STAND. COM. REP. NO. 🥥

Honolulu, Hawaii

MAR 0 3 2017

RE: S.B. No. 382 S.D. 2

Honorable Ronald D. Kouchi President of the Senate Twenty-Ninth State Legislature Regular Session of 2017 State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred S.B. No. 382, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION,"

. begs leave to report as follows:

The purpose and intent of this measure is to update the structure and operation of the Public Utilities Commission (Commission).

More specifically, this measure:

- (1) Establishes quiding principles of the Commission;
- (2) Requires the Commission to establish a docket review and decision-making process that encourages collaboration;
- (3) Allows a Commissioner to attend a public hearing or meeting, or to work with staff, by teleconference or videoconference in specific situations;
- (4) Requires the Executive Officer, Chief Counsel, Chief of Policy and Research, and any individual employed as or in the role of a hearings officer of the Commission to annually file a disclosure of financial interests with



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the State Ethics Commission and requires these disclosures to be public;

- (5) Increases the number of members on the Commission, specifies the composition of Commission members, and ensures that members who are residents of a county other than the City and County of Honolulu receive per diem compensation and travel expenses;
- (6) Requires new Commissioners to attend pertinent educational or training seminars within the first year of the Commissioner's appointment and permits Commissioners and key staff to take advantage of relevant training opportunities;
- (7) Clarifies the ability of the Commissioners to appoint and employ staff;
- (8) Clarifies the roles of the Executive Officer and Chief Counsel to the Commission;
- (9) Requires the Commissioners to work with the Department of Commerce and Consumer Affairs and Department of Human Resources Development to develop clearly defined duties and responsibilities for Commission staff and report the staff duties to the Legislature; and
- (10) Requires a management audit to aid in the Commission's transition to a better functioning entity.

Your Committee received written comments in support of this measure from the Hawaii Government Employees Association and one individual.

Your Committee received written comments in opposition to this measure from the Public Utilities Commission.

Your Committee received written comments on this measure from the Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs and the Office of the Auditor.



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Your Committee notes that this measure is a work in progress. Your Committee encourages all parties involved to continue to work together in order to resolve the issues of the measure.

Your Committee has amended this measure by changing the effective date of the provisions that amend the composition of the Commission members and provide per diem compensation and travel expenses to members who reside in a county other than the City and County of Honolulu, to July 1, 2050, to facilitate further discussion on the measure.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 382, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 382, S.D. 2.

> Respectfully submitted on behalf of the members of the Committee on Ways and Means,

JILL N. (TOKUDA, Chair



The Senate Twenty-Ninth Legislature State of Hawai'i

Record of Votes Committee on Ways and Means WAM

Bill / Resolution No.:*	Committee Referral:			Date:	
53 382,501	CPH, WAM			27Feb 2017	
The Committee is reconsidering its previous decision on this measure.					
If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye	Aye (WR)	Nay	Excused
TOKUDA, Jill N. (C)					
DELA CRUZ, Donovan M. (VC)					
ENGLISH, J. Kalani					
GALUTERIA, Brickwood					
HARIMOTO, Breene		ATU	At 12	/	
INOUYE, Lorraine R.					
KAHELE, Kaiali'i					
RIVIERE, Gil		MY VL			
SHIMABUKURO, Maile S.L.					
TANIGUCHI, Brian T.	·····				/
WAKAI, Glenn					
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TOTAL		A-5			Ч.
Recommendation:					
Chair's or Designee's Signature:					
Distribution: Original File with Committee Re	Yellow Pink Goldenro port Clerk's Office Drafting Agency Committee File				

*Only one measure per Record of Votes