



## 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  
Mailing Address: P.O. Box 2359, Honolulu, HI 96804  
Email: [dbedt.sbrrb.info@hawaii.gov](mailto:dbedt.sbrrb.info@hawaii.gov)  
Website: [dbedt.hawaii.gov/sbrrb](http://dbedt.hawaii.gov/sbrrb)

Tel: 808 586-2419

### AGENDA

Thursday, May 16, 2019 ★ 10:00 a.m.

Leiopapa A Kamehameha Building - State Office Tower  
Conference Room 405  
235 South Beretania 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

Dr. Nancy Atmospera-  
Walch  
O'ahu

Mary Albitz  
Maui

William Lydgate  
Kaua'i

James (Kimo) Lee  
Hawai'i

Jonathan Shick  
O'ahu

Director, DBEDT  
Voting Ex Officio

#### I. Call to Order

#### II. Approval of April 18, 2019 Meeting Minutes

#### III. New Business – Before Public Hearing

A. Discussion and Action on Proposed Amendments to Hawaii Administrative Rules (HAR) Title 11 Chapter 218, **Communication Access Services for Persons who are Deaf, Hard of Hearing, and Deaf/Blind**, promulgated by Department of Health (DOH) - *attached and incorporated as Exhibit 1*

B. Discussion and Action on Proposed Amendments to HAR Title 15 Chapter 37, **Solar Water Heater Variance**, promulgated by Department of Business Economic Development & Tourism – *attached and incorporated as Exhibit 2*

#### IV. Old Business – After Public Hearing

A. Discussion and Action on the Small Business Statement After Public Hearing and Proposed Amendments to HAR Title 13 Subtitle 11 Ocean Recreation and Coastal Areas, promulgated by Department of Land and Natural Resources (DLNR), as follows - *attached and incorporated as Exhibit 3*

1. Part I Small Boat Harbors – Chapter 234 **Fees and Charges**
2. Part III Ocean Waters, Navigable Streams and Beaches – Chapter 253 **Catamaran Registration Certificate, Other Registration, and Commercial Use Permit Fees**

B. Discussion and Action on the Small Business Statement After Public Hearing and Proposed New Rules and Regulations for Kauai County Code, Section 18-5.3, **Revocable Permits to Vend Within County Right-of-Ways**, promulgated by Department of Parks and Recreation / County of Kauai – *attached and incorporated as Exhibit 4*

#### V. Regulation Review Card

A. Discussion, Fact Finding and Action on Request Received through this Board's "Regulation Review Card" for Discussing Whether or Not All Bottomfish Restricted Fishing Areas Should be Opened and/or Disestablished under HAR Title 13 Chapter 94, **Bottomfish Management**, promulgated by DLNR – *attached and incorporated as Exhibit 5*

**VI. Legislative Matters**

- A. Update on Senate Bill 1348 SD1 HD1 CD1 **Relating to the Small Business Regulatory Review Board** – Clarifies the intent of the small business regulatory review board when reviewing state and county administrative rules and ordinances that impact small business and appropriates funds

**VII. Administrative Matters**

- B. Update on the Board's Upcoming Advocacy Activities and Programs in accordance with the Board's Powers under Section 201M-5, Hawaii Revised Statutes (HRS), as follows:
1. Meetings with Board Members and State Department Directors
  2. Hawaii Small Business Fair at Leeward Community Conference on May 4, 2019
  3. Maui Small Business Conference at Maui Arts & Cultural Center on May 8 and 9, 2019
  4. Review of "Discussion Leader Assignments" for State and County Agencies' Administrative Rule Review

**VIII. Next Meeting:** Thursday, June 20, 2019, at 10:00 a.m., 235 South Beretania Street, Leiopapa A Kamehameha Building (State Office Tower), Conference Room 405, Honolulu, HI 96813

**IX. 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) 586-2419 at least three (3) business days prior to the meeting so arrangements can be made.