DAVID Y. IGE GOVERNOR OF HAWAII



STATE OF HAWAII DEPARTMENT OF HEALTH P. O. BOX 3378 HONOLULU, HI 96801-3378

In reply, please refer to:

December 26, 2019

The Honorable Ronald D. Kouchi, President and Members of the Senate Thirtieth State Legislature State Capitol, Room 409 Honolulu, Hawaii 96813 The Honorable Scott K. Saiki, Speaker and Members of the House of Representatives Thirtieth State Legislature State Capitol, Room 431 Honolulu, Hawaii 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

For your information and consideration, I am transmitting a copy of the

Disability and Communication Access Board Annual Report FY 2018-2019. In accordance with Section 93-16, Hawaii Revised Statutes, I am also informing you that the report may be viewed electronically at:

https://health.hawaii.gov/opppd/department-of-health-reports-to-2020-legislature/

Sincerely,

True Anderson

Bruce S. Anderson, Ph.D. Director of Health

Enclosures



Disability and Communication Access Board ANNUAL REPORT FY 2018-2019



OVERVIEW

The Disability and Communication Access Board (DCAB) is a statewide, Governor-appointed, 17-member Board whose mission is to advocate and promote the full integration, independence, equal access, and quality of life for persons with disabilities in society.

This Report highlights key accomplishments for fiscal year 2018-2019.

DCAB BOARD Members

WILLIAM BOW, Chairperson MONTY ANDERSON-NITAHARA, Vice Chairperson

- Anthony Akamine
- Pauline Aughe
- Ronald Awa
- Rosanna Daniel-Kanetake
- Scott Fleming
- Dean Georgiev
- Violet Horvath
- Nikki Kepo'o

- Marie Kimmey
- Summer Kozai
- Phyllis Meighen
- Justin "Pono" Tokioka
- Misella Tomita
- Amy Tsuji-Jones
- Bryant Yabui

DCAB Staff

- **FRANCINE WAI, Executive Director**
- Administration: Kristine Pagano, Cindy Omura, Rene Clymer
- Planning and ADA Coordination: Debbra Jackson
- Program and Policy Development Unit: Kirby Shaw, Colin Whited, Bryan Mick, Kamaile Hopfe, Geraldine Kealoha, Sean Shinshiro
- Facility Access Unit: Duane Buote, Eric Isidro, Rodney Kanno, David Poe, Alan Tarumoto, Glenn Arakaki (from 6/3/19), Laurie Palenske, Mylynne Simon
- Special Parent Information Network: Susan Rocco, Amanda Kaahanui

Major accomplishments in the area of **CIVIL RIGHTS** & JUSTICE:

DCAB is the primary resource for ADA compliance in State government and serves as a systems advocate for civil rights of persons with disabilities.

AMERICANS WITH DISABILITIES ACT (ADA) COORDINATION

- As the State ADA Coordinator conducted orientations for 7 new ADA Coordinators at the Departments of Defense, Labor and Industrial Relations, Public Safety, Taxation; King Kamehameha Celebration Commission, Office of Hawaiian Affairs, and Hawaii State Public Library System.
- Coordinated and staffed 3 State ADA Coordinators meetings and provided technical assistance, as needed.
- Provided technical assistance to 445 requests on the ADA in partnership with the Pacific ADA Center.
- Developed a Guidance on the Provision of Auxiliary Aids/ Services or Accommodations Due to a Disability at Public Meetings or Events.
- Conducted 10 trainings on ADA Title II to State or local government entities.
- Conducted 5 trainings on service or assistance animals to Title III entities or condominium associations.
- Provided testimony on bills regarding civil rights. Key legislation included bills to amend the definition of assistance animals in State housing and places of public accommodation; dogs in restaurants; a study on the implementation of Act 217-18; video-streaming of live testimony to measures being heard at the State Capitol; rights of parents with disabilities; accessible agendas; voting by mail; nondiscrimination in State services as enforced by the Hawaii Civil Rights Commission.
- Attended the National ADA Symposium and the Pacific ADA Symposium and continued our annual collaboration with the Pacific ADA Center and national ADA network to offer technical assistance on the ADA.



& JUSTICE **CIVIL RIGHTS** DCAB is responsible to review plans and specifications for the construction of State and County buildings, facilities and sites to ensure facility access.

Major accomplishments in the area of FACILITY ACCESS:

DOCUMENT (BLUEPRINT) REVIEW PROCESS

1,086 State and County Document Reviews

As required under §103-50, HRS



Interpretive Opinions

4

As required under §103-50, HRS

391

Requests for Technical Assistance on Design Reviewed

- Conducted 1,086 State and County document reviews as required under §103-50, Hawaii Revised Statutes (HRS); 598 were new, first time submittals and 488 were resubmittals.
- Rendered a committee decision on 4 interpretive opinions:
 - Docket 2018-02 Shower Controls
 - Docket 2018-03 Ramps at Doorways
 - Docket 2018-04 Ramps at Cased Openings
 - Docket 2018-05 Rear Grab Bar Exception
- Reviewed and commented on the following master plans on projects in the conceptual stage:
 - City and County of Honolulu's Ala Moana Regional Park Master Plan
 - City and County of Honolulu's Blaisdell Center
 - Draft EIS for the Waikiki War Memorial Complex
- Provided letters to discuss or review preliminary plans for potential projects:
 - Ala Moana Regional Park Playground
 - Board of Water Supply Beretania Complex Redevelopment
 - Homeless Lift Zones
 - Ala Wai Pedestrian Bridge
- Responded to 391 requests for technical information from design professionals on design guidelines under the Americans with Disabilities Act Accessibility Guidelines (ADAAG), Fair Housing Act Accessibility Guidelines, and other relevant design codes, not in connection with an §103-50 document review.



OUTREACH AND PUBLIC EDUCATION TO THE DESIGN COMMUNITY

- Hosted the 2019 Disability Access Conference held on May 9, 2019 with 218 participants which included a seven credit hour training on the following topics "Accessible Routes", "Restrooms/Locker Rooms/Dressing Rooms", "Medical and Long Term Care Facilities", "Detention and Correctional Facilities", "Design with the Blind in Mind", "Discussion of Common ADA Design Issues", and a Keynote on "DeafSpace: In Search of a Place of Our Own".
- Coordinated and presented 8 seminars on Basic ADAAG Training intended to prepare individuals with limited knowledge of accessibility requirements to enable the Annual Design Conference to offer sessions on advanced topics.
- Prepared 17 "Access E-Bulletins" on DCAB activities as well as updates on accessible design.

8 2010 ADA Standards Basic Training Seminars

17 Access E-Bulletins



POLICY GUIDANCE AND CODE ANALYSIS

- Provided testimony to the State Legislature on HB 820 to ensure that the Fair Housing Standards are included when developing and establishing State and County-owned low cost housing.
- Submitted testimony to the Honolulu City Council in opposition to Resolution 18-78, ultimately enacted as Bill 7-2019, on a provision that would allow a residential walkup of equivalent to six stories without an elevator.

A separate report on the implementation of §103-50, HRS, is available. The report provides information on the projects reviewed by the overseeing State or County department/agencies as well as by the type of projects. DCAB tests and credentials American Sign Language (ASL) interpreters, establishes rules for the use of communication access through the provision of auxiliary aids and services.

Major accomplishments in the area of COMMUNICATION ACCESS:

ADMINISTRATION OF THE HAWAII QUALITY ASSURANCE SYSTEM (HQAS) PROGRAM FOR SIGN LANGUAGE INTERPRETERS

5 New HQAS Interpreters Credentialed

2 Hosted/ Coordinated CEU Workshops

27 Interpreters Monitored Online & Enrolled in the CEU Program

- Tested 5 HQAS applicants. Issued 14 renewed Continuing Education Unit (CEU) credentials.
- Updated, maintained, and monitored the HQAS interpreters CEU status; currently there are 27 interpreters in the Continuing Education Program. No interpreters are on extension.

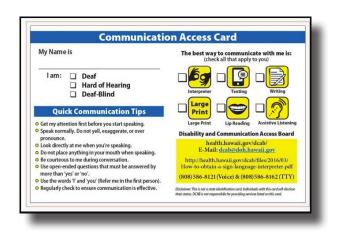


- Hosted and or coordinated 2 CEU workshops for sign language interpreters on (1) the role and responsibility of interpreters in disaster response and (2) vocabulary of the legislative and budget process.
- Finalized proposed amendments to Hawaii Administrative Rules, Title 11, Chapter 218 "Communication Access Services for Persons Who are Deaf, Hard of Hearing, and Deaf-Blind" and received approval to proceed to public hearing scheduled for August 2019.

	DEPARTMENT OF HEALTH
Amen	dment and Compilation of Chapter 11-218 Hawaii Administrative Rules
entitled " Who Are De	Chapter 218, Hawaii Administrative Rules, Communication Access Services for Persons af, Mard of Hearing, and Deaf-Dilnd", is d compiled to read as follows:
	"HAWAII ADMINISTRATIVE RULES
	TITLE 11
	DEPARTMENT OF HEALTH
	CHAPTER 218
	CATION ACCESS SERVICES FOR PERSONS WHO ARE EAF, HARD OF HEARING, AND DEAF-BLIND
\$11-218-1 \$11-218-2	Interpretation
\$11-218-3 \$11-218-3.	Definitions 5 Rights of consumers to communication access services
\$11-218-4 \$11-218-5	Credentials of providers Repealed
\$11-218-5. \$11-218-6 \$11-218-7 \$11-218-7	Cancellation of services
\$11-218-7. \$11-218-7. \$11-218-8	Repealed Repealed Provision of services
\$11-218-8. \$11-218-9	l Repealed Repealed
	218-1

TECHNICAL ASSISTANCE AND OUTREACH

- Finalized and distributed Communication Access Cards to individuals and service providers.
- Contracted with a vendor and produced 18 vlogs/ videos in ASL to provide updates to stakeholders on legislation related to communication access and other relevant communication access issues.
- Collaborated with the Hawaii Civil Rights Commission to produce videos in ASL for consumers who are deaf on how to file a complaint based on discrimination.



 Served on the Office of Language Access' Language Access Advisory Council and the Judiciary's Committee on Court Interpreters and Language Access to improve access to government programs and services for persons with limited English proficiency.

ADVOCACY

- Drafted, monitored, and testified on legislation to provide open movie captioning in theaters. HB 1009 was passed by the Legislature and signed into law as Act 154 (2019) by Governor Ige.
- Completed a legislative history of the open captioned movie law for archives and reference.



 Developed a Facebook page to vlogs to inform stakeholders on the progress of the open movie captioning bill and to encourage their testimony in support of the bill throughout the legislative session. DCAB administers the statewide parking program for persons with mobility disabilities under federal and state law.

Major accomplishments in the area of **PARKING:**

ISSUANCE OF PERMITS (PLACARDS & LICENSE PLATES)

30,470 Parking Placards Issued by Counties & DCAB

\$110,508 Money Paid to Counties

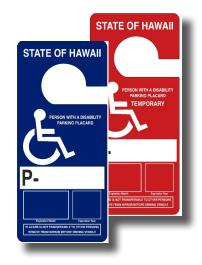
\$120,834 Monies Collected by Counties from Fees

10,601

Long term Renewal Placards Issued by DCAB

14,887 Invalid Placards Removed from Circulation

- Procured supplies and dispersed as needed to the County issuing agencies. Procured 90,400 decals and 30,000 placards, along with concurrent ID cards, application forms, and program brochures.
- DCAB and the Counties issued 30,470 placards, of which 23,090 were long term and 7,380 were temporary. In addition, 1,730 license plates were issued. At the conclusion of FY19, 107,824 people possessed a valid, non-expired permit.

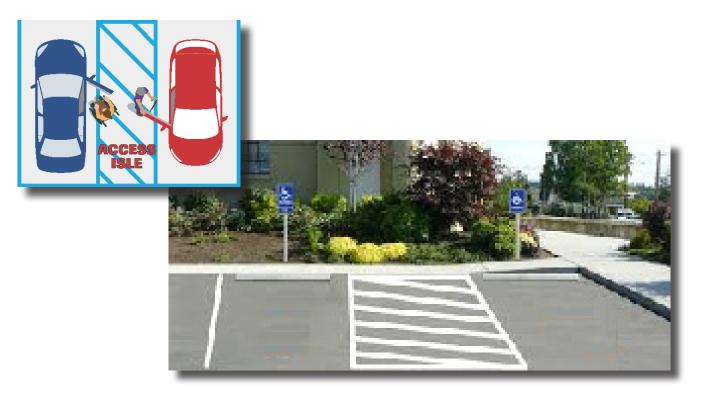


- The Counties were reimbursed \$110,508 and collected \$120,834 for issuance of first time, temporary, and replacement placards. The Counties earned \$231,342 for their efforts.
- Administered the in-house renewals by mail program. Issued 10,601 long term placards to qualified persons with disabilities. Voided 7,032 placards returned upon renewal out of 10,601 renewed placards for a rate of 66%.
- Mailed 7,493 letters to the estates of deceased permittees;
 3,741 placards were returned in response to our death retrieval letters (38% response rate); in addition, 598 placards were surrendered by decedents' estates not in response to the death retrieval letters.
- Three-thousand five-hundred sixteen (3,516) placards were retrieved from other sources (confiscation, replacement, lost/found) and voided upon retrieval.

PARKING

ENFORCEMENT, PUBLIC EDUCATION AND AWARENESS

- Developed a public service announcement for publication in statewide newspapers on the proper use of accessible parking stalls.
- Developed a public service poster announcement on accessible parking which were placed in City and County of Honolulu buses.



LEGISLATION

- Completed a legislative and administrative rules history of the parking program for persons with disabilities and posted on the DCAB website.
- SB 1236 was introduced at the request of DCAB and signed into law as Act 87 by Governor Ige on June 7, 2019. The bill improves the parking program in several ways, including the following:
 - Made the sale or purchase of a parking permit by a private individual illegal and clarifies that law enforcement may confiscate any permit that is fraudulently manufactured or altered, sold or purchased, invalid, expired, or misused.
 - Reworded the eligibility criteria so that a licensed practice physician or advanced practice registered nurse must indicate the general diagnostic condition of an applicant and its functional impact on the applicant's ability to walk 200 feet without stopping to rest when certifying that the applicant is qualified to obtain a disability parking permit.
 - Effective July 1, 2021, restricts the parking meter fee exemption to only permittees who are licensed to drive and unable to reach or operate a parking meter or unattended pay station because of a physical disability.

A separate report on the Parking Program for Persons with Disabilities Annual Accomplishments is available. DCAB provides technical assistance to emergency managers, first responders, and planners about individuals with disabilities, and others with access and functional needs during a natural or man-made disaster.

Major accomplishments in the area of EMERGENCY PREPAREDNESS:

EMERGENCY PREPAREDNESS

- Collaborated on the following Interagency Work Groups to foster improvements in the emergency preparedness system for people with disabilities and others with access and functional needs: Hawaii Emergency Preparedness Executive Consortium, Department of Health's Office of Public Health Preparedness, the City and County of Honolulu Department of Emergency Management, other county emergency management agencies, and the Hawaii Emergency Management Agency.
- Reviewed and took a position on the federal Readying Elders and Americans with Disabilities Inclusively (READI) for Disasters Act (S 3679).
- Participated in the Partnership for Inclusive Disaster Strategies teleconference calls, and reported on the status of local emergencies.
- Coordinated Federal Emergency Management Agency roundtables in each county for emergency managers, people with disabilities, families and service providers to discuss emergency preparedness issues and concerns, and to collaborate on improving accessibility.

PUBLIC EDUCATION

- Contracted with a consultant to staff the DCAB booth at 8 emergency fairs for persons with disabilities and access and functional needs. Sponsored a booth with Feeling Safe Being Safe trainers to educate the community about the emergency preparedness program.
- Prepared and distributed 6 "Emergency Preparedness E-News".
- Provided supporting testimony on HCR 113, HD, SD on covering a multi-language Emergency Working Group to ensure equal access for residents and visitors about emergency situations. DCAB will serve as a member of the group and suggest deaf individuals who can also serve.



Major accomplishments in the area of TRANSPORTATION & TRAVEL:

DCAB promotes equal access to transportation services to secure and maintain employment and utilize community resources.

ACCESSIBLE GROUND TRANSPORTATION

- Monitored and provided testimony on proposed increases in the Handi-Van paratransit per trip fare and proposed a low-income fare. Developed a position paper on fixed-route bus and paratransit fares impacting persons with disabilities. Attended meetings of the Rate Commission and offered testimony/comments. Advocated for the insertion of funds into the taxi subsidy program in the Honolulu City Council budget.
- Monitored and provided testimony on the Honolulu City Council's Bill 56 on private transportation companies and providers, and its impact on persons with disabilities.



AIR TRAVEL

- Updated the "Travelers Tips" on the DCAB website and worked with the State Department of Transportation to update its website's links to the "Travelers Tips".
- Provided comments to the U.S. Department of Transportation on its Advanced Notice of Proposed Rulemaking on air transportation of service animals under the Air Carrier Access Act. Provided comments to Congress on HR 1549 and S 669 on the Air Carrier Access Amendments Act, which proposed significant improvements for persons with disabilities who travel by air.
- Provided comments on the Federal Aviation Administration Reauthorization Act of 2018, Title IV, Subtitle B-Aviation Consumers with Disabilities.
- Monitored and provided testimony on Honolulu City Council legislation (Bill 55) regarding self-service docked or dockless shared use bicycles as well as Bills 51 and 52 regarding obstructions on public sidewalks and illegal lodging on sidewalks.

DCAB partners with the Department of Education (DOE) to provide support and information to parents of students with disabilities.

Major accomplishments in the area of EDUCATION & TRAINING:

SPECIAL PARENT INFORMATION NETWORK (SPIN) -PARENT ACCESS TO INFORMATION ON EDUCATIONAL RIGHTS

Conference Participants

545

1,313 Warm Line Calls Answered

5 SPIN News Newsletters

- Coordinated the 33rd Annual SPIN Conference -- "SPIN on Down the Road" -- with 545 attendees including 148 family members from Oahu and 82 from the neighbor islands, and 16 workshops.
- Fielded 1,313 phone calls and emails (an average of 109/ month) from individuals requesting information, support, and technical assistance, and from agency personnel requesting assistance in disseminating information about community events to families with children with disabilities.
- Prepared and distributed 5 "SPIN News" four 8-page quarterly editions and one 4-page special edition - for parents with children with disabilities.
- Maintained the SPIN website with updated information for parents of students with disabilities, helping professionals and the community.
- Presented awards to 9 exceptional individuals for outstanding service to children with disabilities and their families.



SPIN Award winners acknowledged at the 2019 SPIN Conference.

SPECIAL EDUCATION ADVISORY COUNCIL (SEAC) SUPPORT

- Drafted an annual report to the Superintendent with recommendations and a 4-page data infographic of current student indicators of concern.
- Provided logistical support to the 26 members and Departmental liaisons of the SEAC.
- Researched and drafted testimonies on DOE administrative rules to address bullying of students in protected classes and exemptions from ABA licensing for special education teachers who have received training in applied behavior analysis.
- Participated in a webinar presentation to other State Advisory Panels and Interagency Coordinating Councils under Individuals with Disabilities Education Act on using the process of Leading by Convening to produce improved decision-making and shared infographics.



http://www.seachawaii/reports



SEAC members present a basket of books to Principal Arnie Kikkawa at Pu'uhale School.

ADVOCACY & TRAINING FOR COMMUNITY SUPPORT SERVICES

- Coordinated with agencies to put on "Footsteps to Transition Fair". Provided a presentation on inclusion of children with disabilities to 5 audiences: the Afterschool Alliance, the Kauai Parks and Recreation Department, staff of a Windward high school and 2 groups of educators at the Educational Leadership Institute.
- Joined the Jobs Now Partnership Executive Council, a federally funded project to provide targeted employment assistance to youth with developmental disabilities, and provided trainings to parents on transition planning.
- Provided parent professional partnership tips to nursing students at Kapiolani and Leeward Community Colleges on effective ways to serve medically fragile children and their families.

DCAB advocates for programs that promote full integration in the community and nondiscriminatory employment facilities.

Major accomplishments in the area of COMMUNITY LIVING & EMPLOYMENT:

COMMUNITY LIVING

- Participated on the following community committees to provide input on securing quality services to persons with disabilities: Deaf and Hard of Hearing Advisory Board, the Hawaii Family Caregiver Coalition, Kokua Council for Senior Citizens, and Kupuna Caucus.
- Through SPIN, served on the following committees: My Choice, My Way Advisory Committee, Coalition for Children with Disabilities, the Child and Adolescent Mental Health Division's (CAMHD) Evidence Based Committee, Project Laulima, Newborn Screening Program, State Council on Developmental Disabilities Community Supports Committee, Early Language Working Group, and Center on Disability Studies' Jobs Now Partnership Executive Committee.



- Monitored or took positions on the following proposed bills at the 2019 Legislature relating to improved services for persons with disabilities: hearing aid legislation, exemptions to the general excise tax, newborn hearing screening, banning of plastic one-time use of straws, telehealth, Medicaid buy-in, restoring adult dental health benefits to Medicaid enrollees, emergency response vehicles using lights only and no sirens and the impact on public safety, minimum wage, and pedestrian safety.
- Co-authored the "Aging and Disability Legislative Digest" as it related to non-elderly, disability issues.

EMPLOYMENT

 Provided technical assistance on 28 complex reasonable accommodation requests and situations for employees in the following departments/agencies (Note: Some duplicate requests from agencies): Department of Agriculture, Department of Education, Department of Health-State Health Planning and Development Agency, Department of Business, Economic Development, and Tourism, Hawaii Community Development Authority, University of Hawaii at Manoa, Judiciary, State Senate, County of Maui, and the County of Hawaii.

OTHER PROGRAM ISSUES & ADMINISTRATION

OTHER PROGRAM ISSUES

- Updated the DCAB website with 153 additions or changes (82 agendas or minutes posted, 7 items deleted, 35 items added, 23 items replaced, 6 miscellaneous changes).
 Implemented a system to post agendas and minutes on an ongoing basis.
- Participated at "Day at the Capitol" with a session at the Public Access Room and coordinated sponsorship of sign language interpreters for the event.



ADMINISTRATION

- Completed the office move to the Kamamalu Building, including re-configuration of space, purchase of new computers, and installation of video phones.
- Developed and implemented, with Hawaii Information Consortium, the Facility Access Unit database, to allow plan review submission online as of April 1, 2019. Received approval for direct deposit for online plan review fee submissions.
- Revised and updated the DCAB's Records Retention files (for parking and facility access) for the Department of Accounting and General Services.
- Updated the DCAB Board Member Manual and DCAB Board Bylaws.
- Completed position re-descriptions for all staff to include functional assessments. All but three positions have been approved and recorded with the Department of Health.
- Hired a Facility Access Specialist II as of June 3, 2019. Hired a Student Intern from Rochester Institute of Technology to work on communication access issues with an emphasis on coordinating the Communication Access Conference.
- Requested a new Information Technology/ Telecommunications position for the Program and Policy Development Unit in the Legislative budget, although the request was not successful.





David Y. Ige, Governor Bruce S. Anderson, Ph.D., Director, Department of Health Francine Wai, Executive Director

> Disability and Communication Access Board 1010 Richards Street, Room 118 Honolulu, HI 96813 Phone: (808) 586-8121 (v) Fax: (808) 586-8129 TTY: (808) 586-8162

NONDISCRIMINATION STATEMENT: We provide access to our activities without regard to race, color, national origin (including language), age, sex, religion, or disability. If you have a concern, write or call the Disability and Communication Access Board or the Department of Health Affirmative Action Officer at P.O. Box 3378, Honolulu, HI 96801-3378, or call 586-4614 (v/tty) within 180 days of a problem.