



Mitchell D. Roth
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February 22, 2024

Committee on Judiciary
Senator Karl Rhoads, Chair
Senator Mike Gabbard, Vice Chair

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

Subject: S.B. 3226 RELATING TO ADMINISTRATIVE PROCEDURE
Hearing Date: Wednesday, February 28, 2024, at 10:00 a.m.
Time/Place of Hearing: Via Videoconference, Conference Room 016

Aloha Honorable Chair Rhoads, Vice Chair Gabbard, and members of the Committee on Judiciary,

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

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

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

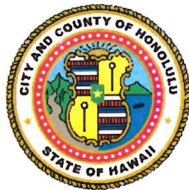
For the foregoing reasons, I support the passage of SB 3226. Thank you for the opportunity to testify on this matter.

Mitchell D. Roth
Mayor
County of Hawai'i

OFFICE OF THE MAYOR
KE KE'ENA O KA MEIA
CITY AND COUNTY OF HONOLULU

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RICK BLANGIARDI
MAYOR
MEIA



MICHAEL D. FORMBY
MANAGING DIRECTOR
PO'O HO'OKELE

KRISHNA F. JAYARAM
DEPUTY MANAGING DIRECTOR
HOPE PO'O HO'OKELE

February 26, 2024

The Honorable Karl Rhoads, Chair
The Honorable Mike Gabbard, Vice-Chair
and Members of the Committee on Judiciary
State Capitol
415 South Beretania Street
Honolulu, Hawaii 96813

SUBJECT: Testimony in **support** of SB 3226 SD1, Relating to Administrative Procedure.

Dear Chair Rhoads, Vice-Chair Gabbard, and members of the Committee on Judiciary:

On behalf of the City and County of Honolulu, I am expressing our support for SB 3226 SD1 which clarifies the maximum period to grant or deny a business or development-related permit, license, or approval provided that a contested case has not been filed.

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

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

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

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Blangiardi".

for Rick Blangiardi
Mayor