



SMALL BUSINESS REGULATORY REVIEW BOARD

Department of Business, Economic Development & Tourism (DBEDT)
No. 1 Capitol District Building, 250 S. Hotel Street, Fifth Floor, Honolulu, HI 96813
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Tel: 808 586-2594

AGENDA

Tuesday, February 26, 2019 ★ 10:00 a.m.

No. 1 Capitol District Building

Conference Room 436, 250 South Hotel Street Honolulu, HI 96813

David Y. Ige
Governor

Michael McCartney
DBEDT Director

Members

Anthony Borge
Chairperson
O'ahu

Robert Cundiff
Vice Chairperson
O'ahu

Garth Yamanaka
2nd Vice Chairperson
Hawai'i

Harris Nakamoto
O'ahu

Nancy Atmospera-Walch
O'ahu

Mary Albitz
Maui

William Lydgate
Kaua'i

Director, DBEDT
Voting Ex Officio

I. Call to Order

II. Introduction of Michael McCartney, Director, Department of Business, Economic Development and Tourism

III. Approval of January 17, 2019 Meeting Minutes

IV. Regulation Review Card

- A. Discussion and Fact Finding on Request Received through this Board's Regulation Review Card for Proposed New Rules and Regulations for "Crafting Safe and Sustainable, Commercial Manta Ray Viewing Procedures for Manta Ray Snorkel and Dive Sites" under Department of Land and Natural Resources' (DLNR's) Division of Boating and Ocean Recreations
1. Draft Hawaii Administrative Rules, Title 13 Subtitle 11 Ocean and Coastal Areas, Part 1 Small Business Facilities and Provisions Generally Applicable to All State Navigable Water, Chapter 230 General Provisions, promulgated by DLNR – *attached and incorporated as Exhibit 1*

V. Legislative Matters

- A. Discussion on House Bill 539 **Related to the Small Business Regulatory Review Board** – Appropriation for staffing, commissioner inter-island travel, and other related operating expenses associated with the small business regulatory review board under the Department of Business, Economic Development and Tourism
- B. Discussion and Action on Senate Bill 1348 **Relating to the Small Business Regulatory Review Board** - Clarifies the intent of the small business regulatory review board's powers when reviewing state and county administrative rules that impact small business by changing "ordinance" to "rules" when making recommendations to the county council or the mayor for appropriate action
- C. Discussion and Action on Governor's Message 559, Submitting for Consideration of the Gubernatorial Nomination of **Mr. Jonathan Shick** to the Small Business Regulatory Review Board for a term to expire June 30, 2022

VI. Administrative Matters

- A. Update on the Board's Upcoming Advocacy Activities and Programs in Accordance with the Board's Powers under Section 201M-5, Hawaii Revised Statutes:
1. Discussion and Action on sending Correspondence to State Department Directors to Introduce Board Members Assigned as "Discussion Leaders" when Reviewing Hawaii Administrative Rules for the State Departments

VII. Next Meeting: Thursday, March 21, 2019, at 10:00 a.m., 235 S. Beretania St.,
Leiopapa A Kamehameha Building (State Office Tower), Conf. Room 405,
Honolulu, HI

VIII. Adjournment

If you require special assistance or auxiliary aid and/or services to participate in the public hearing process (i.e., sign language, interpreter, wheelchair accessibility, or parking designated for the disabled), please call (808) 586-2594 at least three (3) business days prior to the meeting so arrangements can be made.