

State Land Use Review Task Force Principles and Guidelines¹

The purpose of the Task Force is to review the State Land Use District Boundary Amendment process in HRS Chapter 205, and provide recommendations to the State Land Use Commission, Governor, and the Legislature to improve its efficiency and effectiveness without compromising the original intent of the law. Any recommendations that this Task Force proposes will be consistent with the following.

Principles

Our regulatory system must:

- Protect public health, welfare, safety, and our environment while promoting economic growth, innovation, competitiveness, and job creation;
- Be based on the best available science;
- Allow for public participation and an open exchange of ideas;
- Promote predictability and reduce uncertainty;
- Identify and use the best, most innovative, and least burdensome tools for achieving regulatory ends;
- Take into account benefits and costs, both quantitative and qualitative;
- Ensure that regulations are accessible, consistent, written in plain language, and easy to understand; and
- Measure, and seek to improve, the actual results of regulatory requirements.

Guidelines

Recommendations must:

- Be put forward only after a reasoned determination that its benefits justify its costs (recognizing that some benefits and costs are difficult to quantify);
- Tailor regulations to impose the least burden on society, consistent with obtaining regulatory objectives, taking into account, among other things, and to the extent practicable, the costs of cumulative regulations;
- Consider alternative regulatory approaches and select those approaches that maximize net benefits (including potential economic, environmental, public health and safety, and other advantages; distributive impacts; and equity);
- To the extent feasible, specify performance objectives, rather than specifying the behavior or manner of compliance that regulated entities must adopt; and
- Identify and assess available alternatives to direct regulation, including providing economic incentives to encourage the desired behavior, or providing information upon which society can make better choices.

¹ This document is based on Executive Order 13563, *Improving Regulation and Regulatory Review*, available at <http://www.whitehouse.gov/the-press-office/2011/01/18/improving-regulation-and-regulatory-review-executive-order>.