



## SMALL BUSINESS REGULATORY REVIEW BOARD

Department of Business, Economic Development & Tourism (DBEDT)  
No. 1 Capitol District Bldg., 250 South Hotel St. 5<sup>th</sup> Fl., Honolulu, Hawaii 96813  
Mailing Address: P.O. Box 2359, Honolulu, Hawaii 96804  
Email: [dbedt.sbrb@hawaii.gov](mailto:dbedt.sbrb@hawaii.gov)  
Website: [dbedt.hawaii.gov/sbrb](http://dbedt.hawaii.gov/sbrb)

Tel 808 586-2594

David Y. Ige  
Governor

Luis P. Salaveria  
DBEDT Director

### Members

Anthony Borge  
Chairperson  
Oahu

Harris Nakamoto  
Vice Chairperson  
Oahu

Kyoko Y. Kimura  
2<sup>nd</sup> Vice Chairperson  
Maui

Robert Cundiff  
Oahu

Nancy Atmospera-Walch  
Oahu

Garth Yamanaka  
Hawaii

Director, DBEDT  
Voting Ex Officio

## AGENDA

Wednesday, March 15, 2017 ★ 10:00 a.m.  
No. 1 Capitol District Building  
250 South Hotel Street - Conference Room 436

### I. Call to Order

### II. Approval of February 15, 2017 Meeting Minutes

### III. Old Business

- A. Discussion and Action on the Small Business Statement After Public Hearing and Proposed Amendments to Hawaii Administrative Rules (HAR) Title 12, Subtitle 7, **Boards**, Chapter 41, **Hawaii Labor Relations Board – Rules of Practice and Procedure**, promulgated by Hawaii Labor Relations Board / Department of Labor and Industrial Relations - *attached and incorporated as Exhibit 1*

### IV. New Business

- A. Discussion and Action on Proposed Amendments to HAR Title 13, Subtitle 11, **Ocean Recreation and Coastal Areas**, listed below, promulgated by Division of Boating and Ocean Recreation / Department of Land and Natural Resources – *attached and incorporated as Exhibit 2*

#### a. Part I - Small Boat Harbors and Other Boating Facilities

1. Chapter 230, General Provisions
2. Chapter 231, Operations of Boats, Small Boat Harbors, and Permits
3. Chapter 232, Sanitation and Fire Safety
4. Chapter 233, Motor Vehicle and Parking Rules
5. Chapter 235, Offshore Mooring Rules and Areas

#### b. Part II – Boating

6. Chapter 240, General Provisions
7. Chapter 242, Accidents, Reports, Fines, Enforcement and Records
8. Chapter 243, Vessel Equipment Requirements
9. Chapter 244, Rules of the Road; Local and Special Rules
10. Chapter 245, Waterway Marking Systems

#### c. Part III - Ocean Waters, Navigable Streams & Beaches

11. Chapter 250, General Provisions
12. Chapter 251, Commercial Activities on State Ocean Waters, Navigable Streams, and Beaches
13. Chapter 253, Registration and Permit Fees

14. Chapter 254, Local Ocean Waters
15. Chapter 255, Waikiki Beach
16. Chapter 256, Ocean Recreation Management Rules

- B. Discussion and Action on Proposed new HAR Title 15, Chapter 37, **Solar Water Heater Variance**, promulgated by Department of Business, Economic Development and Tourism - *attached and incorporated as Exhibit 3*

**V. Legislative Matters**

- A. Update on House Bill 1382 HD1, **Relating to Procurement** – Assists small business in the state procurement process by establishing a temporary small business assistance initiative, small business advisory council, small business office, and small business procurement coordinator position within the state procurement office, and appropriates funds.
- B. Update on House Bill 75 HD1, **Relating to the Small Business Regulatory Flexibility Act** – Extends the time given to an agency to submit a small business impact statement to the departmental advisory committee on small business and the Small Business Regulatory Review Board.
- C. Update on House Bill 587 HD1, **Relating to Small Business** - Appropriates funds to the Department of Business, Economic Development, and Tourism to provide additional resources to the Small Business Regulatory Review Board.
- D. Update on House Bill 1042 HD1, **Relating to the Small Business Regulatory Flexibility Act** – Adopts a more explicit definition of “small business,” clarifies the powers of the Small Business Regulatory Review Board, increases the number of board members from nine to eleven, and clarifies when reporting by the agencies is required for submission to the board and for submission by the board to the Legislature.
- E. Update on Senate Bill 762, **Relating to the Small Business Regulatory Review Board** – Appropriates funds to DBEDT to provide additional resources for the small business regulatory review board.
- F. Update on Senate Bill 908, **Relating to the Small Business Regulatory Flexibility Act** – Adopts a more explicit definition of “small business,” clarifies the powers of the Small Business Regulatory Review Board, increases the number of board members from nine to eleven, and clarifies when reporting by the agencies is required for submission to the board and for submission by the board to the Legislature.

- G. Update on Senate Bill 1059, **Relating to Small Business** – Establishes and defines a three-year small business assistance initiative and its parts within the state procurement office to develop an effective small business state contracting program. It also establishes a small business assistance coordinator position, small business office, and small business advisory group as part of the initiative; appropriates funds for the administration and operation of the initiative and repeals the initiative on June 30, 2020.

**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

**VII. Next Meeting:** Scheduled for Wednesday, April 19, 2017, at 10:00 a.m., Capitol District Building, Conference Room 436, Honolulu, Hawaii

**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.