

**TESTIMONY**  
**HB 1174, HD3**

LINDA LINGLE  
GOVERNOR OF HAWAII



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

POST OFFICE BOX 621  
HONOLULU, HAWAII 96809

**Testimony of  
LAURA H. THIELEN  
Chairperson**

**Before the Senate Committees on  
HIGHER EDUCATION  
and  
WATER, LAND, AGRICULTURE AND HAWAIIAN AFFAIRS**

**Monday, March 23, 2009  
Time: 3:45 PM  
State Capitol, Conference Room 229**

**In consideration of  
HOUSE BILL 1174, HOUSE DRAFT 3  
RELATING TO THE UNIVERSITY OF HAWAII**

House Bill 1174, House Draft 3 proposes to: 1) Allow the University of Hawaii (UH) to adopt administrative rules to regulate activities at and within the Mauna Kea lands, or the lands UH leases from the Board of Land and Natural Resources, 2) Allow UH to provide for procedures to enforce these rules and to assess and collect administrative fines for violations of these rules, and; 3) Establish the Mauna Kea Management Special Fund. The Department of Land and Natural Resources (Department) supports allowing UH to manage and regulate activities at Mauna Kea by way of administrative rules subject to and consistent with the terms and conditions of their current leases with the Department.

**LAURA H. THIELEN**  
CHAIRPERSON  
BOARD OF LAND AND NATURAL RESOURCES  
COMMISSION ON WATER RESOURCE MANAGEMENT

**RUSSELL Y. TSUJI**  
FIRST DEPUTY

**KEN C. KAWAHARA**  
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES  
BOATING AND OCEAN RECREATION  
BUREAU OF CONVEYANCES  
COMMISSION ON WATER RESOURCE MANAGEMENT  
CONSERVATION AND COASTAL LANDS  
CONSERVATION AND RESOURCES ENFORCEMENT  
ENGINEERING  
FORESTRY AND WILDLIFE  
HISTORIC PRESERVATION  
KAHOOLAWE ISLAND RESERVE COMMISSION  
LAND  
STATE PARKS

**Testimony in Support of  
HB 1174 HD3**

**Presented before  
Senate Committee on Higher Education  
&  
Senate Committee on Water, Land, Agriculture and Hawaiian Affairs  
March 23, 2009, 3:45 pm**

Chairs Tokuda and Hee and members of the committees on Higher Education and Water, Land, Agriculture and Hawaiian Affairs.

I strongly support HB 1174 HD3 and urge members of the committees to vote yes on this bill. It is urgent that the University of Hawai'i is granted the authority to promulgate administrative rules governing public and commercial activities on Mauna Kea. It is critical to have rules to protect the unique and precious resources on Mauna Kea and the legislature must do the right thing and act now to protect the resources from further degradation.

While it is acknowledged that the University did not do a good job of managing its leased areas on Mauna Kea, the legislature must recognize that there has been substantial improvement since the establishment of the Office of Mauna Kea Management and its advisory bodies, the Mauna Kea Management Board and the Kahu Ku Mauna Council. Together they have strived to provide proper stewardship on UH's lands. This legislature must give them the necessary tools to carry out their mandate more effectively to protect the resources. Is it not better to support OMKM's efforts to protect the resources than to allow the current situation to continue and leave the resources unprotected?

I strongly urge you to pass this bill.

**Carol VanCamp**

**[Cvancamp3@hawaii.rr.com](mailto:Cvancamp3@hawaii.rr.com)**

**Testimony in Support of  
HB 1174 HD3**

**Presented before  
Senate Committee on Higher Education  
&  
Senate Committee on Water, Land, Agriculture and Hawaiian Affairs  
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I strongly urge you to pass this bill.

**Stephen Z. Clark Jr.**

**pci2001@hawaii.rr.com**

March 20, 2009

Dear Senator Hee,

I wish to convey my strong support for HB 1174 HD3. It is timely that the University of Hawaii at Hilo through its Office of Mauna Kea Management takes a positive step towards properly managing the mountain. Mauna Kea is an important natural and cultural landscape. It may mean different things to different people. For some it is a place for recreation, cultural practice, a science reserve or a place to take the family to experience the snow. But one thing we have in common is that it is a special place and all of us want to make sure that it is cared for in a proper way.

I see this Bill as a long overdue means to better manage the mountain. To date there are no effective rules that guide the area of the summit. I applaud the University of Hawaii at Hilo's effort to step forth with a commitment to properly manage the Mountain. Practically, with local management in concert with the authority to manage the Mountain, it gives our community a means by which to hold someone accountable or responsible for managing the Mountain. We urge this committee to support this Bill.

Mahalo,

A handwritten signature in black ink, appearing to read "J. M. Lee", with a horizontal line extending to the right.

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**From:** Greg Gadd [bilco@interpac.net]  
**Sent:** Friday, March 20, 2009 10:12 AM  
**To:** WTLTestimony  
**Subject:** Testimony HB 1174 HD3

**Big Island Land Co., Ltd 519  
Manono Street  
Hilo, HI 96720**

**Testimony in Support of  
HB 1174 HD3**

**By**

Greg Gadd (name of Testifier)

President and on behalf of 12 employees (Title of testifier)

**Presented before  
Senate Committee on Higher Education  
&  
Senate Committee on Water, Land, Agriculture and Hawaiian Affairs  
March 23, 2009, 3:45 pm**

Chairs Tokuda and Hee and members of the committees on Higher Education and Water, Land, Agriculture and Hawaiian Affairs.

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**From:** Roxanne Ching [rching@imiloahawaii.org] on behalf of roxching@hawaiiintel.net  
**Sent:** Friday, March 20, 2009 10:23 AM  
**To:** WTLTestimony  
**Subject:** Testimony in Support of HB 1174 HD3

**Testimony in Support of**

**HB 1174 HD3**

**Presented before**

**Senate Committee on Higher Education**

**&**

**Senate Committee on Water, Land, Agriculture and Hawaiian Affairs**

**March 23, 2009, 3:45 pm**

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I strongly urge you to pass this bill.

**Roxanne Ching**  
**[roxching@hawaiiintel.net](mailto:roxching@hawaiiintel.net)**

**Testimony in Support of  
HB 1174 HD3**

**Presented before  
Senate Committee on Higher Education  
&  
Senate Committee on Water, Land, Agriculture and Hawaiian Affairs  
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I strongly urge you to pass this bill.

**Constance Cate**

**Constance.cate@hawaii-sbdc.org**



**Testimony in Support of  
HB 1174 HD3  
By  
Lee Mori (name of Testifier)  
Graphic Artist (Title of testifier)**

**Presented before  
Senate Committee on Higher Education  
&  
Senate Committee on Water, Land, Agriculture and Hawaiian Affairs  
March 23, 2009, 3:45 pm**

Chairs Tokuda and Hee and members of the committees on Higher Education and Water, Land, Agriculture and Hawaiian Affairs.

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I strongly urge you to pass this bill.

**Name**

**Email address**



## HAWAII BUILDING AND CONSTRUCTION TRADES COUNCIL, AFL-CIO

GENTRY PACIFIC DESIGN CENTER, STE. 215A • 560 N. NIMITZ HIGHWAY, #50 • HONOLULU, HAWAII 96817  
(808) 524-2249 • FAX (808) 524-6893

March 20, 2009

**NOLAN MORIWAKI**

*President*

Bricklayers & Ceramic Tile Setters  
Local 1 & Plasterers/Cement  
Masons Local 630

**JOSEPH O'DONNELL**

*Vice President*

Iron Workers Local 625

**DAMEN T. K. KIM**

*Financial Secretary*

International Brotherhood of  
Electrical Workers Local 1188

**ARTHUR TOLENTINO**

*Treasurer*

Sheet Metal Workers I.A. Local 293

**MALCOLM K. AHLG**

*Sergeant-At-Arms*

Carpet, Upholstery, & Soft Tile  
Local 1298

**REGINALD CASTANARES**

*Trustee*

Plumbers & Fitters Local 675

**HADDEUS TOMEI**

Elevator Constructors Local 128

**JOSEPH BAZEMORE**

Drywall, Tapers, & Finishers  
Local 1944

**RICHARD TAGGERE**

Glaziers, Architectural Metal &  
Glazeworkers Local Union 1889

**AUGHN CHONG**

Roofers, Waterproofers & Allied  
Workers United Union of Roofers  
Local 221

**MARY AYCOCK**

Collarmakers, Ironship Builders  
Local 627

**YNN KINNEY**

Electric Council 50  
Electricians & Allied Trades  
Local 1791

**ALANI MAHOE**

Petaling Engineers Local 3

**EDONARD SEBRESOS**

International Assoc. of  
Cooling & Frost Insulators  
Allied Workers Local 132

Honorable Senator Clayton Hee, Chair  
Honorable Senator Jill N. Tokuda, Vice Chair  
Members of the Senate Committee on Water, Land, Agriculture and  
Hawaiian Affairs  
Honorable Senator Jill N. Tokuda, Chair  
Honorable Senator Norman Sakamoto, Vice Chair  
Members of the Senate Committee on Higher Education  
Hawaii State Capital  
415 South Beretania Street  
Honolulu, HI 96813

RE: **IN SUPPORT OF HB 1174, HD3**  
Relating to the University of Hawaii  
Hearing: Mon., March 23rd, 2009, 3:45 p.m. in Room 229

Dear Chair Hee, Vice Chair Tokuda and the Senate Committee  
On Water, Land, Agriculture and Hawaiian Affairs & Chair Tokuda, Vice  
Chair Sakamoto and the Senate Committee on Higher Education:

For the Record my name is Buzz Hong the Executive Director for  
the Hawaii Building & Construction Trades Council, AFL-CIO. Our  
Council is comprised of 16-construction unions and a membership  
of 26,000 statewide.

The Council SUPPORTS the passage of HB 1174, HD3 that allows  
the UH Board of Regents to adopt administrative rules to regulate  
public and commercial activities at and within the Mauna Kea lands,  
or the lands UH leases from the BLNR. It will also allow the UH to  
assess and collect administrative fines for violations of these rules  
and establishes the Mauna Kea Management Special Fund for the  
deposit and use of these revenues.

Thank you for the opportunity to submit this testimony in support  
of HB 1174, HD3.

Sincerely,

William "Buzz" Hong  
Executive Director

**Testimony in Support of  
HB 1174 HD3**

**Presented before  
Senate Committee on Higher Education  
&  
Senate Committee on Water, Land, Agriculture and Hawaiian Affairs  
March 23, 2009, 3:45 pm**

Chairs Tokuda and Hee and members of the committees on Higher Education and Water, Land, Agriculture and Hawaiian Affairs.

I strongly support HB 1174 HD3 and urge members of the committees to vote yes on this bill. It is urgent that the University of Hawai'i is granted the authority to promulgate administrative rules governing public and commercial activities on Mauna Kea. It is critical to have rules to protect the unique and precious resources on Mauna Kea and the legislature must do the right thing and act now to protect the resources from further degradation.

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I strongly urge you to pass this bill.

**Marvin Min**

**mtccmin@yahoo.com**



# Hawai'i Island Chamber of Commerce

106 Kamehameha Avenue  
Hilo, Hawai'i 96720  
Phone: (808) 935-7178  
Fax: (808) 961-4435  
E-mail: [admin@hicc.biz](mailto:admin@hicc.biz)  
[www.hicc.biz](http://www.hicc.biz)

## Testimony in Support of HB 1174 HD3

Presented before  
Senate Committee on Higher Education

&  
Senate Committee on Water, Land, Agriculture and Hawaiian Affairs  
March 23, 2009, 3:45 pm

### 2008-09 Board

#### *President*

Barbara A. Hastings

#### *President-Elect*

Mary Begier

#### *Vice President*

Mike Gleason

#### *Treasurer*

Jon Miyata

#### *Past President*

Robert Williams

#### **Directors**

Howard Ainsley

Vaughn Cook

Charles Ensey

Judith Fox-Goldstein

Gary Fujihara

Stan Fortuna, Jr.

Jan Higashi

Randy Kurohara

Warren Lee

Barry Mizuno

Irene Nagao

Robert Charles Porter

Marcia Sakai

Alice Sledge

Mele Spencer

Art Taniguchi

Steve Ueda

Jere Usui

Carol VanCamp

Chairs Tokuda and Hee and members of the committees on Higher Education and Water, Land, Agriculture and Hawaiian Affairs.

I am the Executive Officer of the Hawai'i Island Chamber of Commerce, representing 356 businesses and 709 members. Our organization urgently requests that your committee approve HB 1174 HD3. I The University of Hawai'i must be granted the authority to promulgate administrative rules governing public and commercial activities on Mauna Kea. It is critical to have rules to protect the unique and precious resources on Mauna Kea and we beseech you, our legislature representatives, to do the right thing and act now to protect the resources from further degradation.

We believe that the University has learned lessons about managing its leased areas on Mauna Kea. We ask the legislature to recognize that improvements have been made since the establishment of the Office of Mauna Kea Management and its advisory bodies, the Mauna Kea Management Board and the Kahu Ku Mauna Council. Together, these members of our community have worked to provide proper stewardship on lands for which they are responsible. The entities need the necessary tools to carry out their mandate more effectively to protect our precious resources.

None of this is in disregard to the Hawaiian people or their religious and cultural relationship with Mauna Kea. The Chamber supports all efforts to discuss and consider the importance of respecting the religious, cultural, historical and scientific needs of our island community. Only together may we find solutions towards building a future of unity.

I strongly urge you to pass this bill.

**Judi Steinman**  
**Executive Officer**  
[exec@hicc.biz](mailto:exec@hicc.biz)

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**From:** HRE Testimony  
**Sent:** Friday, March 20, 2009 4:05 PM  
**To:** WTLTestimony  
**Subject:** FW: Testimony for HB1174 on 3/23/2009 3:45:00 PM

-----Original Message-----

**From:** mailinglist@capitol.hawaii.gov [mailto:mailinglist@capitol.hawaii.gov]  
**Sent:** Friday, March 20, 2009 3:51 PM  
**To:** HRE Testimony  
**Cc:** pwnaughton@gmail.com  
**Subject:** Testimony for HB1174 on 3/23/2009 3:45:00 PM

Testimony for HRE/WTL 3/23/2009 3:45:00 PM HB1174

Conference room: 229  
Testifier position: support  
Testifier will be present: No  
Submitted by: Patrick Naughton  
Organization: Individual  
Address: PO Box 5467 Hilo, HI  
Phone: 968-1290  
E-mail: [pwnaughton@gmail.com](mailto:pwnaughton@gmail.com)  
Submitted on: 3/20/2009

Comments:

**Testimony in Support of  
HB 1174 HD3**

**Presented before  
Senate Committee on Higher Education**

**Senator Jill N. Tokuda, Chair  
Senator Norman Sakamoto, Vice Chair**

**&**

**Senate Committee on Water, Land, Agriculture and Hawaiian Affairs**

**Senator Clayton Hee, Chair  
Senator Jill H. Tokuda, Vice Chair**

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I was born and raised in Hilo. I would be very happy to Mauna Kea protected by the University of Hawai'i. The MKM Board and the Kahu Ku Mauna Council will insure that our land will be our land. Our resources will be our resources. Our children and their children for generations to come will prosper with this management.

I strongly urge you to pass this bill.

**Name:** Russell M. Arikawa, Realtor  
Ginoza Realty, Inc.  
1158 Kinoole St.  
Hilo, HI 96720

**Email address:** rarikawa@hisemail.net

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**From:** HRE Testimony  
**Sent:** Friday, March 20, 2009 4:29 PM  
**To:** WTLTestimony  
**Subject:** FW: Testimony for HB1174 on 3/23/2009 3:45:00 PM

-----Original Message-----

**From:** mailinglist@capitol.hawaii.gov [mailto:mailinglist@capitol.hawaii.gov]  
**Sent:** Friday, March 20, 2009 4:10 PM  
**To:** HRE Testimony  
**Cc:** jana.b@tftp-hi.com  
**Subject:** Testimony for HB1174 on 3/23/2009 3:45:00 PM

Testimony for HRE/WTL 3/23/2009 3:45:00 PM HB1174

Conference room: 229  
Testifier position: support  
Testifier will be present: No  
Submitted by: Jana Bryan  
Organization: Individual  
Address: P O Box 8 Ookalaa, Hawaii  
Phone: 808 557-6015  
E-mail: [jana.b@tftp-hi.com](mailto:jana.b@tftp-hi.com)  
Submitted on: 3/20/2009

**Comments:**

Please support this bill. The university is well qualified to manage Mauna Kea. The astronomy activities on Mauna Kea are one of the few bright spots in our economy and careful, respectful use of the mountain is in everyone's best interests.



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**From:** HRE Testimony  
**Sent:** Friday, March 20, 2009 4:29 PM  
**To:** WTLTestimony  
**Subject:** FW: Testimony for HB1174 on 3/23/2009 3:45:00 PM

-----Original Message-----

**From:** mailinglist@capitol.hawaii.gov [mailto:mailinglist@capitol.hawaii.gov]  
**Sent:** Friday, March 20, 2009 4:12 PM  
**To:** HRE Testimony  
**Cc:** bruce@conceptconstructionhawaii.com  
**Subject:** Testimony for HB1174 on 3/23/2009 3:45:00 PM

Testimony for HRE/WTL 3/23/2009 3:45:00 PM HB1174

Conference room: 229  
Testifier position: support  
Testifier will be present: No  
Submitted by: Bruce A. Hansen  
Organization: Individual  
Address: 558 Kanoelehua Ave Hilo, Hawaii  
Phone: 808-935-0279  
E-mail: [bruce@conceptconstructionhawaii.com](mailto:bruce@conceptconstructionhawaii.com)  
Submitted on: 3/20/2009

Comments:

**Testimony in Support of  
HB 1174 HD3**

**By**

Doug Hazelwood  
47-722 Ahuimanu Road  
Kaneohe, Hawaii

**Presented before  
Senate Committee on Higher Education  
&  
Senate Committee on Water, Land, Agriculture and Hawaiian Affairs  
March 23, 2009, 3:45 pm**

Chairs Tokuda and Hee and members of the committees on Higher Education and Water, Land, Agriculture and Hawaiian Affairs.

As a private concerned citizen of Hawaii, I am submitting this testimony urging your support for the granting of rule-making authority for the University of Hawaii on the Mauna Kea Science Reserve as described in HB 1174 HD3.

For too long, the Mauna Kea Science Reserve has been a neglected orphan of the State. In creating the Science Reserve in 1968, DLNR removed those lands from the Forest Reserve and stripped away the protections afforded under Forest Reserve Rules. For over 40 years, the Science Reserve has existed without a set of rules tailored to its unique place and role in Hawaii.

This is our opportunity to correct that deficiency and start down the path to responsible stewardship of the orphaned public lands on Mauna Kea.

Everyone, including the University of Hawaii, agrees that UH has not done a good job of managing the resources on Mauna Kea in the past 40 years. Yet it is clear that they have been making significant improvements of late. It is my personal belief that the Office of Mauna Kea Management, its board, and Kahu Ku Mauna are trying, first and foremost, to protect the cultural and natural resources entrusted to their care. But they do not have the tools they need to do that job. The State's 2005 audit clearly pointed out that while the University is responsible for protecting resources on Mauna Kea, it needs the authority to establish and enforce rules to be able to do its job properly.

Forty years have gone by since DLNR created the Science Reserve. In that time, DLNR has not stepped up and developed rules to manage the sometimes conflicting uses and activities taking place in the Science Reserve it created. There is no reason to believe that they ever will, even though they have the authority to do so. UH has a structure and personnel in place to do this. It can

draw resource support from the observatories without relying totally on already-strained public funding. And, unlike DLNR, the University has the desire to assume this responsibility.

Approving HB 1174 HD3 will give our State an opportunity to move ahead with programs to properly administer the Science Reserve. Not passing the bill will condemn us to years, maybe decades, of the status quo.

I strongly urge you to approve this bill, and then hold the University accountable to the citizens of the State – make UH act in our best interest as they develop and implement rules to control the activities taking place in the Science Reserve. I also implore you not to let a few, vocal, special interest groups derail this opportunity to do the right thing.

The opponents of observatories on Mauna Kea will undoubtedly oppose this bill in an effort to hinder any future development. But this is not the right place to fight that battle. Please, do not allow this opportunity for improving the management of Mauna Kea's resources to fall victim to their campaigns against telescopes.

I am proud that our State is home to the most advanced astronomical facilities ever created for exploring and understanding the universe. I also respect the cultural beliefs and practices of Native Hawaiians. Like most citizens of this State, I believe that there is a way for astronomy to continue on Mauna Kea while providing an appropriate level of respect and protection to Hawaiian cultural practices and beliefs. I am asking you to provide the leadership needed to help us achieve that goal.

Mahalo for considering my testimony.

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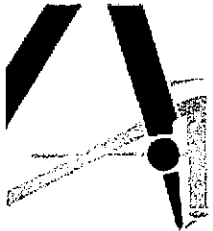
**From:** Mark Grant [mark@epihawaii.com]  
**Sent:** Friday, March 20, 2009 4:49 PM  
**To:** WTLTestimony  
**Subject:** Support for HB 1174 Mauna Kea Comprehensive Management Plan  
**Attachments:** image001.jpg

Aloha,

Please support the HB 1174 for the good of the mountain and for the good of the community.

Sincerely,

Mark Grant  
Designer



**Engineering Partners, Inc.**

*Progressive Solutions*

P.O. Box 4159  
Hilo, HI 96720  
Tel (808) 933-7900 ext. 228  
Fax (808) 933-3533  
[mark@epihawaii.com](mailto:mark@epihawaii.com)

March 20, 2009

Dear Senator Clayton Hee:

My name is Noreen Toriano and I am a lifelong resident of the island of Hawaii. I understand that HB 1174 HD 3 will be heard in your committee on Monday, March 23. I am writing to be on record supporting this Bill. I believe that if this legislation is enacted it will improve and protect the cultural and natural resources of Mauna Kea. This legislation will allow the University of Hawaii at Hilo through the Office of Mauna Kea Management to develop rules to better protect this resource.

It is a reasonable approach to do what should have been done years ago. I think it is very practical to have Mauna Kea managed by an entity on the Big Island. There are many who are well-intended but do not realize that their activities on the Mountain have an impact on the cultural and natural environment. Further, someone needs to be charged with looking out for the health and safety of those who visit the mountain, particularly in extreme weather conditions.

Notably, the public will continue to have access to the mountain, and in particular, Native Hawaiians who wish to participate in cultural practices. If passed this Bill will recognize UH Hilo through the Office of Mauna Kea Management as the responsible agency for managing Mauna Kea Mountain, our community needs this legislation to protect the mountain and give the Big Island community greater control over Mauna Kea's future and well-being.

We encourage your committee to take this timely and responsible action.

Sincerely,



Noreen Toriano  
1291 Makani Pl  
Hilo, HI 96720

March 20, 2009

Honorable Senator Clayton Hee, Chair  
Honorable Senator Jill N. Tokuda, Vice Chair

Re: HB1174 HD3  
Scheduled hearing 3/23/09, Conf. rm. 229, 3:45pm

I am born and raised on the Big Island and appreciate the opportunity to allow me to express my very strong support of the above bill.

Growing up on this wonderful island, I have made many visits to our very special Mauna Kea. Over the years, I have seen first hand numerous acts of disregard of general conduct and courtesies, such as speeding, off-road treks, moving and dislodging of rocks and other items, just to name a few.

Since 2002, the University of Hawaii at Hilo, through the Office of Mauna Kea Management, has made great strides in the management of the mountain. This bill will allow them to establish a management plan for our special mountain that will benefit our community and the entire State.

I strongly urge you to support this bill.

Sincerely,



Arthur K. Taniguchi  
1332 Launa Street  
Hilo, HI 96720

The Pacific Resource  
**PARTNERSHIP**



Testimony of Kyle Chock  
Executive Director  
The Pacific Resource Partnership

Committee on Water, Land, Agriculture, and Hawaiian Affairs  
Senator Clayton Hee, Chair  
Senator Jill Tokuda, Vice Chair

Committee on Higher Education  
Senator Jill Tokuda, Chair  
Senator Norman Sakamoto, Vice Chair

HB1174 HD3 – RELATING TO THE UNIVERSITY OF HAWAII

Monday, March 23, 2009

3:45 pm

Conference Room 229

Chair Hee, Chair Tokuda and Members of the Senate Committees:

My name is Kyle Chock, Executive Director of the Pacific Resource Partnership (PRP), a labor-management consortium representing over 240 signatory contractors and the Hawaii Carpenters Union.

Pacific Resource Partnership strongly supports HB1174, HD 3, which allows UH to adopt administrative rules to regulate activities at and within the Mauna Kea lands, or the lands UH leases from the Board of Land and Natural Resources. This measure also allows UH to provide for procedures to enforce these rules, and to assess and collect administrative fines for violations of these rules, and it establishes the Mauna Kea Management Special Fund.

This legislation is the first step to ensure that the recommendation for administrative rule-making authority and enforcement by the State Auditor in the Auditor's 1998 and 2005 reports is implemented. This authority is needed to ensure that the cultural and natural resources on Mauna Kea are protected from inappropriate uses.

This measure is also a recommendation set forth in the Mauna Kea CMP, which if adopted, will ensure that any future development on Mauna Kea is carried out in a culturally respectful and environmentally appropriate manner. PRP supports these goals and urges you to pass this bill.

Thank you for the opportunity to testify.

---

**From:** Al Butch Castro [butchcastro@hotmail.com]  
**Sent:** Friday, March 20, 2009 5:29 PM  
**To:** WTLTestimony  
**Subject:** HB 1174 HD 3

Honorable Senator Tokuda and Clayton Hee and Committee Members,

My name is Al "Butch" Castro and I am a resident to the Big Island of Hawaii. I am writing to be on record in support of HB 1174 HD 3. The passing of this Bill will improve and protect the cultural and natural resources and legislation will allow UHH through the Office of Mauna Kea to establish good rules to better protect this valuable resource.

This is an approach to do what should have been done a long time ago. Not only is it practical, it is also very logical that the mountain is managed by an entity on the Big Island. Many are using the mountain but do not realize that their activities there have an impact on the environment. Someone needs to be responsible for looking out for the safety and well being for all who visit the mountain, especially during extreme weather.

The public will continue to have access to the mountain, including Hawaiians who wish to participate in cultural practices. I believe it is in the best interest of everyone if the Office of Mauna Kea Management is the local entity that oversees and manage the mountain. Our community needs this legislation to protect the mountain and give the Big Island control over Mauna Kea's future and well being.

I encourage your committee to take this opportunity to pass HB 1174 HD 3 and I am sure you will all be proud of how things will improve on the mountain in the future.

I am thanking you in advance for taking the time to read my request and to consider passing this Bill.

Sincerely,

Al "Butch" Castro

---

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**From:** fredpollock [fredpollock@starband.net]  
**Sent:** Friday, March 20, 2009 5:52 PM  
**To:** WTLTestimony  
**Subject:** I SUPPORT HB 1174 HD3 PLEASE PASS THIS BILL

**Testimony in Support of**

**HB 1174 HD3**

**Presented before**

**Senate Committee on Higher Education**

**&**

**Senate Committee on Water, Land, Agriculture and Hawaiian Affairs**

**March 23, 2009, 3:45 pm**

Chairs Tokuda and Hee and members of the committees on Higher Education and Water, Land, Agriculture and Hawaiian Affairs.

I strongly support HB 1174 HD3 and urge members of the committees to vote yes on this bill. It is urgent that the University of Hawai'i is granted the authority to promulgate administrative rules governing public and commercial activities on Mauna Kea. It is critical to have rules to protect the unique and precious resources on Mauna Kea and the legislature must do the right thing and act now to protect the resources from further degradation.

While it is acknowledged that the University did not do a good job of managing its leased areas on Mauna Kea, the legislature must recognize that there has been substantial improvement since the establishment of the Office of Mauna Kea Management and its advisory bodies, the Mauna Kea Management Board and the Kahu Ku Mauna Council. Together they have strived to provide proper stewardship on UH's lands. This legislature must give them the necessary tools to carry out their mandate more effectively to protect the resources. Is it not better to support OMKM's efforts to protect the resources than to allow the current situation to continue and leave the resources unprotected?

I strongly urge you to pass this bill.

**Name FRED POLLOCK**

**Email address [fredpollock@starband.net](mailto:fredpollock@starband.net)**

---

**From:** Ragasa, Robert [Robert.Ragasa@boh.com]  
**Sent:** Friday, March 20, 2009 6:04 PM  
**To:** WTLTestimony  
**Subject:** HB1174 HD3 testimony

**Testimony in Support of  
HB 1174 HD3**

**Presented before  
Senate Committee on Higher Education  
&  
Senate Committee on Water, Land, Agriculture and Hawaiian Affairs  
March 23, 2009, 3:45 pm**

Chairs Tokuda and Hee and members of the committees on Higher Education and Water, Land, Agriculture and Hawaiian Affairs.

I strongly support HB 1174 HD3 and urge members of the committees to vote yes on this bill. It is urgent that the University of Hawai'i is granted the authority to promulgate administrative rules governing public and commercial activities on Mauna Kea. It is critical to have rules to protect the unique and precious resources on Mauna Kea and the legislature must do the right thing and act now to protect the resources from further degradation.

While it is acknowledged that the University did not do a good job of managing its leased areas on Mauna Kea, the legislature must recognize that there has been substantial improvement since the establishment of the Office of Mauna Kea Management and its advisory bodies, the Mauna Kea Management Board and the Kahu Ku Mauna Council. Together they have strived to provide proper stewardship on UH's lands. This legislature must give them the necessary tools to carry out their mandate more effectively to protect the resources. Is it not better to support OMKM's efforts to protect the resources than to allow the current situation to continue and leave the resources unprotected?

I strongly urge you to pass this bill.

**Robert Ragasa**

**[robertragasa@yahoo.com](mailto:robertragasa@yahoo.com)**

**Testimony in Support of  
HB 1174 HD3**

**Presented before  
Senate Committee on Higher Education  
&  
Senate Committee on Water, Land, Agriculture and Hawaiian Affairs  
March 23, 2009, 3:45 pm**

Chairs Tokuda and Hee and members of the committees on Higher Education and Water, Land, Agriculture and Hawaiian Affairs.

I strongly support HB 1174 HD3 and urge members of the committees to vote yes on this bill. It is urgent that the University of Hawai'i is granted the authority to promulgate administrative rules governing public and commercial activities on Mauna Kea. It is critical to have rules to protect the unique and precious resources on Mauna Kea and the legislature must do the right thing and act now to protect the resources from further degradation.

While it is acknowledged that the University did not do a good job of managing its leased areas on Mauna Kea, the legislature must recognize that there has been substantial improvement since the establishment of the Office of Mauna Kea Management and its advisory bodies, the Mauna Kea Management Board and the Kahu Ku Mauna Council. Together they have strived to provide proper stewardship on UH's lands. This legislature must give them the necessary tools to carry out their mandate more effectively to protect the resources. Is it not better to support OMKM's efforts to protect the resources than to allow the current situation to continue and leave the resources unprotected?

I strongly urge you to pass this bill.

**Amy Honda**

**amy.honda@boh.com**

**Testimony in Support of  
HB 1174 HD3**

**Presented before  
Senate Committee on Higher Education  
&  
Senate Committee on Water, Land, Agriculture and Hawaiian Affairs  
March 23, 2009, 3:45 pm**

Chairs Tokuda and Hee and members of the committees on Higher Education and Water, Land, Agriculture and Hawaiian Affairs.

I strongly support HB 1174 HD3 and urge members of the committees to vote yes on this bill. It is urgent that the University of Hawai'i is granted the authority to promulgate administrative rules governing public and commercial activities on Mauna Kea. It is critical to have rules to protect the unique and precious resources on Mauna Kea and the legislature must do the right thing and act now to protect the resources from further degradation.

While it is acknowledged that the University did not do a good job of managing its leased areas on Mauna Kea, the legislature must recognize that since 2000, there has been substantial improvement due to the establishment of the Office of Mauna Kea Management and its advisory bodies, the Mauna Kea Management Board and the Kahu Ku Mauna Council. Together, they have strived to provide proper stewardship on the Mauna Kea. The Board, made up of a cross-section of our island community, has succeeded in bringing the community together to do what is right for our mountain. This legislature help them take this to the next step by giving them the necessary tools to carry out their mandate more effectively to protect the resources. Is it not better to support OMKM's efforts to protect the resources than to allow the current situation to continue and leave the resources unprotected?

I strongly urge you to pass this bill.

**Eugene Nishimura**

**nishimurae@yahoo.com**

**Testimony in Support of  
HB 1174 HD3**

**Presented before  
Senate Committee on Higher Education  
&  
Senate Committee on Water, Land, Agriculture and Hawaiian Affairs  
March 23, 2009, 3:45 pm**

Chairs Tokuda and Hee and members of the committees on Higher Education and Water, Land, Agriculture and Hawaiian Affairs.

I strongly support HB 1174 HD3. I believe that the University of Hawai'i has the wherewithal to competently administer rules that would govern public and commercial activities on Mauna Kea. It is critical to have rules to protect the unique and precious resources on Mauna Kea and the legislature must do the right thing and act now to protect the resources from further degradation.

The Office of Mauna Kea Management and its advisory bodies, the Mauna Kea Management Board and the Kahu Ku Mauna Council have made strides over the years in improving its scope of administration. Proper stewardship requires adequate tools with which to effectively protect the mountain's resources. Its unique physical, cultural, and spiritual aspects require additional support of OMKM's mission, preserving the integrity of this very special mountain.

I strongly urge members of the committees to vote yes on this bill.

**Gregory Ayau**

gayay@boh.com



# Hawaii Island Chamber of Commerce

106 Kamehameha Avenue  
Hilo, Hawaii 96720  
Phone: (808) 935-7178  
Fax: (808) 961-4435  
E-mail: [admin@hicc.biz](mailto:admin@hicc.biz)  
[www.hicc.biz](http://www.hicc.biz)

## Testimony in Support of HB 1174 HD3

Senate Committee on Higher Education &  
Senate Committee on Water, Land, Agriculture and Hawaiian Affairs  
March 23, 2009, 3:45 pm

2008-09 Board

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Barry Mizuno

Irene Nagao

Robert Charles Porter

Marcia Sakai

Alice Sledge

Mele Spencer

Art Taniguchi

Richard Toledo

Steve Ueda

Jere Usui

Carol Van Camp

Chairs Hee and Tokuda and members of the committees on Higher Education and Water, Land, Agriculture and Hawaiian Affairs.

The Hawaii Island Chamber of Commerce represents more than 350 businesses and 700 members, mostly in East Hawaii. The future of Mauna Kea, its protection and careful planned use, is the highest priority for the HICC for this fiscal year; it was a high priority last year, and likely will continue into the next.

We respectfully request that each of you vote yes on this bill. We believe the mountain is an important resource for scientific, cultural, environmental, educational and recreational use. We want to see it properly controlled and protected.

We've seen controversy and criticism swirl over the years. We appreciate that much of it was warranted. But we have also watched the sense of stewardship and responsibility grow within the University, particularly the Office of Mauna Kea Management—with a seriousness and sense of purpose that we believe will best protect the mountain.

We believe it is urgent that the University of Hawai'i have the authority to promulgate administrative rules governing public and commercial activities on the mountain. It is critical to have rules to protect the unique and precious resources on Mauna Kea and we ask the Legislature to act now to protect the resources from further degradation.

We have watched the Office of Mauna Kea Management work hard to bring parties together for the protection of the mountain, particularly through its advisory board of community representatives and the Kahu Ku Mauna Council.

Please provide them with the authority they need to oversee these precious resources.

I strongly urge you to pass this bill.

Sincerely,  
Barbara A. Hastings  
Hawaii Island Chamber of Commerce  
President, 2008-09

**HB1174**

Walter Steiger [steiger@hawaii.edu]

Sent: Friday, March 20, 2009 8:28 PM

To: WTLTestimony

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Aloha kakou,

I want to let you know that I strongly support H.B. 1174. Over the years much progress has been made in establishing informal rules and procedures to control the use and development of the summit of Mauna Kea. Now it is time to give these efforts a more formal approach. With appropriate participation of the citizens of the Big Island, the University of Hawaii is the only logical organization to take on this responsibility. Truly, no one can be more anxious than University scientists to recognize the sanctity and pristine qualities of the mountain. It is a world treasure!

Mahalo,

Walter Steiger  
Professor Emeritus of Physics and Astronomy  
University of Hawaii



## **Please Protect Mauna Kea from UH's Power Grab**

Charles Enomoto [cenomoto02@aol.com]

Sent: Friday, March 20, 2009 9:00 PM

To: WTLTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place. Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174. Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea. For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,  
Charles Enomoto  
914 Kahoku Place  
Kihei, HI 96753

## **Please Protect Mauna Kea from UH's Power Grab**

douglas fox [babaku@aol.com]

Sent: Friday, March 20, 2009 9:09 PM

To: WTLTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources. On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea. For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

douglas fox  
pob 100  
honaunau, HI 96726

## **Please Protect Mauna Kea from UH's Power Grab**

Carol Viquelia [bebekalola@aol.com]

Sent: Friday, March 20, 2009 9:11 PM

To: WTLTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place. Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174. Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Carol Viquelia  
7007 Hawaii Kai Dr. G-12  
Honolulu, HI 96825

## **Please Protect Mauna Kea from UH's Power Grab**

Shannon Rudolph [shannonkona@gmail.com]

Sent: Friday, March 20, 2009 9:36 PM

To: WTLTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

Aloha,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place. Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174. Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources. On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea. For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Shannon renee Rudolph

P.O. 243

Holualoa, HI 96725

808-322-6604

## **Please Protect Mauna Kea from UH's Power Grab**

Diana Bethel [diana4578@gmail.com]

Sent: Friday, March 20, 2009 9:40 PM

To: WTLTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I am writing in strong opposition to the University of Hawaii's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation - not telescope construction -- must be basis of all decisions about this amazing and important place. Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174. Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources. On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Diana Bethel  
1441 Victoria St.  
Honolulu, HI 96822

## **Please Protect Mauna Kea from UH's Power Grab**

Denise Lytle [squishytart@moose-mail.com]

Sent: Friday, March 20, 2009 9:40 PM

To: WLTTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place. Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174. Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Denise Lytle  
73 Poplar St.  
Fords, NJ 08863

## **Please Protect Mauna Kea from UH's Power Grab**

Kevin coleman [tantalune125@aol.com]

Sent: Friday, March 20, 2009 9:41 PM

To: WTLTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place. Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174. Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Kevin coleman  
918- G Hausten Street  
Honolulu, HI 96826

## **Please Protect Mauna Kea from UH's Power Grab**

Roger Harris [roger@greenerworld.net]

Sent: Friday, March 20, 2009 9:48 PM

To: WTLTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place. Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174. Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Roger Harris  
RR 2, Box 3902  
Pahoa, HI 96778



## **Please Protect Mauna Kea from UH's Power Grab**

Toni A. Wolfson,RN [hummingdeer@yahoo.com]

Sent: Friday, March 20, 2009 10:08 PM

To: WTLTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place. Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174. Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

manaio,

Toni A. Wolfson,RN  
hummingdeer@yahoo.com  
Felton, CA 95018

## **Please Protect Mauna Kea from UH's Power Grab**

Leslie Yee Hoy [lesyeehoy@yahoo.com]

Sent: Friday, March 20, 2009 9:37 PM

To: WTLTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place. Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174. Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Leslie Yee Hoy  
1305 Hele  
Kailua, HI 96734

## **Please Protect Mauna Kea from UH's Power Grab**

Leona Toler [Kealanohea@yahoo.com]

Sent: Friday, March 20, 2009 9:55 PM

To: WLTTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place. Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174. Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources. On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea. For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,  
Leona Toler  
195 Todd Avenue  
Hilo, HI 96720-4850

## **Please Protect Mauna Kea**

Garid Faria [garid@hawaii.edu]

Sent: Friday, March 20, 2009 10:19 PM

To: WTLTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. THE UNIVERSITY DOES NOT OWN MAUNA KEA, YET THE BILL IT PROPOSES VEILS AND CONSOLIDATES ITS POWER AND CONTROL. THE UNIVERSITY'S PLAN LACKS TRUE INCLUSION, COMMUNITY SUPPORT OR PROPER OVERSIGHT. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place. Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174. Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources. On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea. For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,  
Garid Faria  
2605 La'au St., Apt 101  
Honolulu, HI 96826

979-4999

## **Please Protect Mauna Kea from UH's Power Grab**

Thomas Tizard [tizard8@hawaii.rr.com]

Sent: Friday, March 20, 2009 10:43 PM

To: WLTTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place. Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174. Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources. On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Thomas Tizard  
591-A Keolu Drive  
Kailua, HI 96734

## **Please Protect Mauna Kea from UH's Power Grab**

Shawn White [kaleimakamae@hotmail.com]

Sent: Friday, March 20, 2009 10:45 PM

To: WTLTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place. Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174. Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Shawn White  
PO Box 2502  
Honolulu, HI 96804

## **Please Protect Mauna Kea from UH's Power Grab**

Leisa King [turtle.aisland@gmail.com]

Sent: Friday, March 20, 2009 11:15 PM

To: WTLTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

Does it take a saint to recognize the importance to a culture of keeping their sacred places of worship and communion with their god intact? Does it take a scientist to recognize that the formation and erosion of mountains occurs slowly over hundreds of thousands of years, and the sudden devastation of one of the few peaks in Hawaii can disrupt the precious ecosystem of the most isolated and unique island chain on Earth? Does it take a child to see that adults are causing harm to each other and destruction to the Earth with hasty decisions of seemingly meaningless greed? Does it take the Rolling Stones to know that we can't always get what we want, but if we try sometimes, we get what we need? Does it take a therapist to know that collaboration between two parties for a creative solution to an issue rather than one party bullying the other is the most evolved route in human conflict studied today? DOES IT TAKE A GENIUS TO SEE THAT THERE IS SOMETHING SERIOUSLY WRONG WITH THIS BILL THEY ARE TRYING TO PASS HERE? If the Hawaiian people are opposed, which MANY of them are, then the government should listen. This bill should be stopped, no matter how exciting a giant new telescope may sound. The telescope is only being built in Hawaii on Mauna Kea because many of the other eligible areas in our country have been encroached upon by man-made lights and structures, littering the skies and landscapes. Is nothing sacred anymore? Laws have been put into place to protect the land because the land cannot speak for itself. The land has not changed much since the laws were made, aside from the influence of man. The only thing that has changed is the size of this man's eyes, which are becoming much too large for our stomachs.

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea.

Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Leisa King  
pmb 321 p.o. box 791540  
paia, HI 96779



**Please Protect Mauna Kea from UH's Power Grab**

Marjorie Erway [merway@hawaii.rr.com]

Sent: Friday, March 20, 2009 11:21 PM

To: WTLTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Marjorie Erway  
PO Box 2807  
Kailua-Kona, HI 96745

## **Please Protect Mauna Kea from UH's Power Grab**

Fred Dodge [makuakauka@hotmail.com]

Sent: Friday, March 20, 2009 11:39 PM

To: WTLTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources. On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,  
Fred Dodge  
86-024 Glenmonger St  
Wai'anae, HI 96792

## **Please Protect Mauna Kea from UH's Power Grab**

Lehua Kaulukukui [kananilehua@hawaii.rr.com]

Sent: Saturday, March 21, 2009 12:46 AM

To: WTLTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources. On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Lehua Kaulukukui

68-1756 Puwala St. Waikoloa, HI 96738

## **Please Protect Mauna Kea from UH's Power Grab**

Jennifer Pryor [soultherapyforu@hotmail.com]

Sent: Saturday, March 21, 2009 1:30 AM

To: WTLTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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Mahalo,  
Jennifer Pryor  
465 Haiku Rd  
Haiku, HI 96708

## **Please Protect Mauna Kea from UH's Power Grab**

daniel greider [buddha\_stalin@verizon.net]

Sent: Saturday, March 21, 2009 1:46 AM

To: WTLTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,  
daniel greider  
1747 billview dr  
lanaster, PA 17601

## **Please Protect Mauna Kea from UH's Power Grab**

Valerie Loh [vallohfoto@yahoo.com]

Sent: Saturday, March 21, 2009 1:52 AM

To: WTLTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea. For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,  
Valerie Loh  
2552 peter street  
Honolulu, HI 96816

## **Please Protect Mauna Kea from UH's Power Grab**

Danielle Ledward [lesighsigh@hotmail.com]

Sent: Saturday, March 21, 2009 3:24 AM

To: WTLTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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Mahalo,

Danielle Ledward  
67 Tower Street  
Jamaica Plain, MA 02130

## **Please Protect Mauna Kea from UH's Power Grab**

Robert Wagner [rtwagner@bellsouth.net]

Sent: Saturday, March 21, 2009 4:05 AM

To: WTLTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs.

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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Mahalo,  
Robert Wagner  
3100 Sweetwater Rd  
Apt. 3112  
Lawrenceville, GA 30044



## **Please Protect Mauna Kea from UH's Power Grab**

isobel storch [istorch@isobelstorch.com]

Sent: Saturday, March 21, 2009 4:15 AM

To: WTLTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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Mahaisobel storch  
1105 DeVictor Place  
Pittsburgh, PA 15206-1704

## **Please Protect Mauna Kea from UH's Power Grab**

Linda Lauham [lboesel@aol.com]

Sent: Saturday, March 21, 2009 5:06 AM

To: WTLTestimony

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Testimony Opposing H.B. 1174

Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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Mahalo,  
Linda Lauham  
295 St. Joaeph Ave.  
Long Beach, CA 90803  
562-439-7251

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**From:** beverlea weaver [bevzpad@hotmail.com]  
**Sent:** Saturday, March 21, 2009 5:38 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

beverlea weaver

**From:** Paul Moss [paul@themailpath.com]  
**Sent:** Saturday, March 21, 2009 6:09 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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Mahalo,

Paul Moss

**From:** Sharon Torbert [bigislandhonuchick@yahoo.com]  
**Sent:** Saturday, March 21, 2009 6:14 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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Mahalo,

Sharon Torbert

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**From:** Carolyn Moore [lealeahula@earthlink.net]  
**Sent:** Saturday, March 21, 2009 6:21 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

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On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Carolyn Moore

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**From:** Michal Stover [mfsleh@yahoo.com]  
**Sent:** Saturday, March 21, 2009 6:28 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Michal Stover

**From:** Lisa Galloway [lisa.m.galloway@gmail.com]  
**Sent:** Saturday, March 21, 2009 6:35 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Lisa Galloway



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**From:** Peter Sanderson [petekona@sonic.net]  
**Sent:** Saturday, March 21, 2009 7:20 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Peter Sanderson

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**From:** Richard Miller [dmiller@hawaiian.net]  
**Sent:** Saturday, March 21, 2009 7:45 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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Mahalo,

Richard Miller

**From:** Kamuela Meheula Naihe [akmeheula@hawaii.rr.com]  
**Sent:** Saturday, March 21, 2009 7:48 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
 Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

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Mahalo,

Kamuela Meheula Naihe

hoo? Thorton

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**From:** Kaulana Dameg [kaulanad@ymail.com]  
**Sent:** Saturday, March 21, 2009 7:50 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

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Mahalo,

Kaulana Dameg

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**From:** pablo yurkievich [pyurkievich@hotmail.com]  
**Sent:** Saturday, March 21, 2009 8:03 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

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Mahalo,

pablo yurkievich

**Testimony in Support of  
HB 1174 HD3**

**Presented before  
Senate Committee on Higher Education  
&  
Senate Committee on Water, Land, Agriculture and Hawaiian Affairs  
March 23, 2009, 3:45 pm**

Chairs Tokuda and Hee and members of the committees on Higher Education and Water, Land, Agriculture and Hawaiian Affairs.

I strongly support HB 1174 HD3 and urge members of the committees to vote yes on this bill. It is urgent that the University of Hawai'i is granted the authority to promulgate administrative rules governing public and commercial activities on Mauna Kea. It is critical to have rules to protect the unique and precious resources on Mauna Kea and the legislature must do the right thing and act now to protect the resources from further degradation.

While it is acknowledged that the University did not do a good job of managing its leased areas on Mauna Kea, the legislature must recognize that there has been substantial improvement since the establishment of the Office of Mauna Kea Management and its advisory bodies, the Mauna Kea Management Board and the Kahu Ku Mauna Council. Together they have strived to provide proper stewardship on UH's lands. This legislature must give them the necessary tools to carry out their mandate more effectively to protect the resources. Is it not better to support OMKM's efforts to protect the resources than to allow the current situation to continue and leave the resources unprotected?

I strongly urge you to pass this bill.

**Patricia Provalenko  
patdii@aol.com**

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**From:** Maha Conyers [mahana@maui.net]  
**Sent:** Saturday, March 21, 2009 8:05 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Maha Conyers

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**From:** Harold Rapoza [hrapoza@gmail.com]  
**Sent:** Saturday, March 21, 2009 8:09 AM  
**To:** WTLTestimony  
**Subject:** RE: HB1174 HD3

Dear Committee Members,

My name is Harold Rapoza and I live on the Big Island of Hawaii. I was born and raised here. I would like to go on record in SUPPORT of HB 1174 HD 3. I feel the passing of this Bill will benefit our cultural and natural resources and that legislation will allow UHH through the Office of Mauna Kea to establish good rules to better protect this important resource.

I feel this should have been done a long time ago. It makes sense to have the mountain managed by an entity of the Big Island. The activities on this mountain have an impact on our environment and many using the mountain do not realize this.

The public should have access to the mountain, including Hawaiians who wish to participate in the cultural practices. I strongly feel that the Office of Mauna Kea Management should be the local entity that oversees the activity. We need this legislation to protect the mountain and our environment. I support giving the Big Island control over Mauna Kea's future and well being.

I beg the committee to take this opportunity to pass HB 1174 HD 3. MAHALO in advance for taking the time to read my request and to consider passing this Bill. I am anxiously awaiting the passage.

ALOHA!



March 21, 2009

Senator Jill N. Tokuda  
Chair, Committee on Higher Education  
Hawaii State Senate

Dear Senator Tokuda:

I am a life-long resident of the state and a 40-year resident of the island of Hawaii. I wish to take this means to express my support for HB 1174, HD3, that provides for the establishment of a Comprehensive Management Plan (CMP) for our Mauna Kea Mountain.

I believe that this legislation must be enacted to improve and protect the cultural and natural resource that is our Sacred Mountain. If enacted, the bill would allow the University of Hawaii at Hilo, through the Office of Mauna Kea Management to develop rules, regulations and policies and procedures to protect this invaluable resource we call Mauna Kea. If it is not already included in the language, the bill must also contain a proviso that the University of Hawaii shall committee the financial and human resources that would be necessary to effectively implement the CMP.

All citizens of our community that is called the state of Hawaii needs this legislation to pass in order to protect our Sacred Mountain and to achieve greater control over Mauna Kea's future and well being. I encourage your committee to pass this very important legislation.

Sincerely,

s/Harris T. Hirata  
99 Likeke St.  
Hilo, HI 96720

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**From:** donnalene sing [donnalenes@hotmail.com]  
**Sent:** Saturday, March 21, 2009 8:23 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

donnalene sing

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**From:** Katie Winchell [writer@katiwinchell.com]  
**Sent:** Saturday, March 21, 2009 8:30 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

As a Big Island property owner and former resident with a strong respect for the rich yet fragile environmental and cultural assets of Mauna Kea, I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

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**From:** Suzanne Dix [suzanne@dixstudios.com]  
**Sent:** Saturday, March 21, 2009 8:48 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Suzanne Dix

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**From:** Tracey Schavone [tracey@kauaioutcallmassage.com]  
**Sent:** Saturday, March 21, 2009 8:56 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Tracey Schavone

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**From:** Rick Schulze [schulze@aloha.net]  
**Sent:** Saturday, March 21, 2009 9:04 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Nothing against UH, but it has no business managing a mountain and it thoroughly lacks any sense of impartiality.

We need some capability at land management and a sensibility for the sacred. It won't be found at UH.

Thank you.

Rick Schulze  
P.O. Box 795  
Kamuela, HI 96743

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**From:** gayle petrie [gaylepetrie@msn.com]  
**Sent:** Saturday, March 21, 2009 9:28 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

gayle petrie

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**From:** Brent Schlea [bboymaui@hawaii.rr.com]  
**Sent:** Saturday, March 21, 2009 9:45 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I Brent Schlea, strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Brent Schlea



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**From:** robert McEldowney [robertdavid@warmlava.com]  
**Sent:** Saturday, March 21, 2009 9:47 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

robert McEldowney

**From:** Mrs. Floy Gregg [floyg@hotmail.com]  
**Sent:** Saturday, March 21, 2009 9:47 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Mrs. Floy Gregg

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**From:** Nancy-Lynn Welham [nancy@nwelham.com]  
**Sent:** Saturday, March 21, 2009 9:47 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

There are no places left on earth that have not been negatively impacted by mankind's greed. Sometimes that greed is disguised as scientific progress. Further desecration of the top of Mauna Kea and subsequent continued loss of flora and fauna, sacred lands to gain more money for the University, is not pono. Therefore, I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

---

**From:** Denise Mederios [denise.mdrs@yahoo.com]  
**Sent:** Saturday, March 21, 2009 9:55 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Denise Mederios

**From:** Kimo ? [mypopoti@hotmail.com]  
**Sent:** Saturday, March 21, 2009 10:18 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Kimo ?

**From:** Leimomi Wheeler [oopu\_5@yahoo.com]  
**Sent:** Saturday, March 21, 2009 10:26 AM  
**To:** WTLTestimony  
**Subject:** Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I STRONGLY OPPOSE the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

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On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

POP DA PIMPLES!! Before you look into space, you need to MALAMA this place: Mauna Wakea!!!

Aloha 'Aina;

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**From:** Jerry Taber [admin@lavatech.us]  
**Sent:** Saturday, March 21, 2009 10:30 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

As my cousin Governor John Huntsman Jr. and I both agree, President Obama, should take a close look into the University of Hawaii's business and economic blundering and seemingly careless and greed based actions in the area now and in the past, and certainly do some house cleaning in his home state as soon as possible.

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**From:** Christina Bishop [devotionalsoul@yahoo.com]  
**Sent:** Saturday, March 21, 2009 10:43 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Christina Bishop



**From:** Frederika Ebel [lapuma7@hotmail.com]  
**Sent:** Saturday, March 21, 2009 11:28 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

Hawaii would not be Hawaii Nei if we didn't honor its sacred ground and its heritage .Please let Mauna Kea return to the Hawaiians and the people who love Mauna Kea.I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important plac e.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

**From:** Anita Arconado [moms\_ohana@verizon.net]  
**Sent:** Saturday, March 21, 2009 11:31 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

Kanaka Do we not have the Hubble support that, leave Mauna Kea, maybe science needs to look inside not outside to fine the wonders of creation. On one hand you say this is best to preserve mankind and all we have to do destroy our past. Try Laminin

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

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From: Lynda Davis [halfmoononhanalei@gmail.com]  
Sent: Saturday, March 21, 2009 11:37 AM  
To: WTLTestimony  
Subject: Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Lynda Davis

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**From:** Philip Simon [philsimtpr@aol.com]  
**Sent:** Saturday, March 21, 2009 11:50 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Philip Simon

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**From:** Lei Kihoi [ponoau@msn.com]  
**Sent:** Saturday, March 21, 2009 11:51 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I vehemently oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan.

The University's proposal ignores the rights of our Native Hawaiian cultural practitioners. Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices.

The University's proposal places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

I am vehemently against the four bills introduced by the University to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

The University has a history of violations as evidenced by numerous reports, audits and lawsuits. The University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea.

An explicit violation is the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

In summary, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

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**From:** Aaron Singer [kuau77@gmail.com]  
**Sent:** Saturday, March 21, 2009 12:09 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. This is like the fox guarding the hen house. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Aaron Singer

Testimony In **Support** of HB1174, HD3  
Relating to the University of Hawaii  
By Al Lardizabal, Director of Government Relations  
Laborers International Union of North America Local 368

To the Senate Committee on Water, Land, Agriculture, and Hawaiian  
Affairs, and Senate Committee on Higher Education  
Monday, March 23, 2009, 3:45 p.m., Conference Room 229

Honorable Clayton Hee, Chair; Honorable Jill Tokuda, Chair and Members  
of both committees:

This measure allows the UH to adopt administrative rules to regulate activities at and within Mauna Kea lands, or the lands that UH leases from the Board of Land and Natural Resources. The bill also requires the UH to develop procedures to enforce these rules, and to assess and collect administrative fines for violations of these rules and establishes the Mauna Kea Management Special Fund.

We have reviewed the draft Comprehensive Management Plan developed by the UH through public outreach meetings with individuals, citizen groups, native Hawaiians, and public-noticed meetings on Hawaii Island and through a state-wide telephone survey. The U.H. has taken sincere measures to engage as many stakeholders and concerned citizens as possible in developing a meaningful document.

The CMP emphasizes without equivocation, the need to preserve and protect the religious and cultural areas and addresses many of the concerns expressed at these meetings. In order to preserve and protect this sacred land, the UH needs the appropriate authority and enforcement powers to implement the CMP. With regard to the Mauna Kea Special Fund, we respectfully defer to the concerns of OHA who have obligations to their beneficiaries, our Native Hawaiians.

With deep respect and great humility, we acknowledge the sensitive nature of these discussions concerning Mauna Kea and the rightful demands of our Native Hawaiian brethren to protect the land, culture and religious practices.

Thank you for the opportunity to present this testimony.

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**From:** Joan Lander [namaka@interpac.net]  
**Sent:** Saturday, March 21, 2009 12:20 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose H.B. 1174.

Joan Lander  
PO Box 29  
Naalehu, HI 96772-0029



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**From:** Angela Kepler [akk@pacificwideconsulting.com]  
**Sent:** Saturday, March 21, 2009 12:24 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

Plsease listen to the HAawaiians on the Mauna Kea issue. they've had enough of desecration of their homeland! And please don't come over to Maui & desecrate our special Haleakala either.

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place. Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174. Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources. On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea. For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced. Mahalo,

Angela Kay Kepler  
PO Box 1298  
P.O. Box 1298  
Haiku, HI 96708

(808) 573-5847

**From:** Viki Thomas [vikithomas@yahoo.com]  
**Sent:** Saturday, March 21, 2009 12:25 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

i have not lived in Hawaii very long, but have owned property (and pay property tax) on the Big Island for 10 years. i have lived in some spectacular states in the US, florida, alaska, ohio, colifornia and texas, but nothing i have ever seen is any more fabulous or special than Mauna Kea. it is easy for me to understand why this is a sacred place to so many who live here. what i do not understand is why the legislature and university do not "get it". Please protect the sacredness of this special place and preserve free access to us who live here.

i agree with the following prepared message.  
mahalo

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and

corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Viki Thomas  
65 Akala Rd  
65 Akala Rd  
Hilo, HI 96720

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**From:** Mary Spadaro [mlspadaro@yahoo.com]  
**Sent:** Saturday, March 21, 2009 12:29 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan.

Mauna Kea should remain open to unrestricted public access and development should be carried out strictly in the best interests of the public.

Mauna Kea is no longer the premier observation point in the global astronomical community and the technologies used in constructing the telescopes there become quickly outdated, requiring more building to stay at the forefront of astronomy. This is not a sustainable direction in which to move.

Laws have been circumvented by use of interpretation of technicalities in the building plans for existing and planned construction on Mauna Kea. Conservation and cultural significance are not duly respected by the scientific community.

I urge you to vote against HB 1174.

Mahalo,  
Mary Spadaro

Mary Spadaro  
980 Prospect St. #2  
Honolulu, HI 96822

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**From:** Amara Karuna [amara@mindspring.com]  
**Sent:** Saturday, March 21, 2009 12:49 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

It is important to keep conservation at the top of the priority list. I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Amara Karuna

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**From:** Mark "Doc" Goldman [mgoldman@ilhawaii.net]  
**Sent:** Saturday, March 21, 2009 1:06 PM  
**To:** WTLTestimony  
**Cc:** exec@hicc.biz  
**Subject:** HB 1174 HD3

**Testimony in Support of**

**HB 1174 HD3**

**Presented before**

**Senate Committee on Higher Education**

**&**

**Senate Committee on Water, Land, Agriculture and Hawaiian Affairs**

**March 23, 2009, 3:45 pm**

Chairs Tokuda and Hee and members of the committees on Higher Education and Water, Land, Agriculture and Hawaiian Affairs.

**I strongly support HB 1174 HD3 and urge members of the committees to vote yes on this bill. It is urgent that the University of Hawai'i be granted the authority to promulgate administrative rules governing public and commercial activities on Mauna Kea. It is critical to have rules to protect the unique and precious resources on Mauna Kea and the legislature must do the right thing and act now to protect the resources from further degradation.**

**It seems that there is always a vocal minority, while the majority awaits for you to do the right thing.**

**We have had enough of those against everything. This legislature must give the University the necessary tools to carry out their mandate to more effectively protect the Mauna Kea resources.**

**The telescopes atop Mauna Kea, are not only an economic resource, but they are also a future for our children.**

**The ancient Hawaiians were astronomers of note, we should support this heritage.**

**As one who has lived in Hawaii since the 1960s, I strongly urge you to pass this bill.**

**Aloha,**

**Dr. Mark A. Goldman**

**1396 Kinoole St.**

**Hilo, HI 96720**

**[mgoldman@ilhawaii.net](mailto:mgoldman@ilhawaii.net)**

**From:** Eden Peart [edenpeart@yahoo.com]  
**Sent:** Saturday, March 21, 2009 1:14 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Eden Peart



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**From:** ashley osler [aosler@earthlink.net]  
**Sent:** Saturday, March 21, 2009 1:42 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

ashley osler

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**From:** becky robison [beckyr12p@gmail.com]  
**Sent:** Saturday, March 21, 2009 1:45 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

becky robison

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**From:** Jeri Baumgardner [herimage@earthlink.net]  
**Sent:** Saturday, March 21, 2009 1:55 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Jeri Baumgardner

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**From:** paamike@hawaiiantel.net  
**Sent:** Saturday, March 21, 2009 2:02 PM  
**To:** WTLTestimony  
**Subject:** Support HB 1174 HD3

Testimony in Support of  
HB 1174 HD3

Presented before  
Senate Committee on Higher Education  
&  
Senate Committee on Water, Land, Agriculture and Hawaiian Affairs  
March 23, 2009, 3:45 pm

Chairs Tokuda and Hee and members of the committees:

I strongly support HB 1174 HD3 and urge members of the committees to vote yes on this bill. It is urgent that the University of Hawai'i is granted the authority to promulgate administrative rules governing public and commercial activities on Mauna Kea. It is critical to have rules to protect the unique and precious resources on Mauna Kea and the legislature must do the right thing and act now to protect the resources from further degradation.

While it is acknowledged that the University did not do a good job of managing its leased areas on Mauna Kea, the legislature must recognize that there has been substantial improvement since the establishment of the Office of Mauna Kea Management and its advisory bodies, the Mauna Kea Management Board and the Kahu Ku Mauna Council. Together they have strived to provide proper stewardship on UH's lands. This legislature must give them the necessary tools to carry out their mandate more effectively to protect the resources. Is it not better to support OMKM's efforts to protect the resources than to allow the current situation to continue and leave the resources unprotected?

I strongly urge you to pass this bill.

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**From:** Shawn James Leavey [shawnjamesleavey@gmail.com]  
**Sent:** Saturday, March 21, 2009 2:23 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's power grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

Strong Opposition to HB 1174.

I just went up to Mauna Kea for religious services last night on the spring equinox.

There was Japanese astronomy tourists/students in the parking lot talking story and we were blocked from going to the summit by UH rangers "for our own safety."

Maybe.

I got the feeling that the foreign governments and private corporations should be paying the state some fair market lease rent for there use of these ceded lands.

It was reported recently that Yale University just paid Keck Telescopes \$12 million for 15 viewing nights per year over the next ten years.

Do the math. \$12 million for 150 nights equals \$80k per night for just that one telescope. The public and OHA should be getting our fair share. Not some insulting \$1 per year rent.

Plus, the UH talks about community benefits from the astronomy. Where's the financial audit to back it up? Bulai until Marion Higa goes in and says its so.

Also, there was cigarette butts and other `opala all around the visitor center. We, the religious practitioners, were the ones to go in and take care of Mauna Kea. The UH will never take care `cause there not supposed to be the ones taking care. The DLNR is.

PLease kill this House Majority Caucus bill HB 1174. It's straight hewa.

Shawn James Leavey  
PO Box 642  
Honoka`a, HI 96727

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**From:** Judy Vuono [judyv@hawaiiintel.net]  
**Sent:** Saturday, March 21, 2009 3:52 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Judy Vuono

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**From:** Jazmine Leitch [jaznlupes@yahoo.com]  
**Sent:** Saturday, March 21, 2009 3:56 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Jazmine Leitch

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**From:** Patricia Blair [patriciablair@msn.com]  
**Sent:** Saturday, March 21, 2009 6:11 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Patricia Blair



**From:** Bridget Mowat [anake\_bridge@hawaiiantel.net]  
**Sent:** Saturday, March 21, 2009 6:54 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

There are many higher mountains in the continent of United States that could be used. Hawaiians continue to practice their religious ceremonies throughout the islands and these

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**From:** Walter Andrade [walman1@hawaii.rr.com]  
**Sent:** Saturday, March 21, 2009 7:15 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Walter Andrade

**Testimony in Support of  
HB 1174 HD3**

**Presented before  
Senate Committee on Higher Education  
&  
Senate Committee on Water, Land, Agriculture and Hawaiian Affairs  
March 23, 2009, 3:45 pm**

Chairs Tokuda and Hee and members of the committees on Higher Education and Water, Land, Agriculture and Hawaiian Affairs.

I strongly support HB 1174 HD3 and urge members of the committees to vote yes on this bill. It is urgent that the University of Hawai'i is granted the authority to promulgate administrative rules governing public and commercial activities on Mauna Kea. It is critical to have rules to protect the unique and precious resources on Mauna Kea and the legislature must do the right thing and act now to protect the resources from further degradation.

While it is acknowledged that the University did not do a good job of managing its leased areas on Mauna Kea, the legislature must recognize that there has been substantial improvement since the establishment of the Office of Mauna Kea Management and its advisory bodies, the Mauna Kea Management Board and the Kahu Ku Mauna Council. Together they have strived to provide proper stewardship on UH's lands. This legislature must give them the necessary tools to carry out their mandate more effectively to protect the resources. Is it not better to support OMKM's efforts to protect the resources than to allow the current situation to continue and leave the resources unprotected?

I am a member of the Hawaii Island Chamber of Commerce and have lived here for more than 25 years. Having lived in other countries before settling on the Big Island, I fully appreciate the need to protect the environment and respect the culture that I have come to love. Equally important is instituting proper management of precious natural resources, and Mauna Kea is definitely one of the more prized resources in Hawaii.

Therefore, I strongly urge you to pass this bill.

**Yu Yok Pearing**

**yuyok@hawaii.edu**

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**From:** CarolLee Averill [hynmahi@yahoo.com]  
**Sent:** Saturday, March 21, 2009 7:49 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

CarolLee Averill

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**From:** Kalei'iliahi Lindsey [Lleiahi@gmail.com]  
**Sent:** Saturday, March 21, 2009 8:33 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I and my children live in view of Mauna O Wakea and greet her EVERY day duly, with reverence, awe, and Aloha.

It would be a travesty upon nature, mankind, and Hawai'i, to continue to allow the jeopardies being thrust on this, our beloved mountain, for the sake of industry and the politics becoming it by you allowing it to happen. Please command these things rightly and pono by the deeds of your "hand".

My thirteen (13) year old daughter said of Mauna Kea, "It's beautiful...it's life...."

Introspect on the words and hearts of the people who ARE Hawai'i as the truth of all things are impossible to deminish.

We continue here, word for word, and strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In

exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, WE strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo me ke Aloha ke Akua, amama, ua noa, Kalei'ilahi Lindsey & Kumahakekapoliokamaka O Kalei'iliahi (=for as long as my daughter is alive, she is the tender of my garden....of our Hawai'i)

Kalei'iliahi Lindsey  
PO BOX 2768  
64-5087 Kamamalu Street  
Kamuela, HI 96743

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**From:** Thomas Young [kalonizer@yahoo.com]  
**Sent:** Saturday, March 21, 2009 9:03 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Thomas Young

**Testimony in Support of  
HB 1174 HD3**

**Presented before  
Senate Committee on Higher Education  
&  
Senate Committee on Water, Land, Agriculture and Hawaiian Affairs  
March 23, 2009, 3:45 pm**

Chairs Tokuda and Hee and members of the committees on Higher Education and Water, Land, Agriculture and Hawaiian Affairs.

I strongly support HB 1174 HD3 and urge members of the committees to vote yes on this bill.

As a member of the business community and one who has followed the various recreational, cultural, educational, visitor and astronomy issues associated with the management of Mauna Kea for many years, I strongly believe that it is time for us to move forward as too much is at stake for all of us. We cannot stand still and not make decisions. We need to make pono and be satisfied that all of our input is being heard and included in the process of developing a good and reasonable management plan.

It is human nature to have differences of opinion, trusts and beliefs. And, it is perception that rules. But, it is our intelligence that allows society to succeed and evolve. Change is part of our destiny.

Mahalo for your consideration of my testimony.

Thomas S. Goya

[tommygoya@hawaii.rr.com](mailto:tommygoya@hawaii.rr.com)



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**From:** Wailua Lind [kipahulu99@hotmail.com]  
**Sent:** Saturday, March 21, 2009 10:02 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Wailua Lind

**From:** Susan Bender [running-raptar@hotmail.com]  
**Sent:** Saturday, March 21, 2009 10:08 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Susan Bender

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**From:** Bonnie Bonse [bcbonse@yahoo.com]  
**Sent:** Saturday, March 21, 2009 10:19 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Bonnie Bonse

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**From:** Deborah Sevy [transformation@hawaii.rr.com]  
**Sent:** Saturday, March 21, 2009 10:58 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Deborah Sevy

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**From:** Arthur Launier [artlaunier@hotmail.com]  
**Sent:** Sunday, March 22, 2009 5:00 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Arthur Launier

**Testimony in Support of**

**HB 1174 HD 3**

**Presented before**

**Senate Committee on Higher Education**

**&**

**Senate Committee on Water, Land, Agriculture and Hawaiian Affairs**

**March 23, 2009, 3:45pm**

Chairs Tokuda and Hee and members of the committees on Higher Education and Water, Land, Agriculture and Hawaiian Affairs.

My name is Alan Shiraishi and I have been a resident of the Big Island for the past 10 years. I am also a member of the Hawaii Island Chamber of Commerce. I strongly support HB 1174 HD 3 and urge members of the committees to vote yes on this bill. It is critical to have rules to protect the unique and precious resources on Mauna Kea. I believe that this legislation will allow the University of Hawaii at Hilo through the Office of Mauna Kea Management to develop rules to better protect these cultural and natural resources.

I think it is very practical to have Mauna Kea managed by an entity on the Big Island. There are many who are well intended, but do not realize that their activities on the mountain have an impact on the cultural and natural environment. Further, someone needs to be charged with looking out for the health and safety of those who visit the mountain, particularly in extreme weather.

If passed, this Bill will recognize UH Hilo through the Office of Mauna Kea Management as the responsible agency for managing Mauna Kea Mountain. Our community needs this legislation to protect the mountain and give the Big Island community greater control over Mauna Kea's future and well being.

I strongly urge you to pass this bill.

Alan Shiraishi

Email address: [ashiraishi2@hawaii.rr.com](mailto:ashiraishi2@hawaii.rr.com)

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**From:** Ravi Grover [avatar11@rediffmail.com]  
**Sent:** Sunday, March 22, 2009 3:56 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Ravi Grover

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**From:** Treena pieper [kumupieper@gmail.com]  
**Sent:** Sunday, March 22, 2009 6:30 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

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On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Treena pieper



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**From:** Gregg Haines [gshaines@earthlink.net]  
**Sent:** Sunday, March 22, 2009 6:46 AM  
**To:** WTLTestimony  
**Subject:** H.B. 1174

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University of Hawaii's version of a comprehensive management plan. With this bill the University is attempting to change the laws that protect Mauna Kea.

Under this proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. Their management plan places no limits on excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant and that is why they are protected as a conservation district. Conservation must be the basis of all decisions about this amazing and important place.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have been irresponsible and continue to destroy the natural and cultural resources of Mauna Kea. Handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. The lands of Mauna Kea are ceded lands, to be held in trust for the people of Hawaii. The University pays the state only \$1 a year, but receives millions in benefits from the foreign nations and corporations with telescopes on the summit.

I strongly urge you to stand strong for Mauna Kea, uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Gregg Haines  
2955 Kailiili Rd.  
Haiku, HI 96708

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**From:** Christine Ahia [cahia@hawaiiantel.net]  
**Sent:** Sunday, March 22, 2009 7:53 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced. Please take my letter into consideration. Allowing the University to "protect" and manage Mauna Kea is such a classic case of conflict of interest.

Mahalo,

**From:** Klope Raymond [klope@hawaii.edu]  
**Sent:** Sunday, March 22, 2009 8:09 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I am a tenured faculty member in the University of Hawaii system, and I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

KIope Raymond

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**From:** joy perfetti [jolita@earthlink.net]  
**Sent:** Sunday, March 22, 2009 7:27 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

joy perfetti

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**From:** Erika Comrie [erikacomrie@yahoo.com]  
**Sent:** Sunday, March 22, 2009 7:48 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Erika Comrie

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**From:** barton susan [barton\_susan2003@yahoo.com]  
**Sent:** Sunday, March 22, 2009 8:45 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

barton susan

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**From:** Marty wilson [sur4die@hotmail.com]  
**Sent:** Sunday, March 22, 2009 8:55 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

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On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

I realize I am a flatlander, but Hawaii and esp Mauna Kea are truly special places when I visit. Thanks for your consideration.

Mahalo,

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**From:** Mililani Hanchett Krause [JackieKrause@hotelhanamaui.com]  
**Sent:** Sunday, March 22, 2009 8:56 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Mililani Hanchett Krause



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**From:** Harvey Tanaka [harvs1ok@hawaii.rr.com]  
**Sent:** Sunday, March 22, 2009 9:38 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

As a native hawaiian I hope those in office will hear the voices of the people. It is a sad thing for a native of the land to have to pay to step foot on lands that belong to the people

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

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**From:** Rosemary Cuccia [imasong@aol.com]  
**Sent:** Sunday, March 22, 2009 10:04 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Rosemary Cuccia



# Hawai'i Island Economic Development Board

## I S L A N D O F O P P O R T U N I T Y

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Testimony in Support of  
House Bill No. 1174, HD3

Monday, 23 March 2009  
3:45 p.m. - Conference Room 229

Presented before  
Senate Committee on Higher Education  
&

Senate Committee on Water, Land, Agriculture and Hawaiian Affairs

Chairs Tokuda and Hee and members of the committees on Higher Education and Water, Land, Agriculture and Hawaiian Affairs:

The Hawai'i Island Economic Development Board (HIEDB) respectfully submits this testimony strongly supporting HB 1174 HD3. This bill gives the University of Hawai'i the authority to promulgate administrative rules and establish a system for assessing and collecting fines for rules violations.

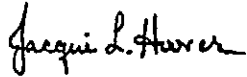
Astronomy is one of the major components of the Hawai'i Island economy. In addition to being a clean industry, it is a stable industry, but unlike the visitor industry it is not as sensitive to impacts of the volatility of economic conditions that occur outside the state. Astronomy also provides long term, stable, and highly skilled jobs for our local residents. It offers opportunities for local students to stay or come back to Hawai'i upon graduating from college.

However, HIEDB recognizes that astronomy on Mauna Kea must be conducted in the right way. It must be respectful of the cultural, spiritual, religious and environmental significance of the mountain. For over 30 years the University of Hawai'i did a poor job of managing the mountain. It ignored the concerns of the community and failed to follow through on recommendations to protect the resources. It was not until 2000 when the Board of Regents acknowledged the community's anger and decided that management needed to be based on the Island of Hawai'i. It established a new management structure composed of the Office of Mauna Kea Management (OMKM) and two advisory groups, the Mauna Kea Management Board and Kahu Ku Mauna (Guardians of the Mountain).

This new management entity has made a difference on how the mountain is managed. It established a ranger corps that monitors activities on the mountain on a daily basis and it initiated surveys and studies of the resources to gain a better understanding on how best to manage those resources. It began the long process of developing a comprehensive management plan that will give them much needed guidelines for protecting the resources from daily human activity as well providing guidelines for handling future development. But to be fully effective the comprehensive management plan needs rules to enforce the management strategies of the plan. Together the comprehensive management plan and administrative rules will provide the best course of action to protect and preserve the cultural and natural resources on the lands managed by the University. It will also provide measures for allowing astronomy to co-exist on Mauna Kea.

HIEDB strongly urges this committee to pass this bill. Mahalo for this opportunity to testify and express our support on behalf of HB 1174.

Respectfully Submitted,

A handwritten signature in black ink that reads "Jacqui L. Hoover". The signature is written in a cursive, flowing style.

Jacqui L. Hoover, Executive Director

Testimony in Support of  
HB 1174 HD3  
Presented before  
Senate Committee on Higher Education  
&  
Senate Committee on Water, Land, Agriculture and Hawaiian Affairs  
March 23, 2009, 3:45 p.m.

Chairs Tokuda and Hee and members of the committees on Higher Education and Water, Land, Agriculture and Hawaiian Affairs.

I strongly support HB 1174 HD3 and urge members of the committees to vote yes on this bill. It is timely that the University of Hawaii at Hilo through its Office of Mauna Kea Management takes a positive step towards properly managing the mountain. It is critical to have rules to protect the unique and precious resources on Mauna Kea and the legislature must do the right thing and act now to protect our resources for all the people of the Big Island.

To date there are no effective rules that guide the area of the summit, and it is imperative that we give the University of Hawaii at Hilo the responsibility to properly manage our beautiful mountain on our island of Hawaii. It is time for our community to hold someone accountable and responsible to manage Mauna Kea, to protect it and give the Big Island community greater control over Mauna Kea's future and well being.

I have lived here in Hilo for over 40 years, and I can see Mauna Kea from my home. We used to take our children to Mauna Kea to play in the snow and make snow cones. Now, many times, as I drive my grandchildren to my home, I point out the beautiful mountain to them. They love seeing the snow on the majestic mountain and someday will realize what a precious resource we have.

As a member of the Hilo community, I have been active for many years in our local organizations, like the Hawaii Island Chamber of Commerce, Japanese Chamber of Commerce and Industry, Hawaii County Workforce Investment Board, Big Island Workplace Connection, and youth organizations like Junior Achievement of Hawaii Island, and Business-Education Partnership. Therefore I am a concerned citizen and community member who wants the best for the future of our community.

I therefore urge this committee to approve HB 1174 so that UH Hilo through the Office of Mauna Kea Management will be the responsible agency for managing and protecting Mauna Kea Mountain for our Big Island.

Sincerely,  
Irene A. Nagao  
[irene.nagao@hawaiiantel.net](mailto:irene.nagao@hawaiiantel.net)

33 Palani Street  
Hilo, Hi 96720  
808-934-0342

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**From:** Donna CM Worden [dcwww@yahoo.com]  
**Sent:** Sunday, March 22, 2009 11:11 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

The University of Hawaii has already proven to be a MISMANAGER of Mauna Kea.

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

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**From:** Corey Ann Lewin [kolia8@yahoo.com]  
**Sent:** Sunday, March 22, 2009 11:26 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Corey Ann Lewin

**From:** Larry Isemoto [kumukoa@ilhawaii.net]  
**Sent:** Sunday, March 22, 2009 11:49 AM  
**To:** WTLTestimony  
**Subject:** HB 1174

I support HB 1174 Mauna Kea Comprehensive Management Plan. I am pleased to see an establish entity such the UH-Hilo and its Office of Mauna Kean Management is being proposed to be given the overall responsibility of overseeing all activities on Mauna Kea Mountain, including scientific, recreational and cultural.

It is well known that Mauna Kea Mountian is an exceptional place from where the world scientific community can explore outer space. We must protect it from made pollution.

The UH-Hilo and its Office of Mauna Kean Management is the proper vehicle to manage and create the rules for all users of the Mauna Kean Mountain.

Your support of HB 1174 is highly urged.

Larry Isemoto  
648 Piilani St.  
Hilo, HI 96720



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**From:** Nancy Scarola [rscarola@mindspring.com]  
**Sent:** Sunday, March 22, 2009 11:09 AM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Nancy Scarola

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**From:** Bianca Isaki [bisaki@gmail.com]  
**Sent:** Sunday, March 22, 2009 12:19 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Bianca Isaki

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**From:** Odette Rickert [odette@numerologyreadings.com]  
**Sent:** Sunday, March 22, 2009 12:13 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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Mahalo,

Odette Rickert

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**From:** Harold Kalama [kimleolani@yahoo.com]  
**Sent:** Sunday, March 22, 2009 12:32 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Harold Kalama

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**From:** Richard Powers [konaskye@yahoo.com]  
**Sent:** Sunday, March 22, 2009 12:58 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Richard Powers

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**From:** Dona van Bloemen [agataterra@yahoo.com]  
**Sent:** Sunday, March 22, 2009 1:05 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Dona van Bloemen

**Testimony in Support of  
HB 1174 HD3**

**Presented before  
Senate Committee on Higher Education  
&  
Senate Committee on Water, Land, Agriculture and Hawaiian Affairs  
March 23, 2009, 3:45 pm**

Chairs Tokuda and Hee and members of the committees on Higher Education and Water, Land, Agriculture and Hawaiian Affairs.

I strongly support HB 1174 HD3 and urge members of the committees to vote yes on this bill. It is urgent that the University of Hawai'i is granted the authority to promulgate administrative rules governing public and commercial activities on Mauna Kea. It is critical to have rules to protect the unique and precious resources on Mauna Kea and the legislature must do the right thing and act now to protect the resources from further degradation.

While it is acknowledged that the University did not do a good job of managing its leased areas on Mauna Kea, the legislature must recognize that there has been substantial improvement since the establishment of the Office of Mauna Kea Management and its advisory bodies, the Mauna Kea Management Board and the Kahu Ku Mauna Council. Together they have strived to provide proper stewardship on UH's lands. This legislature must give them the necessary tools to carry out their mandate more effectively to protect the resources. Is it not better to support OMKM's efforts to protect the resources than to allow the current situation to continue and leave the resources unprotected?

I strongly urge you to pass this bill.

Mike Luce

Kohala, Hawaii

[mikeluce@hawaii.rr.com](mailto:mikeluce@hawaii.rr.com)

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**From:** Andrew Hina [kayhman1@msn.com]  
**Sent:** Sunday, March 22, 2009 12:52 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

Unfortunately, instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University introduced four bills to the State Legislature seeking to transfer all management authority from the Land Board to the University. The proposal is so outrageous that three of the bills have already died this session. Given the University's history of destruction and desecration on the sacred summit, there is no reason to pass the University's fourth and final try to takeover the summit: HB 1174.

Multiple reports, audits, and lawsuits have confirmed that the University's telescope activities have violated the law and continue to destroy the natural and cultural resources of Mauna Kea. Just as one example, the Wekiu bug, which lives only on the high elevation cinder cones of Mauna Kea, has lost 90% of its habitat to telescope development. Despite all of the flaws of past Land Board mismanagement on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect the public trust resources on Mauna Kea. Instead, handing management authority over to the University will only hasten the loss of Mauna Kea's unique resources.

On top of it all, the University of Hawaii is profiting from its abuse of Mauna Kea at the public's expense. Mauna Kea is ceded lands. These lands are to be held in trust for the people of Hawaii. The law requires that fair market rent be charged for the use of these lands. However, in the case of Mauna Kea, the University pays the state only \$1 a year. In exchange, the University receives millions in benefits from the foreign nations and corporations with telescopes on the summit. Especially in this time of economic crisis, the University owes the people of Hawaii back rent for 40 years of destruction and desecration on the summit of Mauna Kea.

For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Andrew Kahalehoe Hina



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**From:** Kathy-Lyn Allen [naiaomanoa@yahoo.com]  
**Sent:** Sunday, March 22, 2009 3:03 PM  
**To:** WTLTestimony  
**Subject:** Please Protect Mauna Kea from UH's Power Grab

Testimony Opposing H.B. 1174  
Senate Committee on Water, Land, Ocean, and Hawaiian Affairs

Aloha Senators and Land Board Members,,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174 and the University's version of a comprehensive management plan. Under the University's proposal, Mauna Kea would become a gated community for astronomers. Their management plan would "manage" public access by charging and regulating people visiting the summit and dictating when, how, and who may engage in traditional and customary cultural practices. At the same time, their management plan places no limits on the real threats to Mauna Kea: excessive telescope construction. The lands of Mauna Kea are ecologically unique and culturally significant that is why they are protected as a conservation district. Conservation -- not telescope construction -- must be basis of all decisions about this amazing and important place.

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For these reasons, I strongly urge you to each stand strong for Mauna Kea. Uphold the protections currently in place for this sacred place and work to ensure they are fully enforced.

Mahalo,

Kathy-Lyn Allen

2702 High Street  
Pueblo, CO 81003



## Japanese Chamber of Commerce & Industry of Hawaii

March 20, 2009

Senators Tokuda and Hee, Chairs of the Senate Committee on Education and the Senate Committee on Water, Land, Agriculture and Hawaiian Affairs

Dear Chairs Tokuda and Hee and members of the Education and Water, Land, Agriculture and Hawaiian Affairs Committees:

RE: Support of HB 1174 HD 3

The Japanese Chamber of Commerce and Industry of Hawaii ("JCCIH") supports this bill because it provides the Office of Mauna Kea Management ("OMKM") and its Mauna Kea rangers the authority to carry out the mandate of the 2000 Master Plan. In addition, recognizing the need for rules to protect the resources, the Legislative Auditor recommended the University seek authority to promulgate rules in the 1998 and 2005 reports on the management of Mauna Kea Science Reserve.

It is JCCIH's understanding that under the current land designation for the Mauna Kea Science Reserve, neither the Department of Land and Natural Resources nor the University has authority to promulgate administrative rules governing activities within the Mauna Kea Science Reserve. Activities such as hiking off the trail, improper use of ATVs, and unpermitted commercial tours and filming, to name a few, are detrimental and damaging to the natural and cultural landscape.

The University is seeking approval from the Board of Land and Natural Resources of a newly developed comprehensive management plan. This plan, together with administrative rules, will serve as the University's guide for protecting the resources from public, commercial, recreational and development activities. Rules are needed to enforce and effectively carry out the management strategies of the comprehensive management plan.

The JCCIH is a well-established organization that has been serving the East Hawaii Community for over 50 years. It has witnessed the development of astronomy on Mauna Kea from the beginning in the 1960's and has felt the same frustration and anger as the rest of the Hawaii island community over how the mountain was managed by the University of Hawaii. However, since the Board of Regents adopted the Mauna Kea Science Reserve Management Plan in 2000 which called for the establishment of the Office of Mauna Kea Management, the community-based Mauna Kea Management Board, and Native Hawaiian advisory council Kahu Ku Mauna, JCCIH has seen first hand tremendous progress in establishing community trust and proper management of Mauna Kea.

In spite of progress made since 2000, much more can be done to protect the cultural and natural resources with the implementation of the comprehensive management plan. But the comprehensive management plan can only be effective if there are administrative rules with provisions for setting fines for rules violations. For these reasons, we strongly urge adoption of this bill.

Sincerely,

Eugene H. Nishimura  
President

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**TESTIMONY**  
**HB 1174, HD3**  
**(END)**