Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Ninth State Legislature  
First Special Session of 2017  
State of Hawaii  

Sir:

Your Committee on Commerce, Consumer Protection, and Health, to which was referred Governor's Message Nos. 6 and 7, submitting for study and consideration the nominations of:

DISABILITY AND COMMUNICATION ACCESS BOARD

G.M. No. 6  MARIE KIMMEY,  
for a term to expire 06-30-2021; and

G.M. No. 7  SCOTT FLEMING,  
for a term to expire 06-30-2019,

begs leave to report as follows:

Your Committee has reviewed the personal histories, resumes, and statements submitted by the nominees and finds Marie Kimmey and Scott Fleming to possess the requisite qualifications to be nominated to the Disability and Communication Access Board.

MARIE KIMMEY

Your Committee received testimony in support of the nomination of Marie Kimmey from the Disability and Communication Access Board and two individuals.

Upon review of the testimony, your Committee finds that Ms. Kimmey's professional background and prior experience on the Disability and Communication Access Board qualify her to be nominated for appointment to the Disability and Communication Access Board as a board member representing the County of Maui. Your Committee notes that Ms. Kimmey is a Principal Architect and
partner at Kimmey Unabia Architects, Ltd., in Kihei, Maui, where she has been involved in a variety of design projects with government entities that required knowledge of the Americans with Disabilities Act Accessibility Guidelines. Your Committee further finds that Ms. Kimmey previously served as a member of the Disability and Communication Access Board from 2000 through 2009, will be participating on the current Board as a member of its Standing Committee on Facility Access, and has a thorough understanding of the Board's functions and priorities as they relate to accessibility to persons with disabilities. Your Committee therefore recommends that Ms. Kimmey be appointed to the Disability and Communication Access Board based on her experience, familiarity with accessibility laws and regulations, and dedication to public service.

SCOTT FLEMING

Your Committee received testimony in support of the nomination of Scott Fleming from the Disability and Communication Access Board and The Arc of Hilo.

Upon review of the testimony, your Committee finds that Mr. Fleming's professional background and experience qualify him to be nominated for appointment to the Disability and Communication Access Board as a board member representing the County of Hawaii. Your Committee notes that Mr. Fleming has been a licensed architect for over twenty years and is the owner and Principal Architect of Fleming & Associates, in Hilo, Hawaii. Many of Mr. Fleming's professional projects have been for public sector clients and have therefore required an extensive knowledge of the Americans with Disabilities Act Accessibility Guidelines. Your Committee further finds that Mr. Fleming has a thorough understanding of the Disability and Communication Access Board's functions and priorities, is committed to ensuring accessibility compliance in a manner that benefits consumers, and will be participating on the Board as a member of its Standing Committee on Facility Access. Your Committee therefore recommends that Mr. Fleming be appointed to the Disability and Communication Access Board based on his experience, familiarity with accessibility laws and regulations, and commitment to serving his community.

As affirmed by the records of votes of the members of your Committee on Commerce, Consumer Protection, and Health that are attached to this report, your Committee, after full consideration
of the background, experience, and qualifications of the nominees, has found the nominees to be qualified for the positions to which nominated and recommends that the Senate advise and consent to the nominations.

Respectfully submitted on behalf of the members of the Committee on Commerce, Consumer Protection, and Health,

ROSALYN H. BAKER, Chair
Record of Votes
Committee on Commerce, Consumer Protection, and Health
CPH
Advising and Consent

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<th>Governor's Message No.:</th>
<th>Committee Referral:</th>
<th>Date:</th>
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<tr>
<td>GMV</td>
<td>CPH</td>
<td>8-29-17</td>
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- The Committee is reconsidering its decision

The Recommendation is:
- Advise and Consent (2340)
- Not Advise and Consent (2345)

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<th>Members</th>
<th>Aye</th>
<th>Aye (WR)</th>
<th>Nay</th>
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<td>ESPERO, Will</td>
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**TOTAL**

- Aye: 4
- Nay: 1
- Excused: 3

Recommendation:
- ✓ Adopted
- □ Not Adopted

Chair’s or Designee’s Signature:

Distribution:
- Original
- Yellow
- Pink
- Goldenrod
- File with Committee Report
- Clerk’s Office
- Drafting Agency
- Committee File Copy

*Only one Governor’s Message per Record of Votes*
Governor's Message No.: GM 7  
Committee Referral: CPH  
Date: 8/29/17

☐ The Committee is reconsidering its decision

The Recommendation is:
☐ Advise and Consent  
☐ Not Advise and Consent

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<tr>
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<th>Aye (WR)</th>
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TOTAL: 4 0 0 3

Recommendation: ☑ Adopted  
☐ Not Adopted

Chair's or Designee's Signature: [Signature]

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