



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: 808 586-2419

AGENDA

Thursday, November 21, 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

Robert Cundiff
Chairperson
O'ahu

Garth Yamanaka
Vice Chairperson
Hawai'i

William Lydgate
2nd Vice Chairperson
Kaua'i

Harris Nakamoto
O'ahu

Dr. Nancy Atmospera-
Walch
O'ahu

Mary Albitz
Maui

James (Kimo) Lee
Hawai'i

Jonathan Shick
O'ahu

Director, DBEDT
Voting Ex Officio

I. Call to Order

II. Approval of October 17, 2019 Meeting Minutes

III. Old Business – After Public Hearing

- A. Discussion and Action on the Small Business Statement After Public Hearing and Proposed Amendments to Hawaii Administrative Rules (HAR) Title 13, Chapter 234, Section 26, **Fees and Charges**, promulgated by Department of Land and Natural Resources (DLNR) - *attached and incorporated as Exhibit 1*
- B. Discussion and Action on the Small Business Statement After Public Hearing and Proposed Amendments to HAR Title 18, promulgated by Department of Taxation (DoTax), as follows:
 - a. Chapter 231, Administration of Taxes, Section 3-14.17, **Revocation of licenses because of abandonment** – *attached and incorporated as Exhibit 2*
 - b. Chapter 235 Income Tax Law:
 1. Proposed New Section 3-01, **Distribution of credit for partnerships, S corporations, estates, and trusts**;
 2. Proposed New Section 17-01 through 17-19, **Motion picture digital media, and film production income tax credit** - *attached and incorporated as Exhibit 3*
 - c. Chapter 243 Fuel Tax Law:
 1. Section 4-01, **Refund of fuel taxes in excess of 1 cent per gallon for certain fuels used for operating agricultural equipment in areas other than upon the public highways of the State**;
 2. Section 4-02, **Refund of fuel tax on diesel oil and liquefied petroleum gas used for operating motor vehicles in areas other than upon the public highways of the State** – *attached and incorporated as Exhibit 4*
- C. Discussion and Action on the Small Business Statement After Public Hearing and Proposed Amendments to HAR Title 20 Chapter 26 **Public and Commercial Activities on Mauna Kea Lands**, promulgated by University of Hawaii – *attached and incorporated as Exhibit 5*

IV. New Business – Before Public Hearing

- A. Discussion and Action on Proposed Amendments to HAR Title 13, Subtitle 11, Chapter 256, Section 73, **Kaneohe Bay Ocean Waters**, promulgated by DLNR – *attached and incorporated as Exhibit 6*
- B. Discussion and Action on Proposed Amendments to HAR Title 13, Chapter 146, Section 6, **Fees**, promulgated by Department of DLNR – *attached and incorporated as Exhibit 7*

V. 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 (HRS) including:
 - a. Discussion and Action on the Board’s Draft *Annual Report Summary* for Submission to the Hawaii State Legislature, under Section 201M-5(f) HRS
 - b. Meetings with Board Members and State Department Directors

VI. Next Meeting: Thursday, December 12, 2019, at 10:00 a.m., 235 South Beretania Street, Leiopapa A Kamehameha Building (State Office Tower), Conference Room 405, Honolulu, HI 96813

VII. 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 or email dbedt.sbrrb.info@hawaii.gov at least three (3) business days prior to the meeting so arrangements can be made.