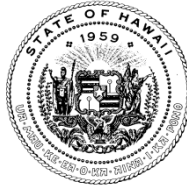


DAVID Y. IGE  
GOVERNOR



**TESTIMONY BY:**

JADE T. BUTAY  
DIRECTOR

Deputy Directors  
LYNN A.S. ARAKI-REGAN  
DEREK J. CHOW  
ROSS M. HIGASHI  
EDWIN H. SNIFFEN

**STATE OF HAWAII**  
**DEPARTMENT OF TRANSPORTATION**  
869 PUNCHBOWL STREET  
HONOLULU, HAWAII 96813-5097

February 17, 2021  
2:00 p.m.  
State Capitol, Teleconference

**H.B. 1288**  
**RELATING TO GOVERNMENT**

House Committee on Judiciary and Hawaiian Affairs

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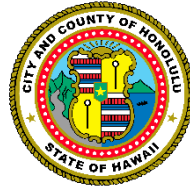
The Department of Transportation (DOT) **supports** this bill to exclude non-voting ex-officio board members appointed by the President of the Senate and Speaker of the House of Representatives to the Board of Directors of the Honolulu Authority for Rapid Transportation from being counted for purposes of quorum.

The DOT is an ex-officio board member of the Honolulu Authority for Rapid Transportation (HART) and this proposed change would result with 6 of the voting members of the 10 members to achieve a quorum to conduct board business efficiently. Failure to achieve a quorum not only can seriously disrupt the decision-making process but also hinder governance. If a quorum is not met, critical decisions can't be made, nor urgent issues voted on.

Thank you for the opportunity to provide testimony.

**OFFICE OF THE MAYOR  
CITY AND COUNTY OF HONOLULU**

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RICK BLANGIARDI  
MAYOR

MICHAEL D. FORMBY  
MANAGING DIRECTOR DESIGNATE

DANETTE MARUYAMA  
DEPUTY MANAGING DIRECTOR

February 17, 2021

The Committee on Transportation  
State Capitol  
415 South Beretania Street  
Honolulu, Hawaii 96813

Dear Chair Henry J.C. Aquino, Vice-Chair Greggor Ilagan, and Honorable Members of the Committee on Transportation:

**SUBJECT: HB1288 Relating to Government**

Thank you for the opportunity to provide testimony in strong support of HB1288. The current quorum requirement for the Board at HART is complicated by the need to count non-voting ex-officio Board members for the purposes of establishing quorum. Historically, achieving nine (9) members for quorum has proven difficult and counterproductive to the Board's productivity.

HB1288 proposes to exclude non-voting ex-officio Board members appointed by the President of the Senate and Speaker of the House for the purposes of reaching quorum. This clarification of Act 1 (2017) provides a common-sense and workable construction of the law, enabling the Board to achieve quorum and conduct business on a regular basis.

The City and County of Honolulu values the participation of all Board members, including the non-voting ex-officio Board members, and we are confident the provisions of HB1288 will increase the opportunity for all Board members, voting and non-voting, to engage in productive meetings and discussions.

As such, we strongly urge passage of HB1288.

House of Representatives  
Committee on Judiciary and Hawaiian Affairs  
Wednesday, February 17, 2021  
Conference Room 325 Hearing

Rep. Mark M. Nakashima, Chair  
Rep. Scot Z. Matayoshi, Vice Chair

HB 1288 Relating to Government

Chair Nakashima, Vice Chair Matayoshi, and Members of the Judiciary and Hawaiian Affairs Committee:

This testimony is in **STRONG SUPPORT** of HB 1288 which would exclude non-voting ex-officio board members appointed by the President of the Senate and Speaker of the House to the HART Board of Directors from being counted for purposes of quorum. This would result in changing the existing quorum requirement from being 8 of the 9 voting members to 5 of the 9 voting members.

I am Lynn McCrory and one of the voting members of the HART Board. Obtaining nine votes has proven difficult for the Board to obtain quorum to hold a Board meeting and proven very difficult to obtain a decision on any matter in front of the Board. The non-voting members should not be counted as members for obtaining quorum, but that is the position of the City & County of Honolulu Corporation Counsel.

This clarification to Act 1 from 2017 will allow the quorum to be of the voting members. The non-voting members are an important part of the Board and are appreciated for their input and dedication to serving on the Board. However, when they cannot vote, they should not be counted towards quorum.

I humbly ask you to **SUPPORT** the approval of HB 1288. Mahalo!

Me ke aloha pumehana  
With warm aloha,

Lynn P. McCrory  
60 N Beretania Street, #3203  
Honolulu, HI 96917