

Small Business Regulatory Review Board

MEETING MINUTES - **DRAFT**

May 21, 2026

- I. **CALL TO ORDER:** Chair Shick called the meeting to order at 10:00 a.m., with a quorum present.

MEMBERS PRESENT:

- Jonathan Shick, Chair
- Mary Albitz, Second Vice Chair
- Dr. Jennifer Salisbury
- James (Kimo) Lee
- David Sikkink
- Tessa Gomes
- Nicolle Ige
- Leelen Park
- Cynthia Hobson

ABSENT MEMBERS:

- Sanford Morioka, Vice Chair

STAFF: DBEDT

Dori Palcovich
Jet'aime Ariola

Office of the Attorney General

Alison Kato

II. **APPROVAL of APRIL 23, 2026, MINUTES**

Second Vice Chair Albitz motioned to approve the April 23, 2026 meeting minutes as amended. Mr. Park seconded the motion and the Board members unanimously agreed.

Chair Shick introduced and welcomed the Board's newest member, Mr. Denver Coon, who is from the Island of Maui. Mr. Coon went to Richardson School of Law and worked on Oahu as a public defender. The past 10 years, he has been working in his family's business, Trilogy Excursions out of Maui, which has been in existence over 54 years. During the legislative session, Mr. Coon concentrated on providing legislation for the Ocean Tourism Coalition. He is delighted to be a new member of this Board.

III. **NEW BUSINESS**

- A. Discussion and Action on the Pre-Public Hearing Small Business Impact Statement and Proposed Administrative Rule 2-13 Relating to Disposable Foodware and Service / Relating to Polystyrene Foam Food Container and Food Service Ware Reduction, promulgated by County of Hawaii – Department of Environmental Management

Discussion leader Mr. Lee presented a short history of the rule's ordinance explaining that their purpose is to have a single use ban on items. He introduced Mr. Alexander White,

Recycling Specialist at the County of Hawaii's Department of Environmental Management. Mr. White explained that the proposed rules are to prohibit certain disposable plastic food service items while attempting to use more biodegradable and compostable products. The measure was passed by County Council, and it was the department's responsibility to create the proposed rules which have an effective date of January 1, 2027.

Based on Ms. Ige's inquiry about penalties and fines, Mr. White responded that the fines are set in the ordinance and his department has no discretion in changing them. While there is no accurate way to estimate the amount of fees being received, the department's responsibility and intent is to educate and prepare businesses and the public before the January effective date. Regarding the appeal process, Mr. White explained that if the director of the department doesn't agree with the appeal request, it may go to the Environmental Management Commission.

To make this measure less restrictive, ultimately, it would be a County Council action to make any changes to the fees or requirements. Chair Shick noted that although these rules have a significant impact on small businesses, as a county agency there are huge limitations to changing the wording of the rules, which is unfortunate. Second Vice Chair Albitz added that the department needs to perform outreach to the business stakeholders.

Second Vice Chair Albitz motioned to send the proposed amendments to public hearing. Ms. Ige seconded the motion and the members unanimously agreed.

B. Discussion and Action on the Pre-Public Hearing Small Business Impact Statement and Proposed Hawaii Administrative Rules Title 13 Chapter 124, Rules for Indigenous Wildlife, Endangered and Threatened Wildlife, Injurious Wildlife, Introduced Wild Birds, and Introduced Wildlife, promulgated by Department of Land and Natural Resources (DLNR)

Chair Shick stated that these proposed rule changes will help Hawaii's very precious wildlife. Ms. Kathryn Stanaway, Program Specialist at DLNR's Forestry and Wildlife Division, explained that the purpose of these changes is to conserve, manage, protect, and enhance indigenous wildlife and to manage introduced birds statewide.

Changes to the rule package include adding a few different protections to wildlife that include increased habitat protection to safeguard against habitat modification or degradation and feeding of wildlife on DLNR lands. Another big change is to limit the transportation of wildlife within the state on plant material, equipment, and other goods. In addition, a few more indigenous wildlife were added to the list of threatened and/or endangered species. It was noted that written testimony in support of these rules was received by this Board.

Mr. Park motioned to send the proposed amendments to public hearing. Mr. Sikkink seconded the motion and the members unanimously agreed.

IV. ADMINISTRATIVE MATTERS

1. Simplifying Permitting for Enhanced Economic Development (SPEED) Task Force's most recent meeting pursuant to Act 133 to identify actions taken, challenges encountered, and legislative measures necessary to facilitate, expediate, and coordinate state and intergovernmental permit processes; and appropriate funds

Dr. Salisbury stated the next SPEED's taskforce meeting is Wednesday, May 27th at the Capitol; the taskforce will be paying for her travel so that she can attend the meeting in person.

There are six SPEED related measures that were passed during the legislative session, outlined below, and summarized by Dr. Salisbury. These bills have yet to be signed by the Governor and will be placed on next month's Agenda for updating.

- House Bill 1816 – Financing Wastewater Infrastructure
- House Bill 1710 – Streamlining SHPD Reviews
- House Bill 1721 – Providing Clarity for Expedited Permits
- House Bill 2104 – Reforming the Island Burial Councils
- House Bill 2543 – Streamlining Permitting for State Projects
- House Bill 2673 – Standardizes Permitting Data

2. Becker Communications Inc., regarding the Board's Small Business Outreach

The next meeting scheduled with DBEDT staff and Becker Communications is June 18, 2026, after the Board's monthly meeting.

Chair Shick asked if Becker Communications can help with creating a LinkedIn page for this Board; Ms. Ariola will run this by Becker.

3. Presentation to Industry Associations

Ms. Ige mentioned that a small business workshop will be held this coming Saturday by Kauai Federal Credit Union, which she will be attending.

4. Staff's Small Business Outreach

Ms. Ariola and Second Vice Chair Albitz attended a business function in Maui for the annual Small Business Administration awards and a Hawaii Economic Update.

In the next few weeks, Ms. Ariola will be attending a Hawaii Business Leadership Conference and the Hawaii Made conference that DBEDT will be hosting.

Chair Shick will send Ms. Ariola information from the Hawaii Chamber of Commerce for the “Chamber Impact Gala” scheduled for June 26, which celebrates Hawaii’s top legislative and business leaders.

5. Review and Update Board’s “Discussion Leader Assignments” for the State County Agencies’ Hawaii Administrative Rules

Chair Shick announced that this is Second Vice Chair Albitz’s last meeting. She will be tremendously missed. Because she is discussion leader for some of the Agencies, the Discussion Leader Assignments list will be sent to the board members for review. At the next board meeting, the members will discuss what assignments they would like to handle.

6. Review and Approval of the Board’s Draft 2026 *Periodic Review; Evaluation Report*, In Compliance with Regulatory Flexibility Act, Section 201M-7 Hawaii Revised Statutes

The Board reviewed the draft 2026 *Periodic Review; Evaluation Report* noting that Department of Taxation (DoTax) is the only department that did not submit the information requested for the Report despite three or four attempts by DBEDT staff. Ms. Ige plans to speak with her contacts at DoTax to find out the reason for the delay; as such, approval of this Report is deferred until next month.

V. LEGISLATIVE MATTERS

A. Update, Discussion and Action on the following legislative matters:

1. House Bill 2606 HD2 Relating to Off-Site Construction – Establishes a working group within the State Building Code Council to develop proposals for an off-site construction program. Appropriates funds.

This bill did not pass during the legislative session.

VI. Election of Board Officers

A. Discussion and Action on the following:

1. Chairperson, pursuant to Section 201M-5(c), HRS – Ms. Ige motioned to reinstate/nominate Mr. Jonathan Shick as the Board’s Chair for the 2026-2027 session. Mr. Park seconded the motion, and the Board members unanimously agreed.
2. Vice Chair – Deferred until the June meeting.
3. Second Vice Chair – Deferred until the June meeting.

VII. NEXT MEETING – Thursday, June 18, 2026, at 10:00 a.m., via Zoom and in person at 250 South Hotel Street, No. 1 Capitol District Building, Room 436, Honolulu, HI 96813.

VIII. ADJOURNMENT – Ms. Ige motioned to adjourn the meeting, and Second Vice Chair Albitz seconded the motion; the meeting adjourned at 10:55 a.m.

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