directly connected to one
another.

Media station is our Community
Take a village to raise a
child, Don't take away that
village.

6 If Community Media Centers are
closed it will be a detriment
to democracy.

Right now only 50% of registered
voters have voted in our recent
election.

Because of our Com Media Centers
everyone feels more empowered.

~~Their~~ program, movies, classes have
contributed to ~~more~~ all of our
different racial + ethnic programming
have enriched and have given them
self respect + empowerment.

(7.) It's a place of Inclusive + not of divisiveness. unlike our Govt which has become dysfunctional because of divisiveness, and seems to want to maintain the status quo. We must move for change not the status quo.

Let's move forward. I'm a - and help everyone not just one group - we live on an island + we all sink or survive together.

The Unions especially the Teachers
Union who opposed the Constitutional
Convention

HOUSE OF REPRESENTATIVES
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010

COMMITTEE ON LEGISLATIVE MANAGEMENT

Wednesday, February 10, 2010
Conference Room 423, 2:00 pm
State Capitol, 415 South Beretania Street

H.B. 2902 H.D.1 – RELATING TO PUBLIC EDUCATION GOVERNMENT
TELEVISION

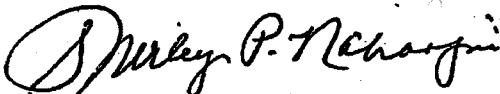
Aloha Representative Tokioka:

My name is Shirley P. Nahoopii, I am a Hawaiian Studies Kupuna at Kamaile Academy. I am OPPOSED to H.B. 2902 H.D. 1, which splits up Public Government and Education from Olelo Community Media.

Having Olelo in the Waianae community has been a God send for the people here, especially the children. Many elders have benefited by being able to know what is happening in Waianae and the rest of Oahu thanks to Olelo. It is particularly great for keeping our youth doing positive things instead for our community with making programs. Other than that, the schools don't stay open at night like Wai'anae Olelo does. Our keiki love making television programs. Olelo allows everyone in the family work together on programs. The schools close by the time most families get home from work, but Wai'anae Olelo is open until 10:00 PM.

They have after school programs at Olelo and Summer Media Programs. If you split up the funding, then Olelo can't have all the programs for our keiki and ohana. You will be doing great harm to our community. That is not why you all were elected as leaders for the people – above all things – first do no harm - Oppose H.B. 2902 H.D. 1.

Aloha Ke Akua!



Shirley P. Nahoopii
86-320 Hukupaa Street
Waianae, HI 96792

boshiro3-Blanka

From: Kathy Nance [nancej001@hawaii.rr.com]
Sent: Wednesday, February 10, 2010 10:45 AM
To: LMGtestimony
Subject: House Bill 2902 HD1

Name: Kathy Nance

Attn: Legislative Management Committee Chair James Tokioka

RE: Hearing HB2902 HD1

Wednesday February 9, 2010 @ 2pm, Conference Room 423

Aloha,

I'd like to thank you for the opportunity to submit my testimony, and to request that you **DO NOT SUPPORT** Bill – HB2902, HD 1. Hawaii's community relies on Olelo to educate and build "The Ohana." If Olelo's funding is divided, not only will the residents of Hawaii no longer benefit from the opportunity we have had for many years, to enrich our wonderful diversity (which is, after all, a mark of Hawaii) but, also, I will no longer be able to produce my weekly TV program, which has been filmed on site in the mini studio for the past 4 1/2 years. Olelo's staff has already been cut short. As a result, available studio time is limited and I find myself having to compete with the other clients just to get into the mini studio with enough time to complete my program. Please do not take away the necessary funding to ensure that my program continues to be produced in Olelo's Community Center and aired on Olelo's stations. I appreciate the way that Olelo's staff has been helpful over the years in instructing, encouraging, and assisting me in getting my message out to our community.

Please accept and consider my testimony, and do not separate the PEG funding, nor, support Bill – HB2902, HD 1

Mahalo, Kathy Nance

Chair Tokioka
Legislative Management Committee

Meredith Nichols
1664 Ho`olulu Road
Wahiawa Hawaii 96786

February 10, 2010

RE: Opposition to HB 2902 HD 1 Relating to Public Education Government Television

Aloha,

My name is Meredith Nichols and I am testifying in STRONG opposition to HB 2902 HD1. I am the Director of Community Media Centers for `Ōlelo Community Media. This Bill would have a devastating impact on our communities. `Ōlelo has worked tirelessly to nurture partnerships with Education, Government and Non Profit and other community groups in order to ensure access was broad enough to reach into the many diverse communities and constituencies on O`ahu. We have grown, through these partnerships, from a single service center in Mapunapuna to multiple community media centers serving rural and urban O`ahu.

Through a partnership with the State Department of Education and `Ōlelo, community members, including members of the public, educational and government sectors, can now access community media resources at CMC's located at Waianae High School, Waipahu Middle School, Leilehua High School in Wahiawa, Kahuku High and Intermediate School, King Intermediate School in Kaneohe, and Jarrett Middle School in Palolo. We are also in discussion with Waimanalo Elementary and Intermediate School to expand services to that Community. Other communities, like Hawai'i Kai, have also expressed interest in partnering with `Ōlelo to open a Community Media Center in their neighborhood. `Ōlelo has partnered with the State Senate, House and Administration to open a Government access center here in the Capitol to ensure legislators and State Departments have convenient access to the video production resources that many of you have already made use of.

In these tough economic times, it is imperative that we continue to leverage resources through partnerships. Attempting to split the community into P, E and G units that are separately funded and operated will not yield any benefit for anyone. The parts, torn apart into separate units, do not always function as a whole. For example, you can have eggs here, flour over there and some sugar across the room, but until you put them together, you don't have cake. You just have a bunch of ingredients that can't make cake by themselves. PEG is the community's cake and all members of the Public, Education, and Government sectors have a hand in baking it and enjoying the outcome. The current PEG model that our community has built for the past 20 years on O`ahu has worked well for all constituencies. Tearing PEG apart will yield very limited results. Three artificially separated entities (P without E without G) will each struggle to maintain current service levels while being forced to duplicate resources that were previously centralized. Additionally, this separation threatens to destroy years of community partnering at a time when partnerships seem to be the only way our State and our people are going to make it through these tough times. Please keep PEG together.

Sincerely,

A handwritten signature in black ink, appearing to read 'Meredith Nichols', written in a cursive style.

Meredith Nichols

HOUSE OF REPRESENTATIVES
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010

COMMITTEE ON LEGISLATIVE MANAGEMENT

Wednesday, February 10, 2010
Conference Room 423, 2:00 pm
State Capitol, 415 South Beretania Street

H.B. 2902 H.D.1 – RELATING TO PUBLIC EDUCATION GOVERNMENT
TELEVISION

Aloha Chairman Tokioka and Honorable Members of the LMG Committee:

My name is David K. Oclinaria, I am a resident of the Wai'anae coast community and an active Producer with the Wai'anae Olelo PEG Media Center. I am adamantly OPPOSED to H.B. 2902 H.D. 1 and urge you to vote against this Bill. If your intent is to destroy Community Access Media in the Wai'anae coast, H.B. 2902 H.D.1 will most certainly amputate the vital source of funding for rural communities like Wai'anae.

Olelo PEG Media, particularly the Wai'anae Media Center has been a major contributor with creating a sense of "well-being" to our community ohana. Wai'anae Olelo PEG has worked with all three P.E. and G sectors since it started in Wai'anae. The Wai'anae CMC has been a role model for Community Access Organizations throughout the United States. It makes little sense to me why any intelligent government leader would want to be responsible for dismantling an outstanding role model that Olelo PEG Media has created. I am bewildered and dumbfounded as to any justifiable reasons to why any elected official would intentionally break down an outstanding PEG service that has demonstrated the ability to combine all three areas of Public, Education and Government services under one roof.

I implore you to take the "Right" action and vote against passage of H.B. 2902 H.D. 1. Mahalo for allowing this opportunity to address this Bill.

Mahalo Piha



David K. Oclinaria
86-913 Hale Ekahi Drive
Wai'anae, HI 96792

Judy Fomin

From: Kirk Peterson [kopeterson79@yahoo.com]
Sent: Tuesday, February 09, 2010 10:59 PM
To: Judy Fomin
Cc: hokuokekai50@msn.com
Subject: Please Defer HB 2902

Aloha Rep. Magaoay & Judy Fomin,

I am a resident of Laie and constituent that does not support bill HB 2902 because it cuts the crucial funding for Olelo's programs by 2/3. I feel Olelo's programs and education offer great learning and career opportunities for Hawaii's future. We need to continue investing in positive programs to better Hawaii's future & communities voice.

For the sake of the environment, education, and positive awareness that Olelo's programs have brought to Hawaii, I urge you to oppose bill HB 2902.

Much Mahalo's for listening to the people,

Kirk Peterson
(808) 266-0449
kopeterson79@yahoo.com

11

HOUSE OF REPRESENTATIVES
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010
COMMITTEE ON LEGISLATIVE MANAGEMENT
Wednesday, February 10, 2010
Conference Room 423, 2:00 pm
State Capitol, 415 South Beretania Street

Aloha Chair Tokioka and Fellow LMG Committee Members:

My name is Sharlette Poe, and I am in OPPOSITION to H.B. 2902 H.D. 1 Relating to Public Education Government Television. Over these past 20 years Olelo has done much to become a leader in PEG Access services across the nation, and even globally. People far and wide, especially across the nation have commented on how innovative and advanced Hawaii's Olelo Community Media is from all the various programs and projects, activities and events Olelo is able to collaborate, plan and put together with such a diverse gathering of organizations, groups, companies and governmental bodies. In order to do this Olelo has had to be fiscally responsible and creative in how it carries out plans and strategies. It takes experience to carry out the diverse activities that benefit all 3 sectors and therefore our state as a whole. It takes hard work and innovative thinking to take an organization beyond its simple beginnings. PEG Access is not only about community media anymore, it is about growing community, bettering lives and empowering the people and citizens responsibly.

Olelo has proven this time and time again by working directly with many schools - public, private, charter or innovative; organizations across not just the state, but the nation as well; and with governmental agencies and officials. Capitol Commentary is a good example of a successful collaborative effort between schools, government and the public through Olelo. Another is the annual Youth Xchange competition that brings together from across the state a number of schools, both public and private. Through the resources Olelo receives as the current PEG Access provider for Oahu many programs are able to be developed and implemented that benefit all 3 sectors while keeping costs down for administrative needs and management. Why use funds carelessly by duplicating these services when you already have a responsible organization as steward?

Why separate P,E and G, which will be a blow to the Public sector which has the least amount of resources to bring to the table. Whereas in the Education sector the Hawaii Educational Network Consortium (HENC) already receives a substantial amount of PEG funding, but has not done any significant work directly with or in service to many of Hawaii's public schools. However, Olelo has taken it upon itself to form working relationships and collaborations with not only the public, but private and innovative schools as well.

As for the Government sector, every year each state is given so much funding according to a formula grant. Simplified; I understand that part of that formula includes census information, birth numbers, immigration numbers and other claims. That can add up to a lot of money, however it may be distributed. In addition to that are the taxes collected by the state from Time Warner. Can the Government not take those funds and use them responsibly? Olelo has had to make do with the little it gets each year from the franchise renewal agreement, and then not even all of it due to the cap imposed by the DCCA. But Olelo has continued to faithfully serve each sector to its fullest capacity. This can only be done with the full resources from PEG. Lift the cap and vote NO to the separation of P,E and G!

Mahalo,
Sharlette Poe
85-1191 Kaneaki Street
Waianae, HI 96792

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 10, 2010 12:00 PM
To: LMGtestimony
Cc: jponce@hawaii.edu
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: jesse ponce de leon
Organization: Individual
Address: 1545 kalakaua ave. #811 honolulu, hi
Phone: 808-941-7679
E-mail: jponce@hawaii.edu
Submitted on: 2/10/2010

Comments:

I find H.B. No. 2902 in lack of documentation supporting the intended results. I find it appropriate to request from all the participants to make all financial records available to the committee and the public; for all of us to determine what percentage should go to who; and why.

boshiro3-Blanka

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 10, 2010 7:46 AM
To: LMGtestimony
Cc: shannonkona@gmail.com
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: Shannon Rudolph
Organization: Individual
Address: P. O. 243 Holualoa
Phone: 808-322-6604
E-mail: shannonkona@gmail.com
Submitted on: 2/10/2010

Comments:
Please do not support HB2902.

boshiro3-Blanka

From: Robert H Stiver [stiver-aloha@hawaii.rr.com]
Sent: Tuesday, February 09, 2010 11:39 PM
To: LMGtestimony; Rep. Calvin Say; Rep. Michael Magaoay; Rep. James Tokioka; Rep. Blake Oshiro; Rep. Pono Chong; Rep. Cindy Evans; repine@Capitol.hawaii.gov
Cc: Rep. K. Mark Takai
Subject: Urgent! re HB 2902

Importance: High

I understand that you are debating HB2902 HD 1 on Wednesday/10th. As an avid user of the "P" (Public) component of PEG Access services, primarily at Mapunapuna but occasionally at Palolo, for five years, I am very disturbed by indications that, if this bill moves forward, "E" (Educational) and "G" (Governmental) components will put "P" at a funding disadvantage via diversion of funds or other deleterious machinations.

'Olelo Community Media has been a force in establishing and furthering the public's use of community-access TV for some 20 years. I have never worked with a more caring, inclusive, professional organization -- whether it be in 'Olelo's management, administrative staff, or technical staff. Its community-media facilities meet my needs as an older resident and social-justice activist; I know many young kids from Waianae and elsewhere who have been given a real chance at a life of "communications" excellence via the outreach programs and facilities carefully built by 'Olelo. Such vision by 'Olelo must be honored and allowed to expand, not dealt with in ways that could easily and quickly become "unintended consequences" for some, "intended consequences" for others.

Please make sure that your deliberations do nothing that would jeopardize the "P"ublic's access to, indeed its right to, freedom of speech and expression! Fund 'Olelo generously and even lavishly in its "P" component: We, the People, deserve and demand it!

In sum, I request that each of you not support HB 2902 HD 1.

Aloha, Robert H. Stiver, Pearl City, tel. 455-9823

From: Oren Tsutsumi [oreneroma@hawaii.rr.com]
Sent: Thursday, February 11, 2010 2:07 AM
To: LMGtestimony; Rep. Blake Oshiro
Cc: Oren Tsutsumi
Subject: testimony HB 2902 RELATING TO PUBLIC EDUCATION GOVERNMENT TELEVISION.

Oren Tsutsumi

To: COMMITTEE ON LEGISLATIVE MANAGEMENT

Rep. James Kunane Tokioka, Chair

Rep. Blake K. Oshiro, Vice Chair

Contact:: tsutsumie001@hawaii.rr.com

RE::Testimony on bill HB 2902, HD1 LMG

Members of the committee. My name is Oren Tsutsumi and I am a volunteer at 'Olelo.

Forgive me I did not have time to pull together new testimony at the time of oral testimony. I most appreciatively and humbly hope some of the partly later portion might apply, for with regards to it and the stuff, frankly, we've been doing these hearings for years now.

Some PEG

Do we have to spell this out for the legislature in Spider web. It is strange to break it up when faced with such a rarified devistate, as we are constantly compelled and inclined to see as we do breathe our current atmosphere of widespread attacks on our rights our foundations and in effect our wholesale realities.

As it is PEG is most certainly comparatively anemic to the costcocoined profligate news sows of NBC Comcast and Time Warner. They may even consider it part of their accounts; certainly in their accounting.

The legislature has heard these arguments if the hearings by the ever flowing appreciations of the DCCA is any indication. They are legion.

Astonishingly though by the tally of bray or nay, they herd these arguments into uncommonly agreed upon chutes and pens seemingly to ease the bureaucratic categorizing processing and as is natural slaughtering.

This Legislature. This Executive. This Judiciary. This Government, has long stopped in terms of the people of being advantageous in the way of paradigm or from moments to moments even sadly strategic. Most come to this legislature for tactical reasons, for usually we are most of the time a tactical hop, a strategic skip and a paradigm jump to

sacrifice to the supremely serrated maw of the now living unliving corps. The A.I. of imperial hubris in the way of our own with their little Ikeman computer chips, legislative, may be something we do not need in no way perhaps as much of in a preferred future either.

Peg is one bulwark which has standing. One potential holding in the public trust which expresses and displays what are the promises of precedent and potential literally inherent in the ideals of its communal existence everyday....

You can be the builders of paradigm now in a small way for the people by being a part of the people directly at this time,,....

Here is my previous testimony:::

Comprehensively, free information is the very fabric by which a society measures itself. It's threads of wisdom are woven communally through generations of stories, knowing trends of thoughtful patterns of the past, flowing within a tradition of complete and utter trust towards a commonly shared garment which clothes the many. "However," that which clothes and indeed shelters all seems to struggle to clothe properly just one. They are hardly a measurable scant marginalized scraps if any when donned by an emperor. Not nearly the robes of empowerment they reflect the sad circumstance of the few attempting to anoint the few, not remembering that the only way to clothe the many as well as they themselves is for we to move as one and better diversity by the generations of stories we sew into them. All as one and one for all not all for none....

Our circumstance by realities measure is steadied for all to see.

Let us unbind our feet upon the path of wisdom and fill the spirit of our footsteps as is truly open to us, as they may evolve to be.

This must be allowed to follow in the manner of least resistance, to go where it's natural conclusion would logically express itself. We must truly let the inclination of the many take towards the ways of wisdom to what seems unsurpassed as an option left open to us.

We must not take to the divisive distractions of the pathos of authoritarianism. It tends well to opportunistic investiture of the "Noblesse Oblige" of an uninformed citizenry. Let us walk as we intend not as you portend.

Utilize this we must. One of the many circumstances is the fact of our informational infrastructure.

It is built over our lands. Most egregiously, it seems to take only the nearest of excuses to initiate the inertia of elitism to perversely per-miss not just a commandeering of the right to squat on an area of what are the public commons but a commandeering of it as the lions share goes essentially as an exclusive right to themselves.

The least they must do is what is good for our community while they are on these lands.

Now; noting fully the audacity of Neoliberalism

The smallest and most miniscule first of steps, should be based on the facts which must be then physically represented and expressed proportionally in a greatly expanded 'Olelo, Ho'ike, Akaku, Na Leo O Hawaii and examples and modes of expression on and off the cable works in terms of , naturally; funding , infrastructure and directly democratic nested councils. All of these might begin to address the horrors of the assaults on the peoples voice, community media.

This Oceanic infrastructure was landed here on us because this group or that thought they could make a profit and it would seem they did perhaps so much so they would have paid off that investment in placing the infrastructure many times over. An empowered public could have built that infrastructure and by now, given the safeguards would have to pay a minimal fee for it's maintenance, perhaps as in other places it would without all of these "complications " just be. Since the group is a corporation which is addicted to profits in 3 month cycles it would seem to be they would think there is more to be had here at the expense of the people.... It is too bad we did not have 'Olelo, Akaku, Ho'ike, Na Leo 'O Hawaii or an infinite amount of models or some other such information gathering resource. It may have added and aided the cause when they came up with this brilliant idea....

Thank you all very much
Oren Tsutsumi

Judy Fomin

From: Christen Vidanovic [christenv@gmail.com]
Sent: Wednesday, February 10, 2010 9:21 AM
To: Judy Fomin
Subject: HB 2902

Attention Chair Tokioka,

I am witing in opposition to HB2902 and would like the bill to be deferred.

This bill will triple the cost of administration, resources, equipment and staff - taking so much of Olelo's budget away. Olelo is a vital part of our community - providing media education in schools, equipment and the ability to be heard to the public. The staff at Olelo is educated, experienced and valuable - this bill will take away from the public a very valuable resource for no real good reason.

Aloha,
Christen Vidanovic
59-272 Pupukea Road,
Haleiwa, HI, 96712

808-778-2248

boshiro3-Blanka

From: Lewis, Lance D TSgt USAF PACAF 15 MOS/MXOOM [Lance.lewis@hickam.af.mil]
Sent: Wednesday, February 10, 2010 3:45 PM
To: LMGtestimony
Subject: I am opposed to HB 2902

Greetings or Aloha!! Thank you for reading my testimony, and I am asking that you DO NOT SUPPORT BILL- HB2902, HD 1.

First of all Hawaii is a special place. And what makes it so special is the spirit of aloha and ohana displayed throughout the land. What helps spread the love and ohana is the public Access channel of OLELO TV. Nowhere else does the diversity and love and care of the citizens shown through as well as portrayed on Olelo. Being from the mainland, I have not witnessed such great network of broadcasting of the local community. I have a show called Love of Truth Ministries. Almost everyday I meet someone who has watched the program and has been blessed. I am confident in other areas would not have been so. This service is definitely beacon of light for all.

Please do not cut funding. I believe this treasure we have should be rewarded instead of taken away from. I believe the attention given to the local community could make Hawaii and even more special place.

Please Do not support Bill-HB2902 CUTTING FUNDING would be like cutting the heart of the community!!

//SIGNED//

Lance D. Lewis, TSgt, USAF
Aerospace Weapons System Coordinator
15 MOS/MOC, Hickam AFB, HI
808-449-6968
315-449-6971

boshiro3-Blanka

From: Amitabha Edu Center [amituof1818@gmail.com]
Sent: Wednesday, February 10, 2010 8:53 AM
To: LMGtestimony
Subject: Testimony regarding HB2902

Dear Respected Legislative Committee Members,

We are writing to encourage you to not pass HB2902 because we strongly feel that its benefits do not outweigh the restrictions it will force upon Olelo Community Television.

While we wholeheartedly understand your desire to support educational and government access programming, we are sure you understand that our local community in Hawaii consists of so many more interests than just that of schools and of government activity. We have a multitude of cultures, values, and activities that all contribute to the richness that makes Hawaii so unique and special to us all. We believe that Olelo has done an excellent and fair job thus far in ensuring equitable representation of all parties interested in airing their public programs. Indeed, Olelo already facilitates ample government programming through Channels 49 & 54, and educational shows through Channels 55 & 56. To legally bind them to a financial formula or budget is unnecessary and in fact ineffective.

We respectfully ask that you allow Olelo to continue their operations at their own discretion without the constraints that passing this bill will effect upon them. Olelo is indeed an organization of the people and if the people want more educational and government programming, Olelo's output is bound to reflect that since the programming submitted to them is a product of Hawaii's people. If the public desire is otherwise, to stifle or bind Olelo is to stifle the public voice.

Kind regards,
Stacy Trinh

Amitabha Educational Center
" The Truth Education "
522 Kuaaina Way
Kailua, HI 96734
Tel: (808) 262-5279
Email: amituof1818@gmail.com

boshiro3-Blanka

From: Stephen Luksic [Tree@akaku.org]
Sent: Tuesday, February 09, 2010 8:41 PM
To: LMGtestimony
Subject: HB 2902

Aloha,

I strongly oppose HB 2902;

There is something inherently wrong with this bill. It is attacking a non profit organization meant to provide Public Access through Cable Television for the general public. This bill is tearing apart the structure of this non profit with complete disregard to the benefit of the citizens of Hawaii, by taking the essence of the non-profit organizations mission, which is to provide Public, Education, and Government to the citizens. Public access is meant to work for the people in these 3 main areas, these are not monetary distinctions within the funds received by the Non Profit groups. By departmentalizing Public Access and stripping it of operational funds, this bill is stealing from the people for the benefit of the state with complete disregard for the citizens of Hawaii.

Please regard this bill as a greedy attempt to steal from the people in order to fill the black hole of Government and State run education.

Thank you for your time,

Stephen Luksic

Big Tree Productions

PO Box 1852

Kihei, HI 96753

808-875-2008

boshiro3-Blanka

From: Community Media Producers Association (CMPA) [cmpa@hawaiiantel.net]
Sent: Wednesday, February 10, 2010 10:59 AM
To: LMGtestimony
Cc: Rep. James Tokioka; Rep. Blake Oshiro; Rep. Jessica Wooley
Subject: HB 2902 in support with amendments
Attachments: OleloContract3.pdf

Aloha Chair Tokioka, Vice-Chair Oshiro, and members of the Legislative Management Committee,

My name is Jeff Garland and I have been a Public sector community media producer for 23 years and a member of the Community Media Producers Association (CMPA) for 18 years. CMPA is the nonprofit corporation instrumental in getting Public Access Television established in Hawai'i.. CMPA supports the intent of the bill if it is to create more transparency in the use of public funds. However, the distribution portion should be amended as follows:

- 11 shall be ~~equally~~ distributed as follows:
- 12 (1) ~~One-third~~ One-fifth to accredited educational entities;
- 13 institutions of higher education, and schools;
- 14 (2) ~~One-third~~ One-fifth to governmental agencies; and
- 15 (3) ~~One-third~~ Three-fifths to public access organizations."

The original intent of Public Access Television was to provide access to those members of the public sector, because they, unlike the Government and Education sectors, did not traditionally have access to media. Cable franchise benefits to the state are already 10 times the value of the 5% franchise fees of which the state gets a considerable portion already! (see CAC 01-10-07 Meeting Minutes, page 4, section III. Update on Pending Matters, part B., paragraph 3). Taking FREE SPEECH intended benefits from the Public sector should never be done.

Sincerely,

Jeff Garland
Secretary

P.S. Attached please find a copy of 'Olelo's agreement with DCCA

AGREEMENT

(Olelo: The Corporation For Community Television)

This Agreement entered into this 24th day of December, 1998, by and between the State of Hawaii through its Director of Commerce and Consumer Affairs, whose address is at 1010 Richards Street, Honolulu, Hawaii 96813, hereinafter referred to as the "Director", and Olelo: The Corporation For Community Television, a Hawaii nonprofit corporation, whose address is at 1122 Mapunapuna Street, Honolulu, Hawaii, hereinafter referred to as "Olelo";

WITNESSETH:

WHEREAS, in Decision and Order No. 135, as amended by Decision and Order Nos. 153, 154, 156, and 158, the Director approved the renewal of the cable communications franchise held by Time Warner Entertainment Company, L.P. dba Oceanic Cablevision ("Oceanic"); and

WHEREAS, in Decision and Order No. 187, the Director approved the transfer of the cable communications franchise held by Chronicle Publishing Company dba Chronicle Cablevision of Hawaii to TCI of Hawaii, Inc. dba TCI ("TCI"), subject to the terms and conditions of Decision and Order Nos. 148, 150, and 187; and

WHEREAS, in Decision and Order Nos. 135, 141, 148, 150, 153, 154, 156, 158, and 187 (hereinafter collectively referred to as "Decisions and Orders") the Director provided for the establishment of public, educational, and governmental ("PEG") access on the TCI communications system serving the Hawaii Kai area on the island of Oahu, and on the Oceanic communications system serving the remaining areas on the island of Oahu; and

WHEREAS, in connection therewith the Director required TCI and Oceanic to: (1) pay annual access fees (sometimes hereinafter referred to as "Access Fees"), (2) contribute to PEG capital funds for facilities and equipment (sometimes hereinafter referred to as "Facilities and Equipment Fund"), (3) provide interconnection among all cable systems for the island of Oahu, and (4) set aside channels of TCI and Oceanic cable communications systems for PEG access use; and

WHEREAS, PEG access is a media resource that promotes community development and lifelong learning; facilitates communication; and increases civic participation in the democratic process; and

WHEREAS, in accordance with the recommendations made by an access planning committee appointed by the Director, Ololo was created to manage the PEG access finances and to operate the PEG facilities, channels, and other resources for the island of Oahu; and

WHEREAS, by that certain agreement dated January 19, 1990, by and between Ololo and the Department of Commerce and Consumer Affairs, and that certain agreement dated June 24, 1991 (Chronicle Cablevision of Hawaii, Hawaii Kai Area Franchise), by and between Ololo and the Department of Commerce and Consumer Affairs, the management and operation of PEG access finances, facilities and channels for the island of Oahu were contracted to Ololo; and

WHEREAS, the Director and Ololo have agreed to terminate said agreements dated January 19, 1990 and June 24, 1991, and agreed to enter into this Agreement for the management and operation of the PEG access facilities, equipment and channels under the terms and conditions set forth herein;

NOW, THEREFORE, the parties hereto mutually agree as follows:

A. Term. The term of this Agreement shall be for the period beginning as of the date hereof and ending December 31, 1998, and shall be automatically extended on an annual basis on January 1, 1999 unless terminated as provided in this Agreement.

B. Responsibilities of Ololo. Ololo shall be responsible for the management and operation of the PEG access facilities and equipment including, but not limited to, the following:

1. Channels. Management of the channels allocated for PEG access in the Decisions and Orders, as the same may be revised or amended from time to time.

2. Facilities and Equipment. Provision of facilities and equipment for the production of programming to be cablecast on the PEG access channels.

3. **Training.** Training of educational, governmental, community organizations and the general public in the use of the access production facilities and equipment.

4. **Marketing.** Marketing and promotion of the access center and the PEG access channels and programs.

5. **Support Services.** Provision of support services to the users of the PEG access facilities and equipment. These services may include assistance in the production of access programs and support of special projects.

6. **Insurance.** Procure and maintain appropriate levels of insurance coverage for workers' compensation, general liability (including property damage and bodily injury), broadcasters' liability, equipment and facilities, and any other insurance coverage required by law.

C. **Olelo's Reporting Requirements.** In order that the Director may monitor Olelo's compliance with the provisions of this Agreement, Olelo shall file with the Director the following:

1. Amendments to the articles of incorporation and by-laws no later than 30 days after approval by the board of directors.

2. A roster of the board of directors and officers and their respective term of office no later than 30 days after Olelo's annual meeting or no later than 30 days after a change in board membership when the change occurs other than at the annual meeting.

3. Annual financial statements no later than 90 days following the close of each calendar year.

4. Annual audited financial statements no later than 30 days after acceptance by the board of directors.

5. The 1999 calendar year operational plan and budget upon execution of this Agreement. For each year thereafter an annual operational plan and budget shall be due on or before November 1, e.g., the 2000 calendar year operational plan and budget shall be due on or before November 1, 1999. Notwithstanding the generality of the foregoing, Olelo shall also develop and periodically update a strategic or long-range planning document for a period not

less than three years, and shall submit a copy of such document no later than 30 days after acceptance by the board of directors.

6. Complete equipment inventory upon execution of this Agreement, and thereafter an annual update on or before November 1 of each year.

7. An annual activity report no later than 30 days following the close of each calendar year which shall include, but not limited to, the following information:

a. Public Access Programming:

- i. Total hours of programming;
- ii. Total hours of locally produced original programming;
- iii. Total hours of repeat programming; and
- iv. Total hours of programming submitted but not aired and reasons therefor.

b. Governmental Programming:

- i. Total hours of programming;
- ii. Total hours of locally produced original programming;
- iii. Total hours of repeat programming; and
- iv. Total hours of programming submitted but not aired and reasons therefor.

c. Educational programming:

- i. Total hours of programming;
- ii. Total hours of locally produced original programming;

- iii. Total hours of repeat programming; and
 - iv. Total hours of programming submitted but not aired and reasons therefor.
- d. Summary of all channel outages from maintenance records including total hours and reasons therefor.
- e. Facility Use:
 - i. Number of new users; and
 - ii. Number of repeat users.
- f. Training:
 - i. Number of persons certified to use the access equipment; and
 - ii. Number of persons who failed to be certified or did not complete certification to use the access equipment.
- g. Summary of complaints including the nature of the complaints and the actions taken.
- h. Summary of outreach and marketing efforts.
- i. Summary of revenues from sources other than TCI and Oceanic including the amounts, sources, and purpose of funds.

Notwithstanding the generality of the above, quarterly reports for items described in subparagraphs a through i of paragraph C7 above shall be available for review and inspection by the Director or the Director's designee upon request.

8. Olelo shall submit the 1997 calendar year end activity report upon execution of this Agreement. For each year thereafter Olelo shall submit an annual year end activity report no later than 90 days after the close of each calendar year, e.g., the 1998 year end activity report shall be submitted on or

before March 31, 1999. Olelo shall set benchmarks for the indicators listed in paragraph C 7 hereof based on its annual operational plan and budget.

9. Notwithstanding any provision to the contrary, the Director may require Olelo to provide any additional information that the Director deems necessary.

D. PEG Funds. At the direction of the Director, Olelo shall receive and hold, as restricted funds, amounts required to be paid by TCI and Oceanic to support PEG access for the island of Oahu pursuant to the Decisions and Orders. The funds shall be deposited and maintained in interest bearing accounts in any federally insured financial institution authorized to do business in the State of Hawaii. Because the funds paid by Oceanic and TCI are separately designated by the Decisions and Orders for PEG access operations and facilities and equipment, Olelo shall designate one account for operating and another account for capital (facilities and equipment). Olelo shall be responsible for administering the accounts, and shall not commingle operating funds with capital funds without the prior written approval of the Director.

The Director, in the Director's sole discretion, may require an audit of the accounts and designate the auditor or accountant. The full cost of the audit shall be paid by Olelo.

E. Records Requirements. Olelo shall maintain at its office and shall submit to the Director upon request the following:

1. Evidence of workers' compensation, general liability, broadcaster's liability, and equipment and facilities insurance coverage and any other insurance policies relating to the responsibilities required to be performed under this Agreement.

2. Operating policies and procedures as the same may be amended from time to time.

3. Training schedules and manuals as the same may be revised from time to time.

F. Accessibility. Olelo shall at all times comply with applicable provisions of the Americans with Disabilities Act (ADA).

G. Payment for Services. Olelo shall not receive any money or other valuable consideration from the Department of Commerce and Consumer Affairs. Olelo agrees to perform all services, duties, responsibilities and obligations required to be performed by Olelo under this Agreement, in exchange for Access Fees and Equipment and Facilities Fund contributions from TCI and Oceanic pursuant to the Decisions and Orders.

H. Plan for Self-Sufficiency. Along with its strategic plan, Olelo shall submit a long-range plan which shall include, at a minimum, measurable objectives and schedules whereby operations and maintenance, repair and replacement of equipment and facilities would no longer be solely or largely dependent upon Access Fees and the Facilities and Equipment Fund.

I. Assignment. Olelo shall not assign any of its rights under this Agreement nor delegate any duties, obligations, or responsibilities required to be performed under this Agreement without the prior written approval of the Director.

J. Modification of Agreement. Any modification, alteration, or amendment of any term, provision, or condition of this Agreement shall be in writing and signed by the parties hereto.

K. Indemnification. Olelo shall defend, indemnify and save harmless the State of Hawaii, its departments, and its officers and employees from and against any and all claims, actions, losses, expenses, damages, or liability to person or property arising out of or resulting from any provision or requirement of this Agreement, or in exercising its rights or in performing its obligations under this Agreement. The provisions of this paragraph shall remain in full force and effect notwithstanding the expiration or early termination of this Agreement.

L. Default. In the event Olelo fails to satisfactorily perform in a timely or proper manner any of its obligations or responsibilities or fails to observe or perform any term or condition required to be performed or observed by Olelo under this Agreement, and having been given reasonable notice of and opportunity to cure the same, fails to take satisfactory corrective action within the time specified, the Director, in addition to all other available rights and remedies, shall have the right to direct TCI and Oceanic to withhold contributions of Access Fees and PEG capital funds or to terminate this Agreement, or both. The Director shall have the right to designate one or more entities as the successor of Olelo, and to enter into an agreement with such successor for the management and operation of the PEG access resources, facilities, equipment, and channels for the Island of Oahu.

M. Termination.

1. In the event TCI's or Oceanic's cable communications franchise is terminated, this Agreement shall be automatically terminated on the date such franchise is terminated.

2. In the event any court, agency, commission, legislative body, or other authority of competent jurisdiction declares invalid any part of the Decisions and Orders relating to PEG access requirements, this Agreement may be terminated by the Director or Olelo upon 30 days prior written notice to the other party.

3. The Director may, when the interests of the State so require, terminate this Agreement for the convenience of the State. The Director shall give at least 120 days prior written notice of the termination to Olelo.

N. Relinquishment and Return of Access Funds, Facilities and Equipment. Upon termination of this Agreement and at the direction of the Director, Olelo shall (a) immediately relinquish any and all claims to the Access Fees, Facilities and Equipment Fund, and the access facilities and equipment; and (b) within 60 days provide the Director with a verified accounting of all Access Fees and Facilities and Equipment Fund, a current inventory of all access facilities and equipment, and transfer to the Department of Commerce and Consumer Affairs or its designee the balance of the operating and capital accounts, and all access facilities and equipment. In winding down its operations, Olelo shall follow generally accepted accounting principles in closing its books, and Olelo shall neither incur any new obligation nor disburse funds except for matters necessary in the normal course of business and those directly related to winding down its operations.

If any PEG facility and/or equipment has been purchased or acquired with funds from other sources and not solely from the Facilities and Equipment Fund, the disposition of such facility and/or equipment shall be by appropriate appraisal and allocation agreed to by the Director and Olelo.

O. Performance. The failure of the Director at any time to require performance of any obligation or condition under this Agreement shall not affect the right of the Director to enforce the same. The waiver by the Director of any breach of any term or condition of this Agreement shall not be deemed or held to be a waiver of any succeeding breach of such term or condition or as a waiver of the term or condition itself.

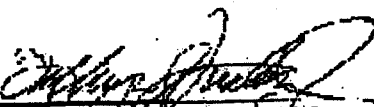
P. Termination of Prior Agreements. The agreements between the Department of Commerce and Consumer Affairs and Olelo dated January 19, 1990 and June 24, 1991, shall be terminated as of the date of this Agreement, and this Agreement shall constitute the entire understanding between the parties, superseding any and all previous understandings or agreements, oral or written, pertaining to the subject matter contained herein.

Q. Waiver. The Director shall have the right to waive any condition or obligation required to be observed or performed upon a showing of good cause.

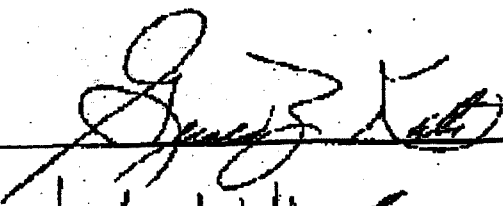
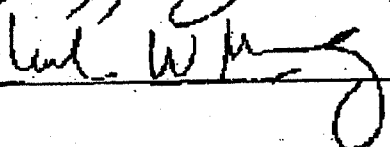
R. Compliance with Laws. Olelo shall comply with all applicable federal, state, and local laws, ordinances, codes, rules, and regulations, as the same may be amended from time to time.

S. Filings and Notices. All filings required to be made or written notice required to be given by a party shall be delivered personally or sent by United States first class mail, postage prepaid, to the other party at such party's mailing address.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the date first above written.


KATHRYN S. MATAYOSHI
Director of Commerce and Consumer Affairs

12/24/98
Date

12/16/98
Date

12/17/98
Date

Olelo: The Corporation For Community
Television

APPROVED AS TO FORM:


Deputy Attorney General

From: McGurk, Meghan B [mmcgurk@honolulu.gov]
Sent: Wednesday, February 10, 2010 7:52 AM
To: LMGtestimony
Subject: House Bill 2902 HD1
Attachments: image002.gif

To Whom It May Concern:

I am writing to ask you to not support HB2901 HD1 to split Public, Educational, and Governmental (PEG) Access in Hawaii. The division of the PEG funding will cripple the services provided by Olelo Community Television, and will negatively impact the students that I work with at Farrington High School and Kalakaua Middle School. For over three years, Olelo educators have trained my students to use cameras, to edit footage, and to produce their own programs, during the non-school hours. This experience not only teaches my students the basics of filming, but it also teaches them how to work as a team with their peers, how to "think on their toes" when problems arise, and how to be both leaders and followers. It allows them to creatively express their opinions and to be active contributors to their communities. These experiences have been invaluable for my students, exposing them to learning opportunities that most will never experience in their lives.

Dividing the PEG funding will close media centers in schools and will reduce educational outreach. Please do not support HB2901 HD1.

Thank you,
Meghan McGurk
In-Motion Program Coordinator
Department of Parks and Recreation
at Farrington High School
mmcgurk@honolulu.gov
Phone: 554-4858



boshiro3-Blanka

From: Henry_Yim/FARRINGTON/HIDOE@notes.k12.hi.us
Sent: Wednesday, February 10, 2010 8:34 AM
To: LMGtestimony

I strongly support funding for Olelo. My students will be doing a major project involving them in appearing on Olelo. Olelo is a great community asset that should be generously supported by Hawaii's taxpayers. Olelo benefits us all.

Hawaii Centers for Independent Living

414 Kuwili Street, Suite 102
Honolulu, Hawaii 96817

February 9, 2010

Phone: (808) 522-5400

FAX: (808) 522-5427

Voice/TTY: (808) 522-1316

Website: www.hawaii-cil.org

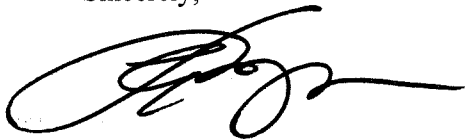
Subject: HB2902 related to Public Education Government Television
February 10, 2010 at 2:00pm
Conference Room 423

Dear Honorable Representative James K. Tokioka, Representative Blake K. Oshiro, and
Committee on Legislative Management:

I am writing to ask you to oppose the HB2902. If this bill passes, people with special needs will not have access to public television in our state because they will ignore our needs. HCIL wants to help people with disabilities access to the Media. One of HCIL's goals is to empower individuals with special needs to utilize their abilities or personal skills in all areas of self advocacy. If this bill goes through, people with special needs will not have the freedom of choice as well as speech. Opposing this bill will also educate those who are interested in learning who we are.

It is very important to oppose HB2902. Thank you for your support.

Sincerely,



Cheryl Mizusawa
Independent Living Program Director

From: Dennis Callan [callan@hawaii.rr.com]
Sent: Wednesday, February 10, 2010 11:30 AM
To: LMGtestimony
Cc: info@olelo.org
Subject: HB 2902 HD1

Dennis Callan, President, Hawaii Geographic Society
1011 Prospect St., #702, Honolulu, HI 96822
phone 808-528-4411
e-mail: callan@hawaii.rr.com

Re: House Bill 2902 HD1 February 10, 2010
Testimony to Hawaii State House of Representatives, Legislative Management Committee
Presented by Dennis Callan, producer of "World Traveler" for 'Olelo

I speak against this proposal. I have been involved as a volunteer producer with public access television longer than anyone else in Hawaii, and am very familiar with the situation and likely consequences of splitting up access funding. For the past 20 years I have been producing the weekly series "World Traveler" which has been recognized as the longest-running weekly series on Community Programming, and has presented more than 250 unique programs which I created. During this time I have seen 'Olelo in action and can assure you they are doing an important job and should be protected, not attacked in this way.

From my reading of HB 2902 HD1, I find several problems regarding its effect on Community Programming:

- 1) Splitting funding this way would reduce funding for Community Programming.
- 2) This could result in taking away channels from 'Olelo – a horrible idea.
- 3) This reduction would seriously diminish 'Olelo's ability to reach out to the community and help them with video productions.
- 4) The reduction would handicap future improvements in technology for access. The world of TV has already moved fully into high definition, but with fund reductions 'Olelo would not be able to support HD.
- 5) If the Department of Education and various government agencies to set up their own access production facilities and carve out separate funding, this would create redundant facilities and waste precious resources.

I have been very satisfied with the work that 'Olelo has done on behalf of the volunteer producers in our community, and I want to see their role strengthened in the new contract, not diminished. Essentially, I feel that 'Olelo has been doing a very good job and can be trusted to continue doing such, especially if given proper support.

When you consider the challenges of running a multiple-channel production facility utilizing volunteer producers who often have no technical background, 'Olelo has done quite an amazing job. They have assembled top-quality equipment and trained employees who show a real interest in the clients' progress. In the rapidly-changing world of video production they have remained very current with advanced, but affordable, technology. Witness how they rapidly embraced non-linear editing with purchase and consistent upgrade of many Apple computers and provided the training, which I benefited from, to bring users up to speed. The production studio with its large sound stage is a vital asset to the community, all housed in a facility they had the foresight to acquire some time ago when prices were reasonable, in a central location, with satellite facilities to reach out to remote areas of the community.

Community Access TV has a growing importance in this age of media oligopoly, to provide an independent voice for the people to communicate with each other. Community Programming is vital to our society. As one

who has been involved in many community campaigns over the years I know it is hard, if not impossible, to get time on the major local media outlets, TV, radio and newspapers, to get any coverage that would help educate the public about important issues. Community programming plays a critical role here in maintaining our democracy.

Is the public watching 'Olelo? Oh yes! During the years I have been on cable I have gotten 9,600 phone calls from viewers expressing interest and support for my show. People are concerned. Even if you don't get huge numbers showing up to testify, we all know that TV plays a central role in the lives of nearly everyone. Maintaining diversity of entertainment is part of this, but equally important is the socio-political role that access plays now and will continue to exert into the future, if given a proper chance.

Please accept this written testimony on my behalf, and I do thank you for considering it.

Sincerely,

A handwritten signature in black ink that reads "Dennis Callan". The signature is fluid and cursive, with the first name "Dennis" and last name "Callan" clearly distinguishable.

Dennis Callan

Dennis Callan
Hawaii Geographic Society
callan@hawaii.rr.com
808-528-4411



HOUSE OF REPRESENTATIVES

STATE OF HAWAII
STATE CAPITOL
HONOLULU, HAWAII 96813

February 9, 2010

Testimony of Representative Faye P. Hanohano before the
Committee on Legislative Management in **opposition** to
HB 2902 RELATING TO PUBLIC EDUCATION GOVERNMENT TELEVISION.

I wish to express my strong opposition to this measure. Na Leo, Hawaii island's public access organization, provides an invaluable public service to my district as well as the entire island. The public access organizations throughout the state provide excellent public access programming on the state's various public access cable channels. They provide a central place where the public, as well as educational and governmental entities, can go to produce public-interest and community-oriented programming. Dividing the franchise fees between accredited educational entities, institutions of higher education, and schools; governmental agencies; and public access organizations will result in less accountability to the public. The bill does not specify which educational entities or governmental agencies will receive a portion of franchise fees.

Please keep the system in tact that is working.

Mahalo,

A handwritten signature in cursive script, appearing to read "Faye P. Hanohano".

Faye P. Hanohano
State Representative, District 4

From: steve arashiro [stevara@hawaii.rr.com]
Sent: Tuesday, February 09, 2010 8:56 PM
To: LMGtestimony
Cc: Rep. Blake Oshiro
Subject: HB 2902

February 9, 2010

To: Rep. James Tokioka, Chair
Committee On Legislative Management
From: Steve Arashiro, HUOA Video Production Committee, Co-Chair
RE: HB 2902, HD1 Relating To Public Education Government Television

I'm Steve Arashiro, Co-Chair of the Hawaii United Okinawa Association's (HUOA) Video Production Committee.

For today's meeting, I would like to comment on the arbitrary distribution of franchise fees proposed by the subject bill. We believe that this mandate will severely impact the provision of public and educational access where demand is at the highest level in the history of this public TV program.

The HUOA is an umbrella organization for 52 Okinawa clubs statewide and represents about 40,000 members. Our organization strives to foster the Okinawan ethnic identity to the descendants of the original immigrants who came from Okinawa to toil in our sugar cane and pineapple fields. The primary guiding philosophy of the HUOA is the commitment to preserving, promoting and perpetuating the Okinawan culture and arts and the history of Okinawans in Hawaii.

In 1998, Olelo, the community TV organization, trained and guided our newly assembled video team to produce and televise its first community television program, Hawaii Okinawa Today (HOT). This Public, Education and Government (PEG) access function greatly enhanced our organization's ability to share the Okinawan culture and heritage to not only its 40,000 members but also to a wider Oahu community.

Our weekly Hawaii Okinawa Today community television program continues to this day with the expert training and guidance of the Olelo organization. As expected with the great success of this PEG Access, there is a need to expand the number of channels to accommodate greatly increased interest and demands of the community. Also, it is hoped that in the near future, Olelo would be able to upgrade its programming to High Definition as is being done with the major TV networks.

As demonstrated by the large viewing audience and the high demand for more access TV channels, we encourage the requirement for the cable franchiser to provide PEG Access and possible to expand the number of access channels. We believe that the proposed arbitrary 1/3 distribution franchise fees for education, government and public access organizations will severely impact certain education and cultural programs where the public need and demand is the greatest. We believe that program funding distribution should be left with the managers of the cable access provider who has the most knowledge of community need and requests. We strongly urge that HB 2902 not be supported.

Mahalo for the opportunity to give our input to this proposed bill.

Steve Arashiro

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 6:12 PM
To: LMGtestimony
Cc: arnie@statehoodhawaii.org
Subject: Testimony for HB2902 on 2/10/2010 2:00:00 PM
Attachments: banner_ox.jpg

Testimony for LMG 2/10/2010 2:00:00 PM HB2902

Conference room: 423
Testifier position: oppose
Testifier will be present: No
Submitted by: Arnie Saiki
Organization: imi pono projects
Address: 1758 Mikahala Way Honolulu, HI
Phone: 808 218 4367
E-mail: arnie@statehoodhawaii.org
Submitted on: 2/9/2010

Comments:

Currently, the only legitimate space where responsible public dialogue is encouraged is Olelo.

Olelo is the only resource that offers the general public, a viable platform where they can participate in our democracy.

More investment needs to be made towards encouraging public dialogue, not less.

Without stations like Olelo the views and perspectives of the public will be further shut out and disenfranchised.

Olelo is the only public access platform where citizens can utilize the tools to participate in the public media.

As as there is growing consolidation in the media networks and outlets, Olelo's role should be further enhanced in our community.

Cullen T. Hayashida, Ph.D.
Kupuna Connections TV Series, Producer and Host
Olelo Community Access Television
Attn: Legislative Management Committee Chair James Tokioka

RE: Hearing HB2902 HD1

Wednesday February 9, 2010 @ 2pm, Conference Room 423

Aloha!

Thank you for the opportunity to submit public testimony. We are requesting that your committee NOT SUPPORT HB2902, HD 1.

Please DO NOT separate the PEG funding. Our community relies on Olelo to be able to educate and support the needs of our frail and disabled elderly in the community. The Kupuna Connections TV Series depend on Olelo's mini-studio and editing resources to produce our *weekly* program. The Kupuna Connections TV Series provides important practical information to family caregivers and to seniors regarding elder care and active aging. Olelo has been committed to assure us with access to weekly broadcast time for 2010 and its support staff has been most generous with assisting us get our messages gets out to the general public. At this time when the growth of Hawaii's senior population is growing very rapidly, it is imperative that we promote active aging and provide family caregivers with the information and tools necessary for home and community-based care and to prevent pre-mature institutional placements. This is exactly what the Kupuna Connections TV series aims at doing at little or no cost to the general public. Please permit us to do so with on-going financial support to Olelo Community Access Television.

At this time, there is no other way that we have to communicate with the general public this cost-effectively. We also have the opportunity to use Channel 55 (University of Hawaii's education channel). However, we have found that Channel 55 has used our program as a 'filler' and has had our broadcast scheduling time changed from semester to semester. This arrangement means that it is impossible to create a sustained marketing plan. The community of viewers get very frustrated in not being able to locate our scheduled days and times because of these regularly scheduled changes each semester. If we are to have any appreciable impact in stemming Hawaii's rising long-term health care cost in caring for its fast growing frail elderly and disabled population, it is important that we support Olelo Public Access Television and not support HB2902, HD1.

Already the Olelo staff is very lean and its hours of operations for community production work is limited.. If cuts in funding are made at this time, my plans to communicate with the larger community will be hampered significantly.

Thank you again for this opportunity to submit my testimony.



From: WILKES MAI [wilkesmai@yahoo.com]
Sent: Wednesday, February 10, 2010 8:49 AM
To: LMGtestimony
Subject: Please DO NOT SUPPORT Bill – HB2902, HD 1. from Da Huong

To: Whom it may concern

My name is Da Huong, my program at the Olelo is Da Huong television. First of all I would like to thank you to all of your hard work making Olelo a large source of the voices of the communities.

Olelo has giving a voices to all communities:

1. To be heard the issues which the State doesn't have time to cover.
2. It's a place we all can learn from one another culture
3. Olelo has giving alot joy and tear to those whose are away from home are able to see or hear their native language and make them feel right at home.
4. Olelo has giving the next generation a chance to become the best producer in film industry. These next generation will help Hawaii in the future to become richer in economic, bringing more tourism and the respect in Art and culture.
5. Olelo giving the real coverage of the government fact and issues. States legislative issues which concern people of Hawaii well being.

It is very difficult to have Olelo's staff cut back their hour, and their support. Olelo's staff is very important to the people whose dedicate their times and own money to produce the program that keeping the communities closer than ever.

I'm are asking please DO NOT SUPPORT Bill – HB2902, HD 1.

Please DO NOT separate the PEG funding. Our community relies so much on Olelo to be able to educate and preserve our Vietnamese show.

I depend on Olelo studio services and editing resources to produce my monthly program. If you take away Olelo funding, we will not have this wonderful opportunity to enrich the diversity of our State.

Already the staff is cut short at the Olelo Community Centers, and the hours are limiting. So now, I have to make sacrifices and compete for editing and program time. If you cut the funding, it will be difficult for me to complete my programs.

Again, Please DO NOT Support Bill – HB2902, HD 1

Thank you again for this opportunity to submit my testimony.

Greatly appreciated the opportunity that I cannot find anywhere else in the world.

Please, please please DO NOT Support Bill – HB2902, HD 1

Thank you so much for your time and support.

Sincerely, and cam on nhieu

Da Huong

808-381-1991

Testimony on HB2902, HD1
Relating to Public Education Government Television
House Committee on Legislative Management
Keali'i Lopez, President and CEO of 'Ōlelo Community Media
Wednesday, February 10, 2010

Chair Tokioka, Vice-Chair Oshiro and members of the House Legislative Management Committee. Thank you for the opportunity to provide comments on H.B. 2902 H.D.1. Although 'Ōlelo understands the intent of the Bill, we are concerned about the significant unintended consequences of the Bill on all sectors of our community.

'Ōlelo has been engaged in delivering Public, Educational and Governmental access services on O'ahu for 20 years. We manage six community access channels on the Oceanic Time Warner Cable system. Educational institutions, government agencies, non-for-profit organizations, and public citizens delivered over 6,000 hours of programming in 2009 alone. We have seven Community Media Centers throughout O'ahu and 'Ōlelo is considered a national role model for community access. The services that we provide to the community are seen as very valuable in our ability to provide access to technical training, quality production resources and valuable airtime on Oceanic cable. We know the members of the House Committee on Legislative Management are aware of this value and we appreciate the support PEG access has received from the Hawaii State Legislature.

Our primary concern about H.B. 2902 HD1 is that in an effort to enhance Educational and Governmental speech, the bill will result in a significant diminishment of public speech. Our concern is for the broader community whose speech will be negatively impacted should this bill be passed. A reduction of funding to the PEG access organizations of more than 65% will have a devastating impact on our ability to continue providing services to the community. In 'Ōlelo's case it would require us to close almost all of the seven Community Media Centers we now manage and significantly reduce the services we currently provide. As for the smaller PEG access organizations on the neighbor islands, it is hard to imagine that they would be able to provide services to their island communities.

We understand that it is not the intent of this bill to adversely affect Public access but rather to strengthen Educational and Governmental access. However, the unintentional result of H.B. 2902 HD1 will be to weaken all sectors of Public Educational and Governmental access as it exists today. We ask the Committee to hold the bill and allow the PEG access organizations to continue our work with the County Councils to determine what support they need and how we may assist them. Do not fix into statute a set formula that will undermine the community building efforts of the last twenty years and more importantly weaken the community's access to free speech. Mahalo.

From: WILKES MAI [wilkesmai@yahoo.com]
ant: Wednesday, February 10, 2010 8:45 AM
to: LMGtestimony
Subject: Olelo testimonial from Mai Wilkes

To: Whom it may concern

My name is Mai Wilkes, my program at the Olelo is What's up Hawaii presenting Mai favorite Dish. First of all I would like to thank you to all of your hard work making Olelo a large source of the voices of the communities.

Olelo has giving a voices to all communities:

1. To be heard the issues which the State doesn't have time to cover.
2. It's a place we all can learn from one another culture
3. Olelo has giving alot joy and tear to those whose are away from home are able to see or hear their native language and make them feel right at home.
4. Olelo has giving the next generation a chance to become the best producer in film industry. These next generation will help Hawaii in the future to become richer in economic, bringing more tourism and the respect in Art and culture.
5. Olelo giving the real coverage of the government fact and issues. States legislative issues which concern people of Hawaii well being.

is very difficult to have Olelo's staff cut back their hour, and their support. Olelo's staff is very important to the people whose dedicate their times and own money to produce the program that keeping the communities closer than ever.

I'm are asking please DO NOT SUPPORT Bill – HB2902, HD 1.

Please DO NOT separate the PEG funding. Our community relies so much on Olelo to be able to educate and preserve our Vietnamese cooking show. The only show on the island, to share the wonderful traditional food well adopted by all locals and theri favorite are Pho, spring roll. summer roll.....just to name a few.

I depend on Olelo studio services and editing resources to produce my monthly program. If you take away Olelo funding, we will not have this wonderful opportunity to enrich the diversity of our State.

Already the staff is cut short at the Olelo Community Centers, and the hours are limiting. So now, I have to make sacrifices and compete for editing and program time. If you cut the funding, it will be difficult for me to complete my programs.

Again, Please DO NOT Support Bill – HB2902, HD 1

Thank you again for this opportunity to submit my testimony.

Greatly appreciated the opportunity that I cannot find anywhere else in the world.

Please, please please DO NOT Support Bill – HB2902, HD 1

Thank you so much for your time and support.

Sincerely, and cam on nhieu

Mai Wilkes

808-389-1255

boshiro3-Blanka

From: Barbara Tom [barbara.tom@doh.hawaii.gov]
Sent: Wednesday, February 10, 2010 1:39 PM
To: LMGtestimony
Subject: Re: HB 2902

To: Chair House Representative James Tokioka

Re HB 2902

Testimony Against HB 2902 Relating to Cable Operator Franchise Fees Distribution.

My name is Barbara Tom. My testimony is a personal opinion and does not represent the institution for which I work. I am presently a Public Health Nurse in the Waipahu Community and previously chaired the Waipahu Community Coalition of which I am currently an active member.

My experience with Olelo and it's Community Media Centers have been extremely positive. We have been able to partner with them to put into place a drug prevention tool which we so desperately need in Waipahu. Our youth in our schools have been actively using the Community Media Centers to learn a skill which will not only benefit the community but also provide job training skills which they will be able to use throughout their lives. As you are aware Waipahu is a diverse community, with many cultures from the Pacific Island areas. Our youth are struggling with English as a second language, and Olelo's media center bridges that challenge to empower them to move ahead in their education. We need to maintain the community media centers. If you enact this legislation to statutorily distribute cable franchise fees received by the State to support public, educational or governmental access facilities, services or programming, you will infact, cut funding to these centers and public access with be eliminated. There will be no voice for our community and youth and our problems that we have been trying so hard to prevent will continue.

I urge you not to pass House Bill 2902.

Respectfully,

Barbara Tom
Waipahu Community Coalition Member