

GM 9

Measure Title: Submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs, Gubernatorial Nominee, JOY MIYASAKI, for a term to expire 06-30-2021.

Report Title: Policy Advisory Board for Elder Affairs

Description:

Companion:

Package:

Current Referral: CPH

Introducer(s):

DAVID Y. IGE
GOVERNOR OF HAWAII



TERRI BYERS
DIRECTOR

VIRGINIA PRESSLER, M.D.
DIRECTOR OF HEALTH

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NO. 1 CAPITOL DISTRICT
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Testimony in SUPPORT
Submitting for consideration and confirmation to the Policy Advisory Board for Elder
Affairs, Gubernatorial Nominee, Joy Miyasaki

COMMITTEE ON COMMERCE, CONSUMER PROTECTION, AND HEALTH
SENATOR ROSALYN H. BAKER

Testimony of Terri Byers
Director, Executive Office on Aging
Attached Agency to the Department of Health

Hearing Date: August 29, 2017

Room Number: 229

- 1 **EOA's Position:** The Executive Office on Aging (EOA) supports the nomination of Ms. Joy
- 2 Miyasaki to the Policy Advisory Board for Elder Affairs (PABEA).
- 3 **Comments:** Ms. Joy Miyasaki, an attorney since 1981, practices in all aspects of estate planning
- 4 and trust administration. Her practice includes planning for closely-held businesses and their
- 5 owners. She assists clients in the formation of tax-exempt organizations and provides ongoing
- 6 representation to tax exempt organizations. She also represents clients in income, estate, gift,
- 7 and generation-skipping transfer tax controversies and in tax collection matters. Ms. Miyasaki
- 8 teaches estate planning as an adjunct faculty member at the UH Law School, and was selected as
- 9 an Adjunct Professor of the Year in 2008. Ms. Miyasaki is listed in The Best Lawyers in
- 10 America and Hawaii Super Lawyers. Her community activities include Hawaii Women
- 11 Lawyers, Hawaii Women's Legal Foundation, and Project Dana.

1 Based on her law practice in estate planning and trust administration, Ms. Miyasaki works
2 extensively with issues facing the elderly, including financial, capacity, personal care, and elder
3 abuse.

4 Ms. Miyasaki recently completed a successful term as chairperson of PABEA and currently
5 serves as first vice chair. For these reasons, EOA supports strongly the nomination of Ms.
6 Miyasaki.

7 Thank you for the opportunity to testify.

Testifier's Name: Gary Simon
Chair
Policy Advisory Board for Elder Affairs (PABEA)

Testimony Is Directed To: Senate Committee on Commerce, Consumer
Protection, and Health

Measure: GM9
Joy Miyasaki, Gubernatorial Nominee for the
Policy Advisory Board for Elder Affairs.

Date & Time of Hearing: Tuesday, August 29, 2017, 1:30 p. m.

Position: **PABEA strongly supports the nomination and
confirmation of Joy Miyasaki to the Policy
Advisory Board for Elder Affairs.**

Dear Chair Baker, Vice Chair Tokuda, and Honorable Members of the Senate
Committee on Commerce, Consumer Protection, and Health:

I am Gary Simon, Chair of the Policy Advisory Board for Elder Affairs (PABEA),
which is an appointed board tasked with advising the Executive Office on Aging
(EOA).

I am testifying as an individual who has worked in healthcare for over thirty years,
and I am offering testimony on behalf of PABEA.

My testimony does not represent the views of the EOA but of PABEA.

PABEA wholeheartedly supports the nomination and confirmation of Joy
Miyasaki to the Policy Advisory Board for Elder Affairs.

As a member of PABEA and as its Chairperson for the last two years, Ms.
Miyasaki has been a strong voice for EOA and its Director and for continued
funding of the priority EOA programs benefitting our kupuna.

Ms. Miyasaki will continue to contribute greatly to the work of PABEA in its
endeavor to enhance and protect the health and welfare of our elders and their
families and caregivers.

We urge you to support the nomination and confirmation of Ms. Miyasaki to
PABEA, and we thank you for seriously considering her nomination.

Very sincerely,
Gary Simon 
Chair

Policy Advisory Board for Elder Affairs
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August 25, 2017

To: The Honorable Senator Rosalyn H. Baker, Chair
The Honorable Clarence K. Nishihara, Vice Chair
Members of the Committee of Commerce, Consumer Protection, and Health

Date: August 29, 2017
Time: 1:00 p.m.
Place: Conference Room 229

From: Rose Nakamura, Administrator, Project Dana

Subject: Ms. Joy M. Miyasaki's Confirmation Hearing to the Policy Advisory Board of Elder Affairs (PABEA).

I very strongly nominate and highly recommend Ms. Joy M. Miyasaki to the Policy Advisory Board of Elder Affairs (PABEA).

As Administrator of Project Dana, a volunteer caregivers program, I am pleased to attest that Ms. Joy M. Miyasaki has provided much support to Hawaii's community at all levels. For many years, Ms. Miyasaki and her family of lawyers (father, brother & sister) contributed much to Project Dana, Moiliili Hongwanji Mission, Honpa Hongwanji Mission of Hawaii and other non-profit organizations. Her pro-bono contributions have been particularly in the area of legal counsel and expertise.

Ms. Miyasaki serves on the Project Dana Advisory Council and provides tremendous support. She was instrumental in the development of the Pacific Buddhist Academy serving as a trustee. Ms. Miyasaki was recognized as "Honolulu Best Lawyers Trust and Estates Lawyer of the Year" for 2012. Ms. Miyasaki was an attorney with the Law Offices of Shuichi Miyasaki and is presently in private business.

Her practice areas are: Tax and estate planning; asset protection; charitable giving and tax-exempt organizations; probate, estate and trust administration; conservatorships; guardianships; and tax matters.

It is my honor to very strongly support Ms. Joy M. Miyasaki's nomination and confirmation to the Policy Advisory Board of Elder Affairs (PABEA).

Should you have any questions on the above nomination, please feel free to call me at 945-3736. Thank you very much.

TO: Senator Rosalyn H. Baker

FROM: Joy Miyasaki

DATE: August 27, 2017

RE: Nomination to Policy Advisory Board for Elder Affairs

You asked me to answer the following the questions in connection with my nomination to the Policy Advisory Board for Elder Affairs.

(1) Why do you want to be a member of the Board?

I have been a lawyer for over 35 years. For the past 20 years, I have worked primarily in the estate planning and trust and estate administration areas and work with many elderly clients. I see many of the issues they face, including financial issues, housing issues, care issues, capacity issues, and elder abuse issues. I have served on PABEA since 2011 and as its Chair from 2015-17. I am interested in continuing to serve on PABEA to contribute to ways to address these issues as well as to continue to learn more about these issues.

(2) What do you perceive are the roles and responsibilities of a member of the Board?

The roles and responsibilities of a PABEA member are governed by Hawaii Revised Statutes Section 349-4. As set forth in that section, the board members are to advise the Director of the Executive Office on Aging by making contributions to the solution of problems relating to aging, including in the following areas: (1) identification of issues and alternative approaches to solutions, (2) development of position statements and papers, (3) advocacy and legislative actions, and (4) program development and operations.

(3) In what ways do you feel that you can help protect the consumer? I believe I can help protect the consumer by raising awareness of various issues that affect the elderly and advocating on behalf of the consumer.

(4) Given your understanding of the roles and responsibilities of a Board member, why do you believe that you are qualified for the position? Please include a brief statement of your skills, expertise and knowledge that would aid you as a member of the Board.

I believe my background as an attorney and, in particular, my work with elderly clients as well as my prior experience as a member of PABEA would be beneficial.

(5) What do you hope to accomplish during your term of service?

I hope to contribute to ways to address some of the issues relating to aging, for example, in the areas of financial abuse and navigating the care system.

- (6) Name three qualities that best describe you and how these qualities will benefit the Board.

I am open-minded, willing to listen to others, and reasonable. I believe these qualities are helpful in working with others on the Board.

- (7) Name a previous experience you've had that will be beneficial as a Board member.

I have assisted family members in various levels of the care system and have seen some of the problems that have arisen.

- (8) Can you foresee any possible conflicts of interest that could arise during your service on the Board? How would you overcome conflicts of interest?

I do not foresee any possible conflicts of interest. If a possible conflict of interest were to arise, I anticipate that I would consider whether it would be necessary for me to abstain from participating in any official action regarding the matter. I would also consider whether to contact the State Ethics Commission for advice. In a particular situation, there may be other issues I would consider.

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