

LINDA LINGLE  
GOVERNOR OF HAWAII



**STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES**

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HISTORIC PRESERVATION  
KAHOOLAWE ISLAND RESERVE COMMISSION  
LAND  
STATE PARKS

**TESTIMONY OF THE CHAIRPERSON  
OF THE BOARD OF LAND AND NATURAL RESOURCES**

**On House Bill 2704, House Draft 2 - Relating To Ha'iku Valley**

**BEFORE THE SENATE COMMITTEE ON  
WAYS AND MEANS**

**March 27, 2008**

House Bill 2704, House Draft 2, establishes the Ha'iku Valley Cultural Preserve Commission to have policy and management oversight of Ha'iku Valley. The Department of Land and Natural Resources supports this measure in its present form and believes that Ha'iku Valley is an important cultural resource in Hawaii and the creation of a Ha'iku Valley Cultural Preserve Commission provides a sensitive approach to appropriately managing the Valley.



**HB 2704, HD2 RELATING TO HA`IKU VALLEY**  
Senate Committee on Ways and Means

March 27, 2008  
Room 211

9:45 a.m.

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Aloha Chair Baker, Vice Chair Tsutsui, and Members of the Committee. I am Clyde Namu`o, Administrator of the Office of Hawaiian Affairs.

The Office of Hawaiian Affairs (OHA) **SUPPORTS, with Amendments,** HB 2704, HD2 which would establish the Ha`iku Valley Cultural Preserve Commission that would have policy and management oversight of the Ha`iku Valley Cultural Preserve.

In 2006, the Hawai`i State Legislature passed HCR 278, HD 1, signifying the intent of the 23rd Legislature to establish cultural preserves in both Ha`iku and Halawa valleys as an end result of the Halawa-Luluku Interpretative Development Plan. OHA has been working with the Department of Transportation, Department of Hawaiian Homelands, Department of Land and Natural Resources, the City and County of Honolulu, the Honolulu Board of Water Supply, Kamehameha Schools, Queen Emma Foundation and representatives of `ohana and other culturally knowledgeable persons in, and from, these two important areas, to help effectuate this important goal.

In our report to the 24th legislative session, we stated that there was a community sentiment for OHA to be a part of these cultural preserves, and several community members in the Ha`iku area felt OHA should be the steward in the Ha`iku Valley. We also stated that several planning issues needed clarity for good decisions to be made regarding this cultural preserve. Departmental jurisdiction and responsibilities, assessment of previous archaeology studies and integrity of the land, defining what is meant by "cultural preserve," and resolving access into Ha`iku Valley are some of the component issues. Clarity in these and other areas will aid the development of this cultural preserve.

Since April 2000, the Halawa-Luluku Interpretive Development (HLID) project has worked with a working group of community stakeholders on mitigating the adverse impact created by construction of the H3 freeway. Within Ha`iku valley, two heiau sites are the focus of its mitigation, Kahekili Heiau and Kane ame Kanaloa Heiau. Community stakeholders have consistently advocated for Ha`iku Valley being a cultural preserve.

OHA has substantive obligations to protect the cultural and natural resources of Hawai`i for its beneficiaries, the people of this land. Part of this mission is to identify and protect traditional cultural landscapes which serve as the last vestiges of meaningful connections with the ancestors of Hawai`i and the unique and fragile natural, cultural, and historical resources these connections rely upon. H.B. 2704, HD2 would be a natural progression of this important kuleana to mālama Ha`iku Valley.

The establishment of the Ha`iku Valley Cultural Preserve Commission would greatly assist in the protection and perpetuation of this unique cultural landscape and heritage center for all the people of Hawai`i and more importantly, for future generations.

We urge that your Committees amend the bill as follows.

- In Section 2 of the bill, amend § -9 by, on page 8, line 3, deleting "department of land and natural resources" and using instead the word "office" (so as to refer to the Office of Hawaiian Affairs for the sake of accuracy). Also, on page 8, line 19, delete the word "and" following the word "cumulative" as the word "and" is unnecessary and unclear.
- In Section 3 of the bill, change "Ha`iku valley cultural preserve commission" on page 11, line 21 to simply "Ha`iku valley cultural preserve," because the Preserve, not the Commission, would be conveyed pursuant to Section 3. (Note however that the reference to the Commission on lines 17-18 of page 11 is correct and should not be changed.)

- In Section 5 of the bill, on page 12, line 11, instead of stating "This Act shall take effect on July 1, 2020," say, "This Act shall take effect upon its approval; provided that section 4 shall take effect on July 1, 2008."

OHA urges your Committees to PASS HB 2704, HD2 with the above amendments. Thank you for the opportunity to testify.



## KAMEHAMEHA SCHOOLS

March 25, 2008

### WRITTEN COMMENTS TO THE SENATE COMMITTEE ON WAYS AND MEANS

By

Neil Hannahs, Director  
Endowment Group/Land Assets Division

Decision Making Date: Thursday, March 27, 2008  
9:45 a.m. (or immediately following completion of the 9:30 a.m. agenda)  
Conference Room 211

To: Senator Roslyn H. Baker, Chair  
Senator Shan S. Tsutsui, Vice Chair  
Members of the Committee on Ways and Means

Re: HB 2704 HD2 – Relating to Ha'ikū Valley.

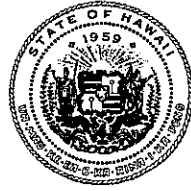
Kamehameha Schools (KS) concurs with the recognition this bill pays to the cultural and historic significance of Ha'ikū Valley and supports the mission of the proposed Cultural Reserve Commission.

To carry out the purposes of this bill, the legislature may wish to consider adding a representative of KS to the Commission for the following reasons.

1. KS has a long association with these lands, having originally owned the entire ahupua`a of He`eia (which includes Ha'ikū Valley), except for individual kuleana parcels. These lands were part of the original land legacy of our School and remained in the endowment until condemned for public purposes.
2. KS continues to have a significant presence in the ahupua`a through ownership of over 350 acres of land that extend from the makai boundary of the "Valley", as defined in this legislation, seaward to He`eia Fishpond.
3. KS currently supports place-based educational services on our lands through our 'Āina Ulu program. These services, that promote cultural instruction and environmental stewardship, are operated under community-based collaborations with Paepae o He`eia, Hui Kū Maoli Ola, Papahana Kua Ola and Hakipu'u Learning Center. These collaborations are similar to the uses contemplated for the Valley under this bill.
4. KS has been working with several of the stakeholders identified in the legislation to determine ways we might assist them in accomplishing their goals.

Thank you for this opportunity to comment on this legislation.

LINDA LINGLE  
GOVERNOR



**STATE OF HAWAII**  
**DEPARTMENT OF TRANSPORTATION**  
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BRENNON T. MORIOKA  
DIRECTOR

Deputy Directors  
MICHAEL D. FORMBY  
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BRIAN H. SEKIGUCHI

IN REPLY REFER TO:

March 27, 2008

**TESTIMONY OF THE DEPARTMENT OF TRANSPORTATION**

**HOUSE BILL No. 2704, HD 2**

**COMMITTEE ON WAYS AND MEANS**

We support the intent of this bill and will work as a partner with the proposed Haiku Valley Cultural Preserve Commission in terms of usage within the H-3 corridor. However, we feel that DHHL and DLNR should be consulted with respect to the proposed responsibilities and duties of the Haiku Valley Cultural Preserve Commission.

Alice Hewett  
45-349 Namoku St.  
Kane`ohe, HI 96744

March 27, 2008

TESTIMONY IN SUPPORT OF H.B. 2704, H.D.2, Relating to Ha`iku Valley

Sen. Rosalyn Baker , Chair and Members  
Senate Committee on Ways and Means

I wish to speak in strong support of the passage of House Bill 2704, H.D. 2, which would lead to the establishment of the Ha`iku Valley Cultural Preserve.

I was born and raised in Ha`iku Valley, was married and had all of my nine children in this valley. My son still lives on our family property on Ha`iku Road, as does my sister and my youngest brother.

For most of my life, I have worked with thousands of children of the Kane`ohe and He`eia area, the keiki o ka`aina.

This valley offers a chance for them to learn all about our culture, our history, and the natural environment of Ha`iku and the He`eia ahupua`a.

There are no other places in the Kane`ohe area where they would be able to have all of these things together, these opportunities for enjoying and learning about our area.

We have kahuna la`au lapa`au in our family, and they could return to Ha`iku Valley, once it is a cultural preserve, to teach others about traditional healing practices.

I ask that you please support the passage of this bill and include enough funding to help establish this cultural preserve.

Aloha and mahalo.

# KO`OLAU FOUNDATION

TO: Senator Rosalyn Baker, Chair  
And Members  
Ways & Means Committee

FROM: Leialoha "Rocky" Kaluhiwa, President

SUBJECT: H.B. 2704, HD2, Relating to Ha`iku Valley

Aloha to all of you on the Senate Ways & Means Committee:

On behalf of the Ko`olau Foundation, I urge your committee to approve this bill and include start-up funding to support the new commission and establishment of the cultural preserve.

Our organization is dedicated to the preservation and perpetuation of Hawaiian historical sites, culture and heritage. We feel House Bill 2704, House Draft 2, will provide a viable mechanism for protection of the burial grounds, heiau and other cultural areas in Ha`iku Valley.

We have long advocated for this cultural preserve, which can help restore this valuable cultural and environmental resource to our community.

Mahalo for your kokua.