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CATHERINE P. AWAKUNI COLÓN
DIRECTOR
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DEPUTY DIRECTOR

**PRESENTATION OF THE
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS**

TO THE HOUSE COMMITTEE ON
CONSUMER PROTECTION & COMMERCE

TWENTY-EIGHTH LEGISLATURE
Regular Session of 2015
Monday, March 30, 2015
2:00 p.m.

TESTIMONY ON HOUSE CONCURRENT RESOLUTION NO. 48, H.D. 1 AND HOUSE RESOLUTION NO. 22, H.D. 1 REQUESTING THE AUDITOR TO CONDUCT AN ANALYSIS OF THE NEED FOR THE LICENSING AND REGULATION OF TRANSIENT VACATION RENTALS.

TO THE HONORABLE ANGUS L.K. McKELVEY, CHAIR,
AND MEMBERS OF THE COMMITTEE:

My name is Catherine Awakuni Colón, Director of the Department of Commerce and Consumer Affairs (“Department”). The Department appreciates the opportunity to provide comments on House Concurrent Resolution No. 48, H.D. 1 and House Resolution No. 22, H.D. 1.

The resolutions request, amongst other provisions, that the State Auditor perform a sunrise analysis pursuant to Section 26H-6, Hawaii Revised Statutes (“HRS”), on the regulatory scheme of transient vacation rentals, as proposed by House Bill No. 825 (2015) and Senate Bill No. 1237 (2015). The Auditor’s analysis would set forth the

Testimony on House Concurrent Resolution No. 48, H.D. 1
and House Resolution No. 22, H.D. 1
March 30, 2015
Page 2

probable effects of the proposed regulatory measure, assess whether its enactment is consistent with the purposes of HRS § 26H-2, and assess alternate forms of regulation. Therefore, the Department agrees that the Auditor is to conduct a sunrise review of transient vacation rentals before that industry is to be regulated.

Thank you for the opportunity to submit comments on House Concurrent Resolution No. 48, H.D. 1 and House Resolution No. 22, H.D. 1. I will be happy to answer any questions the members of the Committee may have.



Hawai'i Convention Center
1801 Kalākaua Avenue, Honolulu, Hawai'i 96815
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kahua pa'a web hawaii tourism authority.org

David Y. Ige
Governor

Ronald Williams
Chief Executive Officer

Testimony of
Ronald Williams
President and Chief Executive Officer
Hawai'i Tourism Authority
on
H.C.R. No. 48, H.D.1
**Requesting the Auditor to Conduct an Analysis
of the Need for the Licensing and Regulation of
Transient Vacation Rentals**
House Committee on Consumer Protection & Commerce
Mondayday, March 30, 2015
2:00 p.m.
Conference Room 325

The Hawaii Tourism Authority supports H.C.R. No. 48, H.D.1, which requests the Legislative Auditor to conduct an analysis of the need to regulate transient vacation rentals.

Section 26H-6, HRS requires that new regulatory measures, such as H.B. 825, which proposes to license and regulate transient vacation rentals, be referred to the Legislative Auditor for analysis.

The recently concluded study by SMS Research, which identified over 22,000 individually advertised vacation rental units in Hawaii, and the series of articles in the Star-Advertiser are evidence that there is a need for the establishment of a clear and enforceable mechanism for the regulation of transient vacation rentals.

For these reasons, we support H.C.R. 48.



March 30, 2015

The Honorable Angus L.K. McKelvey, Chair
House Committee on Consumer Protection & Commerce
State Capitol, Room 325
Honolulu, Hawaii 96813

RE: HCR 48 HD1 / HR 22 HD1, REQUESTING THE AUDITOR TO CONDUCT AN ANALYSIS OF THE NEED FOR THE LICENSING AND REGULATION OF TRANSIENT VACATION RENTALS.

Aloha Chair McKelvey, Vice Chair Woodson, and members of the Committee.

This testimony is offered in **opposition** to HCR 48 HD1 / HR 22 HD1.

The Hawaii Association of Vacation Rental Managers, representing tourism professionals providing transient accommodations on Hawaii's four major islands, believes that the problem of illegal vacation rentals poses a serious threat to our State's communities, Hawaii visitor consumer protection, Hawaii Tax collection, and that these challenges need to be meaningfully addressed. HB 825 HD1 would completely fail to successfully address the illegal rental issue, as well as the very significant collateral damage resulting from these activities. In all likelihood, HB 825 HD1 would compound and expand, not reduce, the illegal rental issue in the State.

We believe leveraging Hawaii's "tried and true" residential rental Statues, the Landlord Tenant and Real Estate Codes, in conjunction with the coordinated application of Hawaii's TAT Code in support of theses rental Statues, is the most effective strategy for successfully solving the illegal transient accommodation problem currently facing our State.

HCR 48 HD1 / HR 22 HD1 is not warranted, nor is its base premise responsible. We suggest the committee defer this resolution.

Mahalo,

Dan Monck
President
Hawaii Association of Vacation Rental Managers
www.HAVRM.org



Rental By Owner
Awareness Association

March 28, 2015

Honorable Representative McKelvey

Honorable Members of the House Committee on Consumer Protection and Commerce

Re: HCR 48 HD1 / HR22

Rentals by Owner Awareness Association (RBOAA), strongly **OPPOSES** the Sunrise Analysis as it applies to Transient Accommodation Vacation Rentals.

There is no provision in the request for the sunrise analysis to include input from representatives of the various stakeholders. Rather, it is based on an editorial series from one city newspaper and a study whose results are largely unsubstantiated and under scrutiny.

The whole premise for the sunrise analysis ignores the inherent rights of private property owners. Property owners have a constitutional right to control their own property. The commercial aspect of the Transient Vacation Rental is, and legally must be, secondary to the owners' property rights. This is true whether the owner rents on a short term or a long term basis. TVR's are not mini-hotels and Hawaii law has always been very clear on this point – hotels and motels are excluded from the Landlord Tenant Act.

Owners of TVR's are not engaged in a profession or vocation that requires licensing. TVR owners have a constitutional right to rent their property to others, subject to reasonable regulation, just like any other property owner in the State of Hawaii.

If the committee sees fit to address these concerns, RBOAA would be open to reconsidering its position.

Many thanks for your consideration and for all the work you do for the people of Hawai'i.

Kindest regards

Neal Halstead
President, RBOAA

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 7:27 AM
To: CPCtestimony
Cc: brendan@bigislandbliss.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brendan Hickey | RBOAA | Oppose | No |

Comments:

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woodson2-Rachel

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 6:10 AM
To: CPCtestimony
Cc: bridgestoparadise@live.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

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| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|----------------------------------|---------------------------|---------------------------|
| Ronald Bridges | Bridges to Paradise Rentals Inc. | Oppose | No |

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 6:15 AM
To: CPCtestimony
Cc: goingmaui@aol.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/29/2015

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| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|-----------------------------|---------------------------|---------------------------|
| Jim & Sue Keithahn | Going Maui Vacation Rentals | Oppose | No |

Comments: We support the position of the RBOAA

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 5:48 AM
To: CPCtestimony
Cc: timberlineventures@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|--------------------------------|---------------------------|---------------------------|
| James Long | Timberline Land Co. HI, LLC | Oppose | No |

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woodson2-Rachel

From: mailinglist@capitol.hawaii.gov
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To: CPCtestimony
Cc: glasspalm@socal.rr.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

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| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| A Glass | Individual | Oppose | No |

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 2:35 PM
To: CPCtestimony
Cc: aaronmacdaniel@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

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|---------------------|---------------------|---------------------------|---------------------------|
| Aaron MacDaniel | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 5:02 AM
To: CPCtestimony
Cc: adaeschen@yahoo.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ada Eschen | Individual | Oppose | No |

Comments:

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Dear Members of the Committee:

I oppose HCR48 HD1, and urge you to do the same. Bill HB825, which gives rise to this and similar resolutions, violates the North American Free Trade Agreement (NAFTA).

In 1991, whether asleep at the switch or not (see Rep. Roy Takumi in the Jan./Feb. 2015 edition of "Capitol Ideas" published by the Council of State Governments), Hawaii became a part of NAFTA per actions by your elected federal government. U.S. President Bush signed the agreement and bound the states to its provisions and protections.

In the objective of expanding trade opportunities, and overcoming protectionism, NAFTA supersedes, i.e., has supremacy to, state's rights in key areas. One such area is its supremacy to efforts to "condition the receipt or continued receipt of an advantage" of an investor. Another is its supremacy to efforts to offer or "constitute a disguised restriction on international trade or investment" which NAFTA achieves through specific language: "No Party may impose or enforce any of the following requirements, or enforce any commitment or undertaking, in connection with the establishment, acquisition, expansion, management, conduct or operation of an investment of an investor of a Party or of a non-Party in its territory"

Please see NAFTA at Chapter 11, National Treatment for a more fulsome description of the obligations the U.S. President committed Hawaii to uphold. If you pause for a moment and consider who has been touting these toxic bills to you, you'll soon see that their pushers are all about seeking your efforts to violate NAFTA in order to redistribute the Hawaii accommodations market. Again, the U.S. President and Canadian Prime Minister, in drafting NAFTA and signing it, were prescient in anticipating the protectionist measures those who could or would not compete in a balanced marketplace might seek of legislators to manipulate the market for them.

As unfortunate as it may be that an uncaring or inattentive Hawaii didn't fight NAFTA in 1991, it's criticism left to, and explained to you by, the Hawaii legislators of the day. However, becoming a trade-deal welsher, while perhaps satisfying to some, is a poor response. And a petulant response anticipated and prohibited by the American and Canadian trade officials and elected leaders who wrote and signed the agreement; again, please see Chapter 11.

As NAFTA makes clear, a State cannot require or compel parties to NAFTA to participate in actions that violate it. HCR48 HD1, and Bill HB825 which prompts it, have no standing under Hawaii's obligations in the first instance to uphold and protect NAFTA. Indeed, HCR48 HD1 is little more than fruit of the poisoned tree.

NAFTA also contained provisions about terminating the agreement. I suspect your US Trade Representative in Washington, DC, can advise you of the federal process and steps that are in place to end US participation in NAFTA. Unilateral action by individual States or Provinces to withdraw from or abandon NAFTA and the rights investors have under it, is not one of them.

Please join me in opposing HCR48 HD1, and the poisoned HB825 tree that produced it, and in so doing, declare that when Hawaii is party to agreement, it can be counted on to fulfil the commitment until such time as the agreement is formally and legitimately changed by those who have vested in them the legal authority to do so.

With kind regards,

Adam

woodson2-Rachel

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 7:59 AM
To: CPCtestimony
Cc: a.wilson@jwr.ca
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

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| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alan Wilson | Individual | Oppose | No |

Comments:

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Sent: Saturday, March 28, 2015 5:25 AM
To: CPCtestimony
Cc: buzz@mahana308.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------------|---------------------|---------------------------|---------------------------|
| Albert W Merrill, PhD | Individual | Oppose | No |

Comments: I can and have for 27 years responsibly, legally, and efficiently management my own condo property on Maui. Mahalo

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 9:05 PM
To: CPCtestimony
Cc: ajh@mauimahana.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alicia Humiston | Individual | Oppose | No |

Comments: This is a waste of mine and other taxpayers monies. Owners of properties have a right to rent there own properties. There is no issue to the health and welfare of the public in doing so.

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 10:49 AM
To: CPCtestimony
Cc: al.e.silverstein@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alyson S Kyle | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 6:10 AM
To: CPCtestimony
Cc: aloha@andrewpendleton.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Andrew Pendleton | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 7:46 AM
To: CPCtestimony
Cc: andyuliano@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| andy iuliano | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 1:54 PM
To: CPCtestimony
Cc: relaxonmaui@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

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| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Anita Schwalbe | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 9:51 AM
To: CPCtestimony
Cc: animals@threeringranch.org
Subject: Submitted testimony for HR48 on Mar 30, 2015 14:00PM

HR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ann Goody PhD | Individual | Oppose | No |

Comments: I manage my own condo as a vacation rental in Kona and pay all of the taxes due. There is no need to force people to have a realtor as an agent. This would increase costs and force us to raise costs to visitors and could keep them from coming to Hawaii. Bad idea! Don't believe the Realtors who claim that they are the only ones who are honest!

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 7:42 AM
To: CPCtestimony
Cc: PureAlohaSpirit@yahoo.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Annet Ankaer | Individual | Oppose | No |

Comments: Dear Members Of Hawaii Legislature, I respectfully OPPOSE this Bill. Mahalo for your attention and consideration and the opportunity to express my OPPOSITION.

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 1:27 AM
To: CPCtestimony
Cc: annettelohman@earthlink.net
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Annette Lohman | Individual | Comments Only | No |

Comments: March 29, 2015 House Committee on Consumer Protection Testimony on H.C.R. 48 HD1 I am a fully legal, tax paying, owner of a transient vacation rental. I am writing to support this bill but only if it includes an amendment which I propose below. H.C.R. 48 HD1 Requests the Legislative Auditor to conduct a sunrise analysis of the need to regulate and license Transient Vacation Rentals. Section 26H-6, HRS requires that new regulatory measures, such as H.B. 825 and its companion SB 1297 which propose to license and regulate transient vacation rentals, be referred to the Legislative Auditor for analysis. I request that this bill be amended to name all stakeholders affected by the bill and include a requirement that the audit receive input from all stakeholders especially including owner/operators of vacation rentals that would be regulated so that the operations of owner managed rentals and the damaging consequences of many of the proposals to regulate them will be fully understood. Without such a requirement, the understanding of legal and illegal rentals will be incomplete as will the consequences, both intended and unintended, of many of the provisions presented in bills such as HB 825. My reservations regarding the bill as it stands are based on the following: 1. This bill cites a study performed by SMS Research and Marketing Services, Inc. under contract by the Hawaiian Tourism Authority which found 22,238 individually advertised vacation rentals in Hawaii as evidence that regulation needs to be enacted. The methods used to identify the number of individual rentals are not provided nor is there any indication that SMS was able to control for the common practice of owners of TVRs who advertise on multiple websites. 2. The bill also cites a series of articles carried in the Honolulu Star-Advertiser entitled "Rogue Rentals." The title of the series is highly inflammatory and quotes in the bill from the article such as "the proliferation of mostly illegal vacation rentals" are highly sensationalistic in tone. Such language makes for the kind of journalism which sells papers but is short on fact. While there is no doubt that many vacation rentals are illegal, there is also no doubt that many vacation rentals are legal and the facts about many owners such as myself who have followed the law and paid taxes are not presented. Much of the "evidence" provided is purely anecdotal. 3. This bill's use of cites such as that above from the article is highly prejudicial. They are presented as though they are evidence that illegal rentals are the norm when the reality is that no one knows which rentals on advertising websites are legal and which are not and therefore, no one knows if most of the rentals are legal or illegal. If the state knew which were legal or illegal, then the matter of enforcement should not be a problem. 4. Many of the provisions of bills being considered by the Hawaiian legislature are proposed as solutions to regulating and collecting taxes from illegal rentals. Yet many of the provisions, themselves, including those in HB 825 do little to address these issues. Instead they create increasingly difficult legal and financial

hurdles for legal owner/operators to manage their vacation rentals. For many owners, the difficulty and cost of complying will simply be so high that they will be forced to sell their property or remove it from the vacation rental pool and many will lose a significant part of their investment. Many legal owners like me, even with high occupancy rates, find that it is very difficult to even break even. We do what we do because we love Hawaii and enjoy sharing that love with our guests. Renting out our homes allows us an opportunity to visit more often. Illegal operators will be mostly unaffected because they will have little incentive to cease their illegal operations. They are not motivated by an identification with and love for the state of Hawaii. 5. This bill also cites the need to protect consumers from illegal scammers. Yet, to date, no evidence has been presented that indicates that scamming is a significant problem. Few of the provisions in bills before the legislature are a realistic means to provide protection from scammers. Instead, those measures that are forwarded as means to protect consumers from illegal scammers will have the primary effect of creating more regulatory hurdles for legal operators. Illegal scammers, for example, will care not at all that regulation proposed in HB 825 would require trust accounts be set up in Hawaiian banks but such a provision would create crippling burdens on owner/operators of legal vacation rentals. There has not been any research which indicates the need to protect consumers from legal vacation rental owners. 6. Many of my fellow owners have written testimony or weighed in on this bill as being opposed because they feel it will not be an honest audit. Many of us have spent many hours writing testimony trying to educate committee members regarding the real consequences of their bills but get the feeling that no one on the committees even seems to read testimony like this one. We wonder if the legislature even understands how our tiny little businesses work. We start out believing in the integrity of the legislative process and that the legislature wants to do the right thing for people and the state but then we see legislation proposed which would damage the lives and financial well-being of legal operators, many of us senior citizens, without making a dent in solving the problems of illegal rentals or scammers that are cited as justifications for the proposed measures. I humbly request that a full study be completed and that all sides of these issues are considered. It has been suggested in some testimony regarding TVRs that individuals from all the stakeholder groups get together to try to develop legislation that we can all support. I think that most of us would prefer win-win solutions that solve problems but don't harm one or more stakeholder groups. Mahalo for the opportunity to testify. Annette Lohman

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To: CPCtestimony
Cc: tony@bardinfamily.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/28/2015

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| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| anthony bardin | Individual | Oppose | No |

Comments: Horrible bill.

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Sent: Saturday, March 28, 2015 7:09 AM
To: CPCtestimony
Cc: ascooney10@comcast.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

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Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Anthony Cooney | Individual | Oppose | No |

Comments:

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woodson2-Rachel

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Cc: info@volcanovacationshawaii.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/27/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bernadette Boteilho | Individual | Oppose | No |

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Cc: hawaiibeth@earthlink.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Beth McCormick | Individual | Oppose | No |

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Cc: bobmaccallum@hotmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bob MacCallum | Individual | Oppose | No |

Comments:

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Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bonnie Aitken | Individual | Oppose | No |

Comments: I oppose this measure. I am an owner of a self managed TVR in an area that is zoned for vacation rental on Kauai.

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HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bonnie Severson | Individual | Oppose | No |

Comments:

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To: CPCtestimony
Cc: krellersgetaway@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brad Kreller | Individual | Oppose | No |

Comments:

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Cc: pullbuoy@hotmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brad Tomlinson | Individual | Oppose | No |

Comments:

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To: CPCtestimony
Cc: brandon_in_seattle@mac.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brandon Mullenberg | Individual | Oppose | No |

Comments:

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HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brian Roskam | Individual | Oppose | No |

Comments:

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Cc: khillside@hotmail.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bruce Erfer | Individual | Comments Only | No |

Comments: Registration of vacation rentals will not catch the scofflaws. It will only cause the legitimates to get frustrated with more government oversight and costs. Enforcement is the name of the game. Stop avoiding real enforcement. Bruce Erfer, Vacation Condo Owner, Maui

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To: CPCtestimony
Cc: carabirk@gmail.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Cara Birkholz | Individual | Oppose | No |

Comments: I am very concerned as to how this will impact the owners of thousands of legal vacation rentals who are following the laws, submitting their taxes etc.

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Sent: Saturday, March 28, 2015 10:58 AM
To: CPCtestimony
Cc: jandlgatlin@cox.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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| Carl E Gatlin, Jr | Individual | Oppose | No |

Comments:

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To: CPCtestimony
Cc: cc.travl@verizon.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

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Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Carol Coppel | Individual | Oppose | No |

Comments:

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HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Carole Fall | Individual | Oppose | No |

Comments: I strongly oppose HCR 48.

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To: CPCtestimony
Cc: cmhiatt@gmail.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Carolyn Hiatt | Individual | Oppose | No |

Comments: Dear Members of the House Committee on Finance: I OPPOSE SB519 as written. The proposed definition of "local contact" a) contradicts existing legislation in both the Landlord Tenant Act and the Real Estate Code, b) incorrectly combines roles of people who owe a fiduciary responsibility to the owner with those who do not and c) incorrectly misquotes the Real Estate Code. Please reinstate the original definition of "local contact" which is "an individual or company contracted by the operator of the transient accommodation to provide services required by this section. Nothing in this section shall be deemed to create an employer-employee relationship between an operator and its local contact" If the Committee feels the definition needs to change, the following AMENDMENTS are needed to fix the above noted errors: Amend Definition of "Local Contact" Paragraph (1) to read "Custodian/Caretaker, as defined in HRS467-1 Real Estate Code." Amend Definition of "Local Contact" Paragraph (3) to read "a person who is owner of the premises or, if the owner does not live on the same island as the premises, a person or company contracted by the owner to provide services required by this section who is resident on the same island as the premises. Nothing in this section shall be deemed to create an employer-employee relationship between an operator and its local contact. " In addition, Section 4(c), as written, is inconsistent with Act 326 Section 4(c) disclosure should either be deleted or read: "The owner of this property is registered with the State of Hawaii to offer transient accommodation. All who provide transient accommodation in Hawaii must collect and remit transient accommodation tax on the gross rents collected from any person renting the property. Hawaii Law also provides further requirements of property owners who rent transient accommodations." Thank you.

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Cc: david.lank@verizon.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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| Carolyn Lank | Individual | Oppose | No |

Comments:

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| Charles Mackin | Individual | Oppose | No |

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HCR48

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| Charles Warner | Individual | Comments Only | No |

Comments: Oppose

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Cc: chrisyarish@hotmail.com
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HCR48

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| Chris Yarish | Individual | Oppose | No |

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HCR48

Submitted on: 3/27/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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| Christian Ruhrmann | Individual | Oppose | No |

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Cc: cindi@cindi-anderson.com
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HCR48

Submitted on: 3/28/2015

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|---------------------|---------------------|---------------------------|---------------------------|
| Cindi Anderson | Individual | Oppose | No |

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HCR48

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|---------------------|---------------------|---------------------------|---------------------------|
| Colin Lau | Individual | Oppose | No |

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Cc: cyntravel@yahoo.com
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Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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|---------------------|---------------------|---------------------------|---------------------------|
| Cynthia Richardson | Individual | Oppose | No |

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HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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| Darlene Yarish | Individual | Oppose | No |

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Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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| darrell uher | Individual | Oppose | No |

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| Dav | Individual | Oppose | No |

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To: CPCtestimony
Cc: daveh@livingstoneglobal.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

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Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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|---------------------|---------------------|---------------------------|---------------------------|
| David Hatfield | Individual | Oppose | No |

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Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

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| David K Swenson | Individual | Oppose | No |

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Cc: surftracker52@gmail.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM
Attachments: HCR48 Testimony.pdf

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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|-----------------------|---------------------|---------------------------|---------------------------|
| David & Rita Ferguson | Individual | Oppose | No |

Comments:

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HCR48 Testimony

March 29, 2015

Respectfully,

We are retired mainland owners of vacation property in Hawaii since 2013, and we are opposed to the passage of legislation aimed at violating or restricting the right of property owners to responsibly and reasonably management their property, in favor of competitors who wish to monopolize the hospitality business by eliminating competition through legislation. Recently this right seems continually to be under assault from “deep pocket” competitors in the real estate cartel, bent on stamping out “small time” competition that our enterprise represents.

We purchased our property after many years of visiting the islands, wanting a place to visit and enjoy all the beauty the islands have to offer. During the times that we are not using the property, we decided to make the property available for others to enjoy at a fair market price. The funds made from these rents are used to pay taxes, pay down the debt, and to improve the property.

In no way do we wish to impede the State of Hawaii from collecting taxes and fulfilling a fiduciary responsibility to transient rental consumers and the people of Hawaii. However, as owners of Hawaii vacation rental property we believe the combination of fair market practices and existing statutes (if properly enforced), are sufficient regulation to govern our actions.

We are effectively self-regulated by the simple fair market principal that guests will not do business with owners whose properties and business practices do not live up to a high standard of excellence.

HCR48 Testimony

March 29, 2015

If we do not provide guests with a positive rental experience, they will not rent from us again, and will make full use of their opportunity to provide online reviews that allow potential guests to make informed accommodation choices based on their experience. Such is the power of the Internet, social media, and the digital age.

As owners of Hawaii vacation rental property, we make important contributions to the Hawaii economy, including:

- Transient Accommodation & General Excise Tax Payment;
- Payment of Property taxes;
- Employment for local housekeepers;
- Employment of contractors & local businesses;
- Employment of managers and/or Island Contacts;
- Investing capital to upgrade and maintain our properties

In addition we are compliant with multiple state, local, and federal requirements regarding our property, including:

- Payment of Federal income taxes
- Compliance with local zoning laws & fire code;
- Compliance with Hawaii Act 326;
- Compliance with the Landlord Tenant Act;

We respect and value our relationship with our guests and with the local Hawaiian community and take great pride in the investment we make in our property so as to exceed guests' expectations.

We are a very small enterprise. Passage of further legislation "relieving us" of our right to responsibly manage our property would be onerous, and impose unreasonable hardship on small

HCR48 Testimony

March 29, 2015

proprietors like us, who simply seek a responsible, reasonable means of owning and sharing a bit of the paradise that is Hawaii. Through all of this we help Hawaii remain a globally competitive tourism destination by ensuring the state can meet the demand for accommodation choices beyond those offered by hotels.

In summary, we are opposed to the passage of any bills that further the monopolistic endeavor of competitors to eliminate their competition through obsequious and self-serving legislation.

We further believe that adequate safeguards are already in place (if enforced) to protect the rights of guests, the state of Hawaii, and the local communities of which we are a part.

Mahalo for this opportunity to make our concerns known.

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 3:53 AM
To: CPCtestimony
Cc: scrddr@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dawn Ritz | Individual | Oppose | No |

Comments:

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woodson2-Rachel

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 6:29 AM
To: CPCtestimony
Cc: kumuna@alaska.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Deborah Geeseman | Individual | Oppose | No |

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woodson2-Rachel

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 12:40 PM
To: CPCtestimony
Cc: dhoward53@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| deborah howard | Individual | Oppose | No |

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To: CPCtestimony
Cc: Palekaiko@hawaiiantel.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/27/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Della Halvorson | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 6:55 AM
To: CPCtestimony
Cc: dgarlock@mauibeachbums.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dennis Garlock | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 11:43 AM
To: CPCtestimony
Cc: evanelk@shaw.ca
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------------|---------------------|---------------------------|---------------------------|
| Diederick L. van Elk | Individual | Oppose | No |

Comments: I oppose this bill for the reasons outlined by the RBOAA.

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Sent: Saturday, March 28, 2015 4:57 AM
To: CPCtestimony
Cc: MauiCondo4u@aol.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Don Brattin | Individual | Oppose | No |

Comments: HCR 48 is not needed. Like any business every now and then there is a bad one but the great majority of owners who rent their own condos are honest responsible people. I OPPOSE this legislation. Don Brattin

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 6:45 AM
To: CPCtestimony
Cc: donduwe@gmail.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Don Duwe | Individual | Oppose | No |

Comments: Realtors are not the answer, they are the problem. They have no investment in bring quests and tourist to Hawaii. Owners are the one that invest in there homes and condos, advertise, maintain there condos, purchase upgrades, pay property taxes, pay Transit taxes,and excise taxes. and hire locals to clean and do repairs. Realtors only take 25% to 50% for nothing but higher rents.

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 7:10 AM
To: CPCtestimony
Cc: donhealy@pcmc.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Donald | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 10:28 AM
To: CPCtestimony
Cc: donna@pawliw.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Donna Pawliw | Individual | Oppose | No |

Comments: Dear Members of the House Committee on Finance: I OPPOSE SB519 as written. The proposed definition of "local contact" a) contradicts existing legislation in both the Landlord Tenant Act and the Real Estate Code, b) incorrectly combines roles of people who owe a fiduciary responsibility to the owner with those who do not and c) incorrectly misquotes the Real Estate Code. Please reinstate the original definition of "local contact" which is "an individual or company contracted by the operator of the transient accommodation to provide services required by this section. Nothing in this section shall be deemed to create an employer-employee relationship between an operator and its local contact" If the Committee feels the definition needs to change, the following AMENDMENTS are needed to fix the above noted errors: Amend Definition of "Local Contact" Paragraph (1) to read "Custodian/Caretaker, as defined in HRS467-1 Real Estate Code." Amend Definition of "Local Contact" Paragraph (3) to read "a person who is owner of the premises or, if the owner does not live on the same island as the premises, a person or company contracted by the owner to provide services required by this section who is resident on the same island as the premises. Nothing in this section shall be deemed to create an employer-employee relationship between an operator and its local contact. " In addition, Section 4(c), as written, is inconsistent with Act 326 Section 4(c) disclosure should either be deleted or read: "The owner of this property is registered with the State of Hawaii to offer transient accommodation. All who provide transient accommodation in Hawaii must collect and remit transient accommodation tax on the gross rents collected from any person renting the property. Hawaii Law also provides further requirements of property owners who rent transient accommodations." Thank you.

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Sent: Sunday, March 29, 2015 10:21 AM
To: CPCtestimony
Cc: stoopse@gmail.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Elen Stoops | Individual | Oppose | No |

Comments: Dear Legislators, In that I STRONGLY OPPOSE HB825 I therefore OPPOSE HR22 and HCR48. HB825 does not meet the requirements of Hawaii State Law for Regulation. It is discriminatory, creates restraint of trade conditions due to it's overburdensome nature and the mechanisms recommended shall do little to nothing to mitigate problems associated with unenforced ordinance relating to illegal rentals. It will however cause significant duress to owners of legal vacation rentals who are in compliance with Act 326. This is a bad bill and I OPPOSE all considerations to support it. Mahalo.

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 11:29 AM
To: CPCtestimony
Cc: peaceandaloha@hotmail.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ellen Ernisse | Individual | Oppose | No |

Comments: Aloha, We live on Maui and rent two condos on VRBO and oppose this bill. Thank you.
Ellen and David Ernisse Maui HI

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woodson2-Rachel

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 9:04 AM
To: CPCtestimony
Cc: eagrants@sbcbglobal.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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|---------------------|---------------------|---------------------------|---------------------------|
| Ethel Grant | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 12:31 PM
To: CPCtestimony
Cc: gbaker1953@sbcglobal.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Gail Baker | Individual | Oppose | No |

Comments:

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Sent: Saturday, March 28, 2015 9:08 AM
To: CPCtestimony
Cc: garyabodine@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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|---------------------|---------------------|---------------------------|---------------------------|
| Gary A Bodine | Individual | Oppose | No |

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 10:19 AM
To: CPCtestimony
Cc: garyk@sonic.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Gary Krambs | Individual | Oppose | No |

Comments:

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woodson2-Rachel

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 11:42 AM
To: CPCtestimony
Cc: garylamouria@yahoo.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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|---------------------|---------------------|---------------------------|---------------------------|
| Gary Lamouria | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 8:29 AM
To: CPCtestimony
Cc: gwellen@sonic.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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| Gary Wellen | Individual | Oppose | No |

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 7:47 AM
To: CPCtestimony
Cc: gaylelarsen@me.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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|---------------------|---------------------|---------------------------|---------------------------|
| Gayle Larson | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 10:09 AM
To: CPCtestimony
Cc: geoff.scotton@frontier.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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|---------------------|---------------------|---------------------------|---------------------------|
| Geoffrey Scotton | Individual | Oppose | No |

Comments: As a Hawaii property owner of a vacation rental in Maui, where I have been fully compliant on payment of all GE, TA and homeowner taxes since original purchase in 2002, I respectfully oppose this measure. There is already sufficient regulation in the licensing of vacation rentals and enforcement of tax laws that adding the onerous regulatory burdens being investigated by this act is unnecessary. Please direct the resources that would otherwise be spent in this proposed act to the enforcement of the existing laws to identify and address those individuals that are not paying their taxes, as opposed to putting additional burdens on those of us who do. Thank you.

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Sent: Saturday, March 28, 2015 6:00 PM
To: CPCtestimony
Cc: georgehu@hotmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

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|---------------------|---------------------|---------------------------|---------------------------|
| George Hu | Individual | Oppose | No |

Comments:

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To: CPCtestimony
Cc: bigdahg@gmail.com
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HCR48

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|---------------------|---------------------|---------------------------|---------------------------|
| Glen | Individual | Oppose | No |

Comments:

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To: CPCtestimony
Cc: gfall98177@hotmail.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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|---------------------|---------------------|---------------------------|---------------------------|
| Gordon Fall | Individual | Oppose | No |

Comments: I strongly oppose HCR 48.

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To: CPCtestimony
Cc: ivar@ivarp.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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|---------------------|---------------------|---------------------------|---------------------------|
| Ivar Pedersen | Individual | Oppose | No |

Comments:

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Sent: Saturday, March 28, 2015 5:11 PM
To: CPCtestimony
Cc: lauerj001@hawaii.rr.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

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| Jack Lauer | Individual | Oppose | No |

Comments:

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Sent: Sunday, March 29, 2015 1:36 PM
To: CPCtestimony
Cc: jamescasper@hotmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

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|---------------------|---------------------|---------------------------|---------------------------|
| James Casper | Individual | Oppose | No |

Comments:

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Sent: Saturday, March 28, 2015 6:15 AM
To: CPCtestimony
Cc: jpepper317@earthlink.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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| James Pepper | Individual | Oppose | No |

Comments:

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Sent: Sunday, March 29, 2015 12:14 PM
To: CPCtestimony
Cc: jimlajolla@aol.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

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| James Sanford | Individual | Oppose | No |

Comments:

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Sent: Saturday, March 28, 2015 5:04 AM
To: CPCtestimony
Cc: jamesfsommers@yahoo.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| James Sommers | Individual | Oppose | No |

Comments:

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Sent: Saturday, March 28, 2015 6:24 AM
To: CPCtestimony
Cc: jjcrews1@msn.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Janet Crews | Individual | Oppose | No |

Comments:

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Sent: Friday, March 27, 2015 7:44 PM
To: CPCtestimony
Cc: jann@dccnet.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/27/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jann Mittlestead | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 6:21 AM
To: CPCtestimony
Cc: jjm11870@aol.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jason Miller | Individual | Oppose | No |

Comments:

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Sent: Saturday, March 28, 2015 1:27 PM
To: CPCtestimony
Cc: mauiwhalens@sbcglobal.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jeanette Whalen | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 8:00 AM
To: CPCtestimony
Cc: jill_oudil@telus.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jill Oudil | Individual | Oppose | No |

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woodson2-Rachel

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 6:48 AM
To: CPCtestimony
Cc: jimstofer@comcast.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jim Stofer | Individual | Oppose | No |

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 12:22 PM
To: CPCtestimony
Cc: joe@joedorsey.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Joe Dorsey | Individual | Oppose | No |

Comments: I oppose HCR48 as written! The legislature's time is again being wasted by large property management businesses trying to create a monopoly in Hawaii by attempting to eliminate the off island independent transient property owner from paying his/her taxes themselves and requiring us to employ them as our representatives. I am perfectly capable of paying my Hawaii State transient accommodation taxes myself, and have done so for many years. They are trying to pretend that we have a problem, when none exists. Thank you for listening to me and protecting my rights. Joe Dorsey
General Excise Tax Number: W-68822711-01 - Transient Accommodations Tax Number: W-68822711-01 - Last Four Digits of FEIN: 7549

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 4:44 AM
To: CPCtestimony
Cc: joeslabe@hotmail.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Joe Slabe | Individual | Oppose | No |

Comments: I am a property owner in Kihei, Maui and I OPPOSE this bill.

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 8:23 AM
To: CPCtestimony
Cc: john.eckel@pinninvest.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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|---------------------|---------------------|---------------------------|---------------------------|
| john eckel | Individual | Oppose | No |

Comments: Please OPPOSE

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Sent: Sunday, March 29, 2015 11:01 AM
To: CPCtestimony
Cc: jjmcnitt@gmail.com
Subject: *Submitted testimony for HR48 on Mar 30, 2015 14:00PM*

HR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| John J McNitt | Individual | Oppose | No |

Comments:

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To: CPCtestimony
Cc: lynnpeabody51@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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|---------------------|---------------------|---------------------------|---------------------------|
| John Peabody | Individual | Oppose | No |

Comments:

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HCR48

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| John Whitley | Individual | Oppose | No |

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To: CPCtestimony
Cc: jtm0212@sbcglobal.net
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HCR48

Submitted on: 3/28/2015

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| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| John McDaniel | Individual | Oppose | No |

Comments:

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To: CPCtestimony
Cc: mauicolorado@aol.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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|---------------------|---------------------|---------------------------|---------------------------|
| Judith Palmer | Individual | Oppose | No |

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To: CPCtestimony
Cc: jralley@sbcglobal.net
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HCR48

Submitted on: 3/29/2015

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| Judy Alley | Individual | Oppose | No |

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To: CPCtestimony
Cc: jcashs28@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

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| Judy Cash | Individual | Oppose | No |

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Sent: Saturday, March 28, 2015 11:37 AM
To: CPCtestimony
Cc: julie.zweber@cox.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

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| Julie Zweber | Individual | Oppose | No |

Comments:

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Cc: rkd2940@gmail.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
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| Katherine Daly | Individual | Oppose | No |

Comments: Dear Members of the House Committee on Finance: I OPPOSE SB519 as written. The proposed definition of "local contact" a) contradicts existing legislation in both the Landlord Tenant Act and the Real Estate Code, b) incorrectly combines roles of people who owe a fiduciary responsibility to the owner with those who do not and c) incorrectly misquotes the Real Estate Code. Please reinstate the original definition of "local contact" which is "an individual or company contracted by the operator of the transient accommodation to provide services required by this section. Nothing in this section shall be deemed to create an employer-employee relationship between an operator and its local contact" If the Committee feels the definition needs to change, the following AMENDMENTS are needed to fix the above noted errors: Amend Definition of "Local Contact" Paragraph (1) to read "Custodian/Caretaker, as defined in HRS467-1 Real Estate Code." Amend Definition of "Local Contact" Paragraph (3) to read "a person who is owner of the premises or, if the owner does not live on the same island as the premises, a person or company contracted by the owner to provide services required by this section who is resident on the same island as the premises. Nothing in this section shall be deemed to create an employer-employee relationship between an operator and its local contact. " In addition, Section 4(c), as written, is inconsistent with Act 326 Section 4(c) disclosure should either be deleted or read: "The owner of this property is registered with the State of Hawaii to offer transient accommodation. All who provide transient accommodation in Hawaii must collect and remit transient accommodation tax on the gross rents collected from any person renting the property. Hawaii Law also provides further requirements of property owners who rent transient accommodations." Thank you. Katherine Daly

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Cc: kwahed@pacbell.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

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| Kathi Wahed | Individual | Oppose | No |

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woodson2-Rachel

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 4:39 AM
To: CPCtestimony
Cc: dhcondos@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

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| Kathleen Ochsenbein | Individual | Oppose | No |

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To: CPCtestimony
Cc: sheehan.kathyharnett@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

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| Kathleen Sheehan | Individual | Oppose | No |

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To: CPCtestimony
Cc: Campt@aol.com
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| Kathryn McNitt | Individual | Oppose | No |

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To: CPCtestimony
Cc: ktlinn@pacific.net
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| katie nyborg | Individual | Oppose | No |

Comments: I strongly oppose HCR48! Until the Federal Government legalizes Medical Marijuana, or just Marijuana in general, I oppose passing any law allowing it's use. California is an absolute mess in the counties that have allowed medical marijuana. There crime, including violent crime, rates have gone up exponentially, as well as people buying (or renting) homes then gutting them for Grow houses! Nice quiet communities are under siege, law enforcement officials are overwhelmed and the homeless population has quadrupled since their legalization of medical marijuana. On a personal level, I feel it should be legalized and taxed. People who need it for medical purposes can have easy affordable access and those that want it for recreation can legally use it while the general public can benefit by having increased tax revenue with no dramatic increase with crime. Right now it's just an easy way for people to grow AND sell without paying taxes. Mahalo,

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To: CPCtestimony
Cc: hawaiianhaven@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

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|---------------------|---------------------|---------------------------|---------------------------|
| Kenneth Barrett | Hawaiian Haven, LLC | Oppose | No |

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Sent: Saturday, March 28, 2015 8:02 AM
To: CPCtestimony
Cc: mahana1213@yahoo.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

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| Kenneth Green | Individual | Oppose | No |

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To: CPCtestimony
Cc: k8kwh@hotmail.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

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Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kenneth Hoehn | Individual | Oppose | No |

Comments: Once again the valuable time of the Hawaiian legislature is being wasted by the large vacation rental management companies attempting to legislate-out any independent rental operators who do not subscribe to their services and pay them a portion of our rentals for doing nothing. I am opposed to HCR48. The vast majority of us follow the letter of the law, collect significant amounts of tax money from visitors, account it, and submit it without handling fees to the state and counties. We pay property tax on the order of TEN TIMES the amount a resident of an identical rental unit pays. These measures keep coming up again and again in a tireless attempt to wear down the Hawaiian Legislature and essentially create monopoly situation for the rental management companies. Please stop them once and for all. Ensure there are proper laws and enforce those who do not follow the law with their vacation rentals, but do not allow the vacation rental management companies to force us to do business with them. We are independent for a reason. Thank you!

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To: CPCtestimony
Cc: martink004@hawaii.rr.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

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| Kenneth Martin | Individual | Oppose | No |

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Sent: Saturday, March 28, 2015 4:57 AM
To: CPCtestimony
Cc: k-sanderson@shaw.ca
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

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| Kim Sanderson | Individual | Oppose | No |

Comments:

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Sent: Saturday, March 28, 2015 7:32 AM
To: CPCtestimony
Cc: kaymadnani@hotmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

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| Koshu Madnani | Individual | Oppose | No |

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To: CPCtestimony
Cc: Larmik@cruzio.com
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HCR48

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| L. Mancini | Individual | Oppose | No |

Comments:

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Cc: halemarhawaii@gmail.com
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HCR48

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| Laura Roden | Individual | Oppose | No |

Comments:

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Sent: Saturday, March 28, 2015 6:05 AM
To: CPCtestimony
Cc: Laurallang58@gmail.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Laura L Lang | Individual | Oppose | No |

Comments: We own property in Kauai and oppose this legislation. Please leave things alone and protect our rights as a small time investor.

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Sent: Friday, March 27, 2015 10:21 PM
To: CPCtestimony
Cc: kbcc106@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/27/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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| Linda Selbert | Individual | Oppose | No |

Comments:

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Cc: baskinl@sbcglobal.net
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HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lisa Baskin | Individual | Comments Only | No |

Comments: I strongly oppose this bill. I am a tax paying legal vacation rental owner who could not afford to keep my vacation rental condo, if I could not manage it myself. I live in Los Angeles, California. If I am forced to sell my condo, real estate, value will go down even further. The only ones that profit from this bill passing are the hotels. Lisa Baskin

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To: CPCtestimony
Cc: lcolson58@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lloyd Olson | Individual | Oppose | No |

Comments:

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Cc: pahtri@yahoo.com
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HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Louis Trinh | Individual | Oppose | No |

Comments:

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Sent: Saturday, March 28, 2015 2:00 PM
To: CPCtestimony
Cc: manfred@hiddenmauiparadise.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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|---------------------|---------------------|---------------------------|---------------------------|
| Manfred Wagner | Individual | Oppose | No |

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HCR48

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Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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|---------------------|---------------------|---------------------------|---------------------------|
| Mark Jacobsen | Individual | Oppose | No |

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Cc: marshavaughn3@att.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

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Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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|---------------------|---------------------|---------------------------|---------------------------|
| Marsha Vaughn | Individual | Oppose | No |

Comments:

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To: CPCtestimony
Cc: eyesk8@shaw.ca
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HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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| Mary Lou Newbold | Individual | Oppose | No |

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Cc: dmngcondo@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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|---------------------|---------------------|---------------------------|---------------------------|
| Mary Gross | Individual | Oppose | No |

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Cc: mschwering@mac.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

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Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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|---------------------|-----------------------|---------------------------|---------------------------|
| MaryAnn Schwering | vacation rental owner | Oppose | No |

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Cc: mparker@shaw.ca
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HCR48

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| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Maureen Parker | Individual | Oppose | No |

Comments: We are concerned that investors may choose to invest in other areas than Hawaii, that allow them options on how they manage their privately owned investment property without property management regulations that severely impacts their investment return. I'm curious why legislators feel that investors in the state of Hawaii are less compliant with applicable state and county laws than investors in other states.

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To: CPCtestimony
Cc: klassykalama@aol.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

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Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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|---------------------|---------------------|---------------------------|---------------------------|
| Meredith Johnson | Individual | Oppose | No |

Comments: I OPPOSE this measure. Respectfully submitted: Meredith Johnson

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Sent: Saturday, March 28, 2015 7:48 AM
To: CPCtestimony
Cc: m.jordan@earthlink.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

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| M. G. Jordan | Individual | Oppose | No |

Comments:

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To: CPCtestimony
Cc: MMCGARRY@REMAX.NET
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HR48

Submitted on: 3/28/2015

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| MICHELLE MCGARRY | Individual | Oppose | No |

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Cc: helmsman@lava.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

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| mike dixon | Individual | Oppose | No |

Comments:

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To: CPCtestimony
Cc: blancaflor@cox.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

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Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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| Millard Blancaflor | Individual | Oppose | No |

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Cc: montylr@hotmail.com
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HCR48

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| Monty Richmond | Individual | Oppose | No |

Comments:

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HCR48

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| n. sweat | Individual | Oppose | No |

Comments:

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Cc: kinglau16@yahoo.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

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| On King Lau | Individual | Oppose | No |

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| Pamela Matthai | Individual | Oppose | No |

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| Pat Morgan | Individual | Oppose | No |

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| Patricia Alexander | Individual | Oppose | No |

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Cc: aloha1pr@hawaiiantel.net
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| Patricia Reynolds | Individual | Oppose | No |

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| Patricia Starkie | Individual | Oppose | No |

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| Paul Shields | Individual | Oppose | No |

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Cc: peggykay@shaw.ca
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| peggy kay | Individual | Comments Only | No |

Comments: Oppose

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| Peggy Lenahan | Individual | Oppose | No |

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|--------------|--------------|--------------------|--------------------|
| R Stewart | Individual | Oppose | No |

Comments: Opposition to HR22 H.D.1 and HCR48 H.D.1 Thank you for the opportunity to testify. These House Resolutions request the Office of the Auditor to conduct a Sunrise review of Professional and Vocational licensing for those who rent transient vacation rentals. I am an individual property owner who rents my personal property under the Landlord Tenant Codes of the State of Hawaii. As stated in the preamble to HB 2078 HD2 SD2 CD1 which became Act 326, "Section 521-7, Hawaii Revised Statutes, also clearly states that the only exemption from the landlord-tenant code for transient rentals is transient occupancy on a day-to- day basis in a hotel or motel." I am not performing renting property on behalf of someone else where it would be subject to professional licensing, nor am I in the hotel business. Increasingly, laws are being proposed that treat all transient accommodation landlords as if we were one big company, rather than individual owners. We are individuals conducting rentals just as every other owner who conducts long term rentals. There should not be a different set of laws for those who rent less than 180 days and those that rent more than 180 days. The United States Constitution provides for property owners to rent and sell their own properties as a personal right. Hawaii Revised Statute under the Real Estate Code reaffirms an owner may rent, manager and sell their own property. No special licensing by the Federal government nor the State of Hawaii is required of any other property owner to secure a Professional License to do this. HR22 refers to a newspaper article as a cause for legislation regarding "rogue rentals" on Oahu. This is a zoning issue specific to Oahu. It is not a State jurisdiction, but rather a county issue. In Hawaii, those who rent individually owned property fall under, Landlord Tenant laws, Tax Compliance laws, and compliance with local jurisdictions for zoning, permits, etc. These are overlaying jurisdictions. Landlord Tenant - DCCA. Tax Compliance - DoTAX, zoning - individual counties. Act 326 does not attempt to impose State regulations upon the counties. It does, however, reinforce the compliance with tax law and landlord tenant laws. Law already exist to address Landlord Tenant, taxing and zoning. It is a matter of each jurisdiction applying the laws that already exist. Thank you.

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Cc: rebhosh@msn.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

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| Rebecca Hoshiko | Individual | Oppose | No |

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Cc: vistab103@shaw.ca
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HCR48

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| Reginald E. Smith | Individual | Oppose | No |

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Cc: polyshores@hawaiiantel.net
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HCR48

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| richard biederman | Individual | Oppose | No |

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Cc: 3454057@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

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| Richard Miller | Individual | Support | No |

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To: CPCtestimony
Cc: rmalibu@charter.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

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| Robert Rubin | Individual | Oppose | No |

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To: CPCtestimony
Cc: bmcdonough@earthlink.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

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| Roberta McDonough | Individual | Oppose | No |

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To: CPCtestimony
Cc: c313akahi@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Roderick Yu | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 6:41 AM
To: CPCtestimony
Cc: colonel@ronbenjamin.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ron Benjamin | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 7:38 AM
To: CPCtestimony
Cc: rbcoerver@yahoo.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ron Benjamin Jr | Individual | Oppose | No |

Comments:

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woodson2-Rachel

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 11:57 AM
To: CPCtestimony
Cc: napilipointc37@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ron Sagerson | Individual | Oppose | No |

Comments:

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I OPPOSE HCR 48 for the following reasons:

- a) HRS237D already covers : “Must designate a local, on island contact in case of emergency or natural disaster”. For a TVR (Transient Vacation Rental) currently this is usually a PERSON..such as caretaker, or condo mgr. who is more responsive to and knowledgeable about the specific property, than is some licensed PROFESSIONAL who is usually a business..where in off hours only a recording is available for the renter’s immediate needs...and this licensed professional is usually off site, with limited knowledge about each of many properties being managed.
- b) Protection, safety, welfare of a Transient renter is no more increased by having a professionally licensed mgr, than by a non-licensed mgr/contact who knows the property intimately, and who has immediate information/assistance as to : check in, keys, parking, furnishings, local stores, appliance instructions, pool, lobby hrs, parking tags, etc etc.
- c) Internet scams happen with or without professional licensing. They happen on the internet, where professionals and non-professionals alike advertise in this modern age. No amount of licensing or regulation defeats scams...but requiring an on-island contact phone for any ad...whether transient or longer term rentals does protect the renter’s welfare. In fact a personal contact phone no. is already required for on line advertisers such as VRBO.com.
- d) Reputable on-line advertisers are already self-policing..without the need for an additional layer of professional licensing. The renter reviews on these sites quickly and effectively eliminate TVR offerings which do not serve the welfare of the renter, such as:

Accuracy of property description, cleanliness, handling of rental payment, parking, noise, etc.

e) Neighborhood TVR problems need to be addressed at the specific property level...not by some layer of professional licensing. At the property level, zoning, parking, and noise can be handled by existing regulations and/or new regulations for the PROPERTY..not the MANAGER of the property.

f) Taxes payable on TVRs need to be addressed at the taxation level...not by some layer of professional licensing. Simple solutions already exist: 1) require the TMK number(s) on the annual GET and TA tax filings. 2) add a statement of “under penalty this is a true and accurate statement of Gross Receipts, and upon request, taxpayer’s Hawaii income tax Schedule E shall be provided as reconciliation of Gross Receipts”.

As legislators and citizens, let’s go forward with specific solutions that work..rather than some layer of licensing that hopes to blanket all the problems, and which is subject to legal challenge for taking away property owners’ rights.

Respectfully submitted,

Ronald Hansen

190 Hauoli St.

Wailuku HI.M

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 5:12 AM
To: CPCtestimony
Cc: rj@jennyent.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ronald Jenny | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 7:59 AM
To: CPCtestimony
Cc: scott@tuckertown.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| scott tucker | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 5:51 AM
To: CPCtestimony
Cc: propaneshane@aol.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Shane McWhorter | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 4:58 AM
To: CPCtestimony
Cc: cooneyshirley@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Shirley Cooney | Individual | Oppose | No |

Comments:

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Sent: Saturday, March 28, 2015 11:22 AM
To: CPCtestimony
Cc: scchili@aol.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Stephen Childers | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 6:16 AM
To: CPCtestimony
Cc: stephenstay@shaw.ca
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Stephen Taylor | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 8:33 AM
To: CPCtestimony
Cc: mt2759@gmail.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Steven Voit | Individual | Oppose | No |

Comments: Hawaii is known to be anti small business. I oppose this bill as it only adds to the difficulty and expense of operating a business in this state.

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 5:19 AM
To: CPCtestimony
Cc: k404honuakai@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sue Austin | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 6:18 AM
To: CPCtestimony
Cc: Gulliversmom@gmail.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Susan Miller | Individual | Oppose | No |

Comments: I support the position of the RBOAA.

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 9:12 AM
To: CPCtestimony
Cc: susy@downer.org
Subject: *Submitted testimony for HR48 on Mar 30, 2015 14:00PM*

HR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Susy Downer | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 6:24 AM
To: CPCtestimony
Cc: tarasweet@earthlink.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| t. sweet | Individual | Oppose | No |

Comments:

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woodson2-Rachel

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 5:06 PM
To: CPCtestimony
Cc: tell2tami@hotmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| tami | Individual | Oppose | No |

Comments:

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woodson2-Rachel

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 7:57 AM
To: CPCtestimony
Cc: tgardiner@intergate.ca
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Terry Gardiner | Individual | Oppose | No |

Comments:

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woodson2-Rachel

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 1:07 PM
To: CPCtestimony
Cc: mauihail@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tim Hailey | Individual | Oppose | No |

Comments:

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woodson2-Rachel

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 11:36 AM
To: CPCtestimony
Cc: tjf702@aol.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tom Flynn | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 6:03 AM
To: CPCtestimony
Cc: traciehawaii56@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tracie A Rosendahl | Individual | Oppose | No |

Comments:

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Sent: Saturday, March 28, 2015 12:50 PM
To: CPCtestimony
Cc: whit11@me.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tracy Whitmore | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 8:56 AM
To: CPCtestimony
Cc: tlvu@live.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tuan Vu | Individual | Oppose | No |

Comments: I oppose this measure.

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woodson2-Rachel

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 7:10 AM
To: CPCtestimony
Cc: whaler515@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Valene Garrison | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 1:07 PM
To: CPCtestimony
Cc: hailmaui@att.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Vicky Hailey | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 6:26 AM
To: CPCtestimony
Cc: wwardo@earthlink.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| will ward | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 28, 2015 5:06 AM
To: CPCtestimony
Cc: yvonnegilbert744@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

HCR48

Submitted on: 3/28/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Yvonne Gilbert | Individual | Oppose | No |

Comments:

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woodson2-Rachel

From: mailinglist@capitol.hawaii.gov
Sent: Monday, March 30, 2015 7:42 AM
To: CPCtestimony
Cc: bob@vshl.ca
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

LATE

HCR48

Submitted on: 3/30/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bob Emslie | Individual | Oppose | No |

Comments:

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Sent: Sunday, March 29, 2015 7:55 PM
To: CPCtestimony
Cc: thinkmaui@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*



HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brian Hove | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 5:10 PM
To: CPCtestimony
Cc: brandtzanadu1@socal.rr.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM



HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| bruce brandt | Individual | Oppose | No |

Comments: I own my home on Maui now for 12 years, what makes you think you can tell me I can not rent it myself , I always pay state tax. you pass this and I will sue.

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 8:17 PM
To: CPCtestimony
Cc: cjt@tamblyns.org
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

LATE

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Cameron Tamblyn | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Monday, March 30, 2015 6:45 AM
To: CPCtestimony
Cc: davegiacomini@sbcglobal.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*



HCR48

Submitted on: 3/30/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| David Giacomini | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Monday, March 30, 2015 5:59 AM
To: CPCtestimony
Cc: dtprice@gci.net
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM



HCR48

Submitted on: 3/30/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| deb | Individual | Oppose | No |

Comments: oppose

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Sent: Sunday, March 29, 2015 4:35 PM
To: CPCtestimony
Cc: 05arni@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*



HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|------------------------|---------------------|---------------------------|---------------------------|
| Debi Beckwith Peterson | Individual | Oppose | No |

Comments:

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woodson2-Rachel

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 4:37 PM
To: CPCtestimony
Cc: brandtpeanut@aol.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*



HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| donna brandt | Individual | Oppose | No |

Comments:

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Sent: Sunday, March 29, 2015 6:00 PM
To: CPCtestimony
Cc: mitdoug43@yahoo.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM



HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Douglas Mitchell | Individual | Oppose | No |

Comments: Please oppose HCR48.

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From: mailinglist@capitol.hawaii.gov
Sent: Monday, March 30, 2015 7:03 AM
To: CPCtestimony
Cc: ekahivacationcondos@icloud.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM



HCR48

Submitted on: 3/30/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| George Gramatke | Individual | Comments Only | No |

Comments: I oppose this bill.

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 8:48 PM
To: CPCtestimony
Cc: hattyhill60@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

LATE

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Hatty | Individual | Oppose | No |

Comments:

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LATE

JAMES E. HAVAS
SHEELA D. HAVAS
110 Kaanapali Shores Place #511
Lahaina, HI 96761
Tel: (626) 354-5363 --- Fax: (760) 771-4286

March 30, 2015

I OPPOSE SB519 as written.

The proposed definition of "local contact" a) contradicts existing legislation in both the Landlord Tenant Act and the Real Estate Code, b) incorrectly combines roles of people who owe a fiduciary responsibility to the owner with those who do not and c) incorrectly misquotes the Real Estate Code.

Please reinstate the original definition of "local contact" which is "an individual or company contracted by the operator of the transient accommodation to provide services required by this section. Nothing in this section shall be deemed to create an employer-employee relationship between an operator and its local contact"

If the Committee feels the definition needs to change, the following AMENDMENTS are needed to fix the above noted errors:

Amend Definition of "Local Contact" Paragraph (1) to read "Custodian/Caretaker, as defined in HRS467-1 Real Estate Code."

Amend Definition of "Local Contact" Paragraph (3) to read "a person who is owner of the premises or, if the owner does not live on the same island as the premises, a person or company contracted by the owner to provide services required by this section who is resident on the same island as the premises. Nothing in this section shall be deemed to create an employer-employee relationship between an operator and its local contact. "

In addition, Section 4(c), as written, is inconsistent with Act 326

Section 4(c) disclosure should either be deleted or read: "The owner of this property is registered with the State of Hawaii to offer transient accommodation. All who provide transient accommodation in Hawaii must collect and remit transient accommodation tax on the gross rents collected from any person renting the property. Hawaii Law also provides further requirements of property owners who rent transient accommodations."

Thank you.

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 2:07 PM
To: CPCtestimony
Cc: jmszdv@aol.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM



HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| JaNell McCullough | Individual | Comments Only | No |

Comments: We do not need help or supervision in the rental of our condominium. We have an excellent rating on home away and tripadvisor, as well as a wonderful reputation. Our guests are long time repeat stays and are very satisfied and rave about our condo.

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woodson2-Rachel

From: mailinglist@capitol.hawaii.gov
Sent: Monday, March 30, 2015 6:16 AM
To: CPCtestimony
Cc: jillfletch1966@yahoo.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

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HCR48

Submitted on: 3/30/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jill Fletcher | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 9:12 PM
To: CPCtestimony
Cc: johnauhl@gmail.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM

LATE

HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| John Uhl | Individual | Oppose | No |

Comments: We are small property owners, licensed, paying 13.42% TAT and GET taxes, filing quarterly reports, following the laws as best we can. Please do not let the big hotels put us out of business. They do not want the competition, but we offer accommodations to a different demographic than they do, and your overall tourist experience, overall tourist revenue, and overall TAT and GET revenue will be better with us than without us. Definitely crack down on people renting illegally. But please do not punish us to benefit large corporations. Thank you very much. John Uhl

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woodson2-Rachel

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 3:00 PM
To: CPCtestimony
Cc: 3talbs@sbcglobal.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

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HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| john talbott | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 4:26 PM
To: CPCtestimony
Cc: lovemaui14@comcast.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

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HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Joy Faber | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 7:39 PM
To: CPCtestimony
Cc: kkraskowsky@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*



HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------------|---------------------|---------------------------|---------------------------|
| Kathleen K. Raskowsky | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 5:58 PM
To: CPCtestimony
Cc: highbluff@mtaonline.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*



HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Linda | Individual | Oppose | No |

Comments:

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woodson2-Rachel

From: mailinglist@capitol.hawaii.gov
Sent: Monday, March 30, 2015 5:12 AM
To: CPCtestimony
Cc: mhubner@halehubner.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

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HCR48

Submitted on: 3/30/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Matthew Hubner | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Monday, March 30, 2015 6:53 AM
To: CPCtestimony
Cc: michelle.gramatke@me.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM



HCR48

Submitted on: 3/30/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Michelle Gramatke | Individual | Comments Only | No |

Comments: I oppose this bill.

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 10:33 PM
To: CPCtestimony
Cc: faytoy@yahoo.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM



HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nancie Fay | Individual | Oppose | No |

Comments: At what point will the state legislature realize that individuals owning vacation rentals are not the enemy? We contribute so much to the Hawaiian economy, yet we are constantly being persecuted! The state of Hawaii makes more money on my unit every year than I do! IF the legislature insists on making the process of ownership so difficult, I will need to take my unit off the market (as will many others), which will result in lower revenues for the state (and fewer headaches for us owners!).

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Sent: Sunday, March 29, 2015 4:05 PM
To: CPCtestimony
Cc: idivedeep@aol.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

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HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Norbert Wolszon | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 7:45 PM
To: CPCtestimony
Cc: trmay@hawaiiantel.net
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*



HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rae-Marie May | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Monday, March 30, 2015 4:17 AM
To: CPCtestimony
Cc: ralphschmidt1947@gmail.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*



HCR48

Submitted on: 3/30/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------------|---------------------|---------------------------|---------------------------|
| Rev. Ralph G. Schmidt | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 9:10 PM
To: CPCtestimony
Cc: randall.daly@gmail.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM



HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------|--------------|--------------------|--------------------|
| Randall E.Daly | Individual | Oppose | No |

Comments: Dear Members of the House Committee on Finance: I OPPOSE SB519 as written. The proposed definition of "local contact" a) contradicts existing legislation in both the Landlord Tenant Act and the Real Estate Code, b) incorrectly combines roles of people who owe a fiduciary responsibility to the owner with those who do not and c) incorrectly misquotes the Real Estate Code. Please reinstate the original definition of "local contact" which is "an individual or company contracted by the operator of the transient accommodation to provide services required by this section. Nothing in this section shall be deemed to create an employer-employee relationship between an operator and its local contact" If the Committee feels the definition needs to change, the following AMENDMENTS are needed to fix the above noted errors: Amend Definition of "Local Contact" Paragraph (1) to read "Custodian/Caretaker, as defined in HRS467-1 Real Estate Code." Amend Definition of "Local Contact" Paragraph (3) to read "a person who is owner of the premises or, if the owner does not live on the same island as the premises, a person or company contracted by the owner to provide services required by this section who is resident on the same island as the premises. Nothing in this section shall be deemed to create an employer-employee relationship between an operator and its local contact. " In addition, Section 4(c), as written, is inconsistent with Act 326 Section 4(c) disclosure should either be deleted or read: "The owner of this property is registered with the State of Hawaii to offer transient accommodation. All who provide transient accommodation in Hawaii must collect and remit transient accommodation tax on the gross rents collected from any person renting the property. Hawaii Law also provides further requirements of property owners who rent transient accommodations." Thank you.

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To: CPCtestimony
Cc: kon3grl_899104@yahoo.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM



HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Ronda Momoa | Individual | Oppose | No |

Comments: Dear Members of the House Committee on Finance: I OPPOSE SB519 as written. The proposed definition of "local contact" a) contradicts existing legislation in both the Landlord Tenant Act and the Real Estate Code, b) incorrectly combines roles of people who owe a fiduciary responsibility to the owner with those who do not and c) incorrectly misquotes the Real Estate Code. Please reinstate the original definition of "local contact" which is "an individual or company contracted by the operator of the transient accommodation to provide services required by this section. Nothing in this section shall be deemed to create an employer-employee relationship between an operator and its local contact" If the Committee feels the definition needs to change, the following AMENDMENTS are needed to fix the above noted errors: Amend Definition of "Local Contact" Paragraph (1) to read "Custodian/Caretaker, as defined in HRS467-1 Real Estate Code." Amend Definition of "Local Contact" Paragraph (3) to read "a person who is owner of the premises or, if the owner does not live on the same island as the premises, a person or company contracted by the owner to provide services required by this section who is resident on the same island as the premises. Nothing in this section shall be deemed to create an employer-employee relationship between an operator and its local contact. " In addition, Section 4(c), as written, is inconsistent with Act 326 Section 4(c) disclosure should either be deleted or read: "The owner of this property is registered with the State of Hawaii to offer transient accommodation. All who provide transient accommodation in Hawaii must collect and remit transient accommodation tax on the gross rents collected from any person renting the property. Hawaii Law also provides further requirements of property owners who rent transient accommodations." Thank you.

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Sent: Sunday, March 29, 2015 9:17 PM
To: CPCtestimony
Cc: sailorsaml@gmail.com
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM



HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Samuel Levitz | Individual | Oppose | No |

Comments: I strongly OPPOSE HCR48 as it is written. Mahalo, Samuel Levitz

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To: CPCtestimony
Cc: scerveris@yahoo.com
Subject: *Submitted testimony for HCR48 on Mar 30, 2015 14:00PM*

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HCR48

Submitted on: 3/30/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Steven Cerveris | Individual | Oppose | No |

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 29, 2015 2:11 PM
To: CPCtestimony
Cc: tcroly@maui.net
Subject: Submitted testimony for HCR48 on Mar 30, 2015 14:00PM



HCR48

Submitted on: 3/29/2015

Testimony for CPC on Mar 30, 2015 14:00PM in Conference Room 325

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Thomas Croly | Individual | Comments Only | No |

Comments: HCR48 HD2 testimony Thomas Croly - Maui Vacation Rental Association Board member I provide public testimony on my own behalf, as a well informed vacation rental and permitted bed and breakfast owner operator for more than 13 years. And as a board member of the Maui Vacation Rental association who helped to create the Bed and Breakfast and Short Term Rental ordinances in Maui county. The intent to have the Auditor conduct an analysis of the potential impacts of proposed HB825 and SB1237 is sound. However, such an analysis should also include a full calculation of the current TAT revenues being derived from all privately owned and managed transient accommodations. Every individual property owner submitting TAT returns should be considered. Then, the analysis should make comment on how much of those revenues would potentially be lost when those tax compliant operators are asked to comply with a more complicated and more restrictive permitting scheme. I expect that many currently tax compliant operators will simply stop remittance of Transient Accommodation taxes when faced with the draconian regulations proposed in HB825 and SB1237. The next issue that the analysis should include would be how the State would propose to enforce the ill conceived regulations offered in HB825 and SB1237. These measures show little to no understanding of the private vacation rental industry. This is a rapidly changing landscape, as the options for advertising and collecting revenues in the vacation rental industry is continually evolving. The auditor should also make use of the information that the Counties' Real property tax departments supply to the State. Despite the surprise expressed by HTA that there are more than 20,000 privately managed transient accommodations statewide, the County Real property tax departments have been well aware of these units for many years and have them categorized accordingly. Asking the Counties to require owners to provide them with TAT licenses for each property permitted for transient accommodation use would be a logical step to ensure tax compliance for these properties. This way property address and owner information is matched with TAT licenses. This could be cross referenced by the State if it also required address information on TAT annual reconciliation returns. If the State wishes to collect the maximum tax revenues from transient accommodation operators, it is well advised to keep tax compliance as easy as possible and leave compliance with zoning regulations an issue for the Counties to manage.

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