

LATE

HB 1174



Hawaii Island Chamber of Commerce

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April 5, 2009

HB1174, HD3, SD1, Relating to the University of Hawai'i

Monday, April , 2009, 9:30 am

Testimony in Support of HB 1174

To the Senate Ways and Means Committee

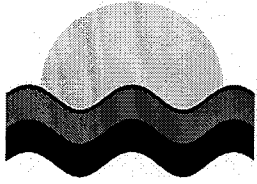
Dear Chair Kim and Members of the Ways and Means Committee

Please support House Bill 1174, which enables the Office of Mauna Kea Management and the University of Hawai'i to establish oversight of Mauna Kea. This bill will enable the University's Board of Regents to move forward with safeguarding Mauna Kea for future generations.

I am the Executive Officer of the Hawai'i Island Chamber of Commerce, an organization comprised of over 360 businesses and 720 member representatives. Our Chamber strongly supports passage of this bill as an effort to ensure the strength of our community and our economy. We believe that this bill will enable the University and the rest of the community to unite, finding a way to respect all religious, cultural, historical, scientific and recreational needs of our community.

Mahalo,
Judi Steinman, PhD
Executive Officer

LATE



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

Testimony in Support of
House Bill No. 1174, HD3, SD1

LATE

Monday, 06 April 2009
9:30 a.m. - Conference Room 211

Presented to
Senate Committee on Ways and Means

Chair Kim, Vice Chair Tsutsui, and members of the Committee on Ways & Means,

The Hawai'i Island Economic Development Board (HIEDB) respectfully submits this testimony strongly supporting HB 1174 HD3, SD1. 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).

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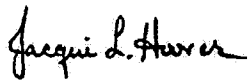
Director
Barry K. Taniguchi
KTA Super Stores

Director
Executive Director
Jacqui L. Hoover

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



LATE

HAWAII BUILDING AND CONSTRUCTION TRADES COUNCIL, AFL-CIO

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

NOLAN MORIWAKI

President

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

April 6, 2009

JOSEPH O'DONNELL

Vice President

Iron Workers Local 625

DAMIEN T. K. KIM

Financial Secretary

International Brotherhood of
Electrical Workers Local 1186

Honorable Senator Donna Mercado Kim, Chair
Honorable Senator Shan S. Tsutsui, Vice Chair
Members of the Senate Committee on Ways and Means
415 South Beretania Street
Honolulu, HI 96813

ARTHUR TOLENTINO

Treasurer

Sheet Metal Workers I.A. Local 293

RE: IN SUPPORT OF HB 1174, HD3, SD1

Relating to the University of Hawaii.

Hearing: Monday, April 6, 2009, 9:30 a.m., Room 211

MALCOLM K. AHLG

Sergeant-At-Arms

Carpet, Linoleum, & Soft Tile
Local 1298

Dear Chair Mercado Kim, Vice Chair Tsutsui and the Senate Committee
on Ways and Means:

REGINALD CASTANARES

Trustee

Plumbers & Fitters Local 675

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.

THADDEUS TOMEI

Elevator Constructors Local 126

The Council **SUPPORTS** the passage of HB 1174, HD3, SD1 that
authorizes the board of regents to charge fees and enter into lease
agreements for the Mauna Kea Lands, adopt rules to regulate
public and commercial activities on Mauna Kea lands, establish and
collect administrative fines for violations; establishes a Mauna Kea
lands management special fund for the University of Hawaii to
manage Mauna Kea lands.

JOSEPH BAZEMORE

*Drywall, Tapers, & Finishers
Local 1944*

Thank you for the opportunity to submit this testimony in support
of HB 1174, HD3, SD1.

RICHARD TAGGERE

*Glaziers, Architectural Metal &
Glassworkers Local Union 1899*

AUGHN CHONG

*Roofters, Waterproofers & Allied
Workers United Union of Roofters
Local 221*

MARY AYCOCK

*Boilermakers, Ironship Builders
Local 627*

Sincerely,

LYNN KINNEY

*Paint Council 50
Painters & Allied Trades
Local 1791*

W. Hong

William "Buzz" Hong
Executive Director

ALANI MAHOE

Operating Engineers Local 3

EDONARD SEBRESOS

*International Assoc. of
Cool & Frost Insulators
Allied Workers Local 132*

From: Art's Ministries [ArtsMinistries@hawaii.rr.com]
Sent: Monday, April 06, 2009 1:34 AM
To: WAM Testimony
Subject: LEGISLATIVE TESTIMONY 040609-SENATE WAM HRNG

LATE

Kahu Ku Mauna Council

Mauna Kea Management Board
Office of Mauna Kea Management

Testimony in Support of HB 1174, HD3, SD1

By

**Arthur Hoke, Jr.
Member, Kahu Ku Mauna Council**

**Presented to
Senate Committee on Ways and Means**

April 6, 2009, 9:30 am

Email to: WAMTestimony@capitol.hawaii.gov

Chair Kim and members of the committee on Ways and Means.

Thank you for allowing me this opportunity to submit testimony before you on this very important matter concerning Maunakea, and the University of Hawaii.

On behalf of the full membership of **Kahu Ku Mauna**(Guardians of the Mountain), the group created by the **2000 Maunakea Master Plan**, and charged with the specific responsibility of advising the **Chancellor of UH-Hilo**, the **Office of Mauna Kea Management**(OMKM), and the **Mauna Kea Management Board**(MKMB), on matters of Hawaiian Culture as they relate to Maunakea, are happy to **submit our testimony in support of Administrative Rule Making Authority** for the University of Hawaii at Hilo, thru **OMKM & MKMB**.

The current conditions with respect to the "Maunakea Science Reserve", a portion of the ceded lands atop Maunakea, is that to date, the University of Hawaii **has only been given "the responsibility"** to properly and diligently **protect, preserve and manage, the cultural, natural, and historic resources found there, BUT they**

have NEVER BEEN GIVEN the required AUTHORITY to ADEQUATELY and PROPERLY carry out the assigned responsibility.

The University has in the past sought "rule making authority", but to date, it has not been granted the right to promulgate the body of Administrative Rules necessary to adequately manage the resources found on the lands that comprise the Maunakea Science Reserve.

We urge you therefore, Chairs Kim and members of the Ways and Means committee, to favorably consider this legislation, pass it, and make it into the law necessary, so that in the future, this Legislature, Kahu Ku Mauna Council, and all of the other interested and concerned parties **may assist the University in the promulgation of it's set of Administrative Rules, and then, watchfully hold the University accountable for the PROPER MANAGEMENT of our cherished resource, Maunakea.**

Respectfully submitted,

ARTHUR HOKE, JR. for:
Kahu Ku Mauna Council

The Senate
Committees on Ways and Means
April 6, 2009, 9:30 a.m.
Conference Room 211

LATE

Statement of the Hawaii Carpenters Union In Support of HB1174, HD3, SD1

The Hawaii Carpenters Union is in strong support of H.B. 1174 for both the current preservation of Mauna Kea, and for future planning and management.

In the course of membership discussions on efforts towards a comprehensive management plan, we have become aware of current issues of damage to natural, Native Hawaiian and other structures, as well as safety and health problems. Rulemaking and jurisdiction for rule enforcement is needed.

The future of natural, cultural and scientific resources also depend on the ability to educate, inform and enforce for proper and respectful activity. The economic future of the Big Island, including for members of our union, will be directly affected if it is ever perceived that conditions do not provide for astronomy in co-existence with other activities.

As the University of Hawaii and the DLNR move to meet their responsibilities, H.B. 1174 provides an essential component, no matter what plans are eventually pursued. The Hawaii Carpenters Union urges its passage.

Testimony in Opposition to the University's Attempt to Control Mauna Kea
(HB 1174 and the "Draft Comprehensive Management Plan")

Aloha Legislators,

I strongly oppose the University's plans for the future of Mauna Kea as outlined in HB 1174 and the University's latest development 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 focus of all activity there.

Instead of abiding by the laws that protect Mauna Kea, the University is attempting to change them. The University has introduced four bills to the State Legislature seek to transfer all management authority from the Land Board to the University. The proposal is outrageous given the University's history of destruction and desecration on the sacred summit. 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 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,

First Name	Last Name	City	State
A. Ku`ulei	Snyder	Honolulu	HI
Aaron	Singer	Paia	HI
Adele	Henkel	Kailua Kona	HI
aerie	WATERS	hana	HI
Aggelige	Spanos	Kailua-Kona	HI
al	miyamoto	kaneohe	HI
Alan Alfredo	Gormezano	Kealakekua	HI
Alana	Bryant	Honolulu	HI
Alana	Kerr	Keaau	HI
Alanna	Bender	Kailua	HI
Alea	Schechter	Honolulu	HI
Alexandra	Grace Strong	Naalehu	HI
Alfred	Badua	Kaneohe	HI
Alison	Hartle	Honolulu	HI
Alison	Miller	Kihei	HI
alison	yahna	na'alehu	HI
Amara	Karuna	Pahoa	HI
Amber	Rohner	Honolulu	HI
Amy	Wiecking	Kane'ohe	HI
ana	pineiro	haiku	HI
Anandra	George	Kilauea	HI
andrea	anixt	kaaawa	HI
Andrea	Brower	Anahola	HI
Andrea	brower	Anahola	HI
Andrea	jepson	Kailua	HI
Anela	Gueco	Waimanalo	HI
Angela	Kepler	Haiku	HI
anita	wintner	kihei	HI
Ann	Egleston	Honolulu	HI
Anna	Hickcox	Holualoa	HI
Annalia	Russell	Kapaa	HI
Anne	Pierce	Haiku	HI
Annette	Kaohelauli'i	Kane'ohe	HI
Annjulie	Vai	Kula	HI
Annlia	Russell	kapaa	HI
Arnold	Quartero	Honolulu	HI
ARTHUR	HOKE	HILO	HI
ashley	osler	Kappa -	HI
B.A.	McClintock	Honolulu	HI

Barbara	Best	Wailuku	HI
Barbara	Cooney	Honolulu	HI
Barbara	Maneja	Aiea	HI
Barbara Jane	Ward	Makawao	HI
Barrie	Moss	Kamuela	HI
barton	susan	O'okala	HI
becky	robison	kailua	HI
BethAnne	Webb	Honaunau	HI
Bev	Vankinkle	Kahuku	HI
Bianca	Isaki	Honolulu	HI
Bill	Akiona	Waianae	HI
bill	lewis	Volcano	HI
Bill	Smith	Volcano	HI
Bob	Akamine	Hilo	HI
Bob	Zeller	Ocean View	HI
Bobbi	Lempert	Paia	HI
Bobbie	Alicen	Kea'au	HI
Bok-dong	Yoon	Honolulu	HI
Bonnie	Bonse	Makawao	HI
Bonnie	Morgan	Lahaiana	HI
Brad	Parsons	Princeville	HI
bradford	lum	honolulu	HI
BRANNON	Kealoha	Kamuela	HI
Brent	Schlea	Lahaina	HI
Brian	Crawford	Hilo	HI
Bridget	Mowat	Kaunakakai	HI
Britany	Edwards	Wai'anae	HI
Brucella	Berard	Kailua-Kona	HI
Bryna	Storch	Waimanalo	HI
C. Aulani	Takatsuka	Wailuku	HI
C. K.	Dias	Hilo	HI
Caren	Diamond	hanalei	HI
carl	judd	kane'ohe	HI
Carol	Murry	Honolulu	HI
Carol	O'Brien	Hilo	HI
Carol	Viquelia	Honolulu	HI
CarolLee	Averill	Kahului	HI
Carolyn	Norman	Ewa Beach	HI
casey	holaday	hauula	HI
Catherine	Okimoto	Pahoa	HI

Cathy	McDuff	Haiku	HI
cathy k	payne	honolulu	HI
Ceryse	Livermore	Kea'au	HI
Cha	Smith	Honolulu	HI
Charles	Coe	Koloa	HI
Charles	Enomoto	Kihei	HI
Charles	von Arnswaldt	Honolulu	HI
Chasity	Cadaoas	Pukalani	HI
chaunnel	salmon	Waianae	HI
Chelsea	Pestana	Honolulu	HI
Cheryl	Oelrich	Kihei	HI
Chris	Costa	Pahoa	HI
chris	kobayashi	hanalei	HI
Christina	Bishop	Hilo	HI
Christina	Chang	Wailuku	HI
christina	Gauen	kailua	HI
Christine	Ahia	Hilo	HI
CHRISTINE	Kauahikaua	WAIMANALO	HI
Christine	Makahilahila	Captain Cook	HI
Christine	Walters	Honolulu	HI
Cindy	Lance	Honolulu	HI
Cindy	Wiedoff	Honolulu,	HI
Claudia	Herfurt	Hanalei	HI
Claudia	Kalaola	Hana	HI
Clayton	Lee	Honolulu	HI
Coco	Leong	Hale`iwa	HI
Cory (Martha)	Harden	Hilo	HI
courtney	Bruch	Makawao	HI
Cristian	Ellauri	honolulu	HI
Crystal	Richard	Hilo	HI
Curt	Sumida	Waimanalo	HI
Cynthia	Gillette-Wenner	Volcano	HI
Cynthia Kahaulani	Sablas	Kahului	HI
	Groves, Groves,Health Care Practice Mgmt.		
Cynthia Unmani	Consult	Kihei	HI
Dan	?	Kailua	HI
Dan	SABO	Kailua-Kona	HI
Dana	Keawe	Pahoa	HI
Dana	Moss	Kapaau	HI

Dana YK	Shim-Palama	KALAHEO	HI
Daniel	Gagich	honolulu	HI
Danny	Li	Keaau	HI
Daphne	Gray	Kamuela	HI
Darcy	Alameda	Hilo	HI
Darla	Seagoe	Kapaa	HI
Dave	Kisor	Kaneohe	HI
David	Bishaw	Hilo	HI
David	Burns	Keaau	HI
David	Leopold	Waimea	HI
david	schlesinger	keauhou	HI
David	Webb	Pahoa	HI
Dean	Otsuki	Honolulu	HI
Deanna	Chang	Honolulu	HI
Deborah	DiPiero	Lahaina	HI
Deborah	Kimball	Honolulu,	HI
Deborah	Sevy	Kailua-Kona	HI
Debra	March	Hanalei	HI
delton	johnson	kapaa	HI
Denise	Mederios	Hilo	HI
Deva	Sage	Pahoa	HI
Dharma	Wease	Princeville	HI
Diana	Bethel	Honolulu	HI
Diana	Miller	Kurtistown	HI
Diane	Fell	Makawao	HI
Diane	Texidor	Honolulu	HI
diane	wong	honolulu	HI
Diannad	DeRosa	Captain Cook	HI
Don	May	Kaneohe	HI
Donald	Cooke	Kaneohe	HI
Donna	Fischer	Pahoa	HI
Donna CM	Worden	Kapa?au	HI
donnalene	sing	honolulu	HI
Douglas	Adriance	Hilo	HI
douglas	fox	honaunau	HI
Douglas	Phillips	Kamuela	HI
Duane	Erway	Kailua-Kona	HI
Dylan	Abran	Honokaa	HI
Eden	Peart	Honokaa	HI
ehulani	kane	kaunakakai	HI

Eileen	Joyce	Honolulu	HI
elaine	durban	puhi	HI
Eleanor	Rubio	Keaau	HI
Elias	Allen	Hilo	HI
Elin	Sand	Kea'au	HI
elisabeth	wertheim	Haiku	HI
Eliza	Goodhue	Paia	HI
elizabeth	kane	honolulu	HI
Ellen	Hightower	Honolulu	HI
Ellen	Levine	Pahoa	HI
Ellen	Okuma	Kea'au	HI
Ellen	Posner	Hilo	HI
Ellen	Wagner	Koloa	HI
Ephrosine	Daniggelis	Honolulu	HI
Eric	Knutsen	Hilo	HI
Erik	Berall	Hilo	HI
Erin	Rietow	Kamuela	HI
Ernest	Chan	Honolulu	HI
Esta	Marshall	Honaunau	HI
Eugene	Gleason	Honolulu	HI
Eve	Powers	Kapaa	HI
EVELYN	SOUZA	Kapolei	HI
Felicia	Waialae	Waipahu	HI
Fern	Holland	Kapaa	HI
Florence	Eli-Adam	Waianae	HI
Frances	Pitzer	Kihei	HI
Frances	Yoshimitsu	Kailua	HI
Francis	Rust	Haiku	HI
Fred	Dodge	Wai'anae	HI
G.	Williams	Kailua-Kona	HI
Gail	Simmons	Kula	HI
Garid	Faria	Honolulu	HI
Gary	Petrisson	Hilo	HI
Gary	Wiseman	Wailuku	HI
Gay Leah	Barfield, Ph.D., Lic. MFT	Mt. View	HI
gayle	petrie	paauilo	HI
Gemma	Lila	Pahoa	HI
gertrude	fox	honaunau	HI
gia	baiocchi	Anahola	HI
Gloria Suzette	Marlowe	Kula	HI

Greg	Garriss	Captain Cook	HI
Gregg	Haines	Haiku	HI
Guy	Bishaw	Honolulu	HI
Gwen	Ilaban	Kailua-Kona	HI
Haley Ann	Bufile	Pepeekeo	HI
Hallie	Larsson	Pahoa	HI
Harold	Kalama	Keaau	HI
Harvey	Arkin	HONOLULU	HI
Harvey	Tanaka	Kaneohe	HI
Hawaii SEED	Redfeather	kaunakakai	HI
Heather	Brovsky	Kapa'au	HI
Heather	Wiest	Kihei	HI
Helen anne	Schonwalter	Haiku	HI
Ikaika	Pestana	Honolulu	HI
Ingrid	Tillman	Kea'au	HI
J.	Manawai	Honolulu	HI
J.K.	Shishido	Honolulu	HI
Jake	Jacobs	Kailua-Kona	HI
james	gibson	haiku	HI
James	McEuen	Kaneohe	HI
james	patitucci	naalehu	HI
James	Pili	Hilo	HI
james	yong	HON	HI
Jamie	Belmarez	Hawi	HI
jamie	gilmore	naalehu	HI
jamie	oshiro	honolulu	HI
Jane	Rubey	Holualoa	HI
Janelle	Williams	Hilo	HI
Janet	Codispoti	Pahoa	HI
Janet	Taylor	Hilo	HI
Janice	Brencick	Kamuela	HI
janice	palma-glennie	kailua-kona	HI
Jason	Villarreal	Kailua Kona	HI
Jazmine	Leitch	Keaau	HI
Jean	StavRue	Honolulu	HI
Jeff	Sacher	Kamuela	HI
Jeffrey	Lagrimas	Hilo	HI
Jennifer	Hadlock	Honolulu	HI
Ikaika	Hussey	Kaneohe	HI
jennifer	jensen	HAiku	HI

Jennifer	Pryor	Haiku	HI
Jeri	Baumgardner	Holualoa	HI
jerri	tagaca	hawi	HI
Jerry	Taber	Wailuku	HI
Jessica	DelaCruz	Kahuku	HI
Jim	Albertini	Kurtistown	HI
Kealoha	Pisciotta	Hilo	HI
Keo	Van Gogh	Hilo	HI
Jo & Ted	Greenwald	Kailua	HI
Debbie	Ward	Hilo	HI
Jo Ann	Manintin	Keaau	HI
Joan	Heller	Lawai	HI
Ku	Ching	Waimea	HI
Nelson	HO	Hilo	HI
Joan	Lander	Naalehu	HI
joel	fischer	honolulu	HI
john	Barnett	kapaa	HI
John	Fleckles	Kaneohe	HI
John	Float	Kealakekua	HI
John	Laslo	Honolulu	HI
John	Schinnerer	Kea'au	HI
Joshua	Manguail	Honoka'a	HI
Joshua	Valdez	Mt View	HI
joy	perfetti	haiku	HI
Judith	Waters	Makawao	HI
Judy	Dolmatch	Pahoa	HI
Judy	vuono	Kamuela	HI
Julia	Morgan	Honolulu	HI
Julie	Alessio	Hilo	HI
julie	signore	kula	HI
June	Davis	Paia	HI
Justin	Stein	Honolulu	HI
Kahea	Stocksdale	Kea'au	HI
Kafiana	Haili	Hilo	HI
Kainoa	Arendsdorf	Wailuku	HI
Kalei'iliahi	Lindsey	Kamuela	HI
Kaleo	Buckley	Pahoa	HI
Kamuela	Meheula Naihe	Kailua Kona	HI
kamuela	Moraes	volcano	HI
Kanoe	Cazimero	Honolulu	HI

Kanoe	Kapu	Hilo	HI
Kanoe	Kapu	Hilo	HI
Kapa	Oliveira	Honolulu	HI
Kapua	Keliikoa-Kamai	Waianae	HI
Karen	Kunde	Kaneohe	HI
karen	mavec	Kapa'a	HI
Katherine	Ross	Papaikou	HI
Kathleen	Carr	Honaunau	HI
Kathleen	Luiten	Princeville	HI
Katie	Velasquez	Kihei	HI
Katrin	O'Leary	Honolulu	HI
Kaulana	Dameg	Hilo	HI
Kawewehi	Pundyke	Pukalani	HI
Kawika	Au	Waialua	HI
Kaycee	Kawano	Hilo	HI
Kayla	?	Ewa Beach	HI
Kehau	Kamaka	Wahiawa	HI
kehaulani	kea	honolulu	HI
Kehaunani	Kaauwai	Lahaina	HI
Kelley	Uyeoka	Kailua	HI
kelly	prince	kihei	HI
Ken	Posney	Koloa	HI
Ken	Taylor	Kapaa	HI
Keoki	Baclayon	Ewa Beach	HI
Kevin	Brown	Kaunakakai	HI
Kevin	coleman	Honolulu	HI
Kim	Morishige	Honolulu	HI
Kimberly	Dark	Pahoa	HI
Kimberly	Dark	Pahoa	HI
kimo	stowell	Honolulu	HI
KIope	Raymond	Kahului	HI
Koa	Luke	Pearl City	HI
Kuuleilani	Reyes	Honolulu	HI
Kyle	Kajihiro	Kailua	HI
Lahela	Parker-Bailey	Hilo	HI
Lakea	Trask	honolulu	HI
Lanny	Sinkin	Hilo	HI
Laura	Espailat	Kapaa	HI
lauren	achitoff	Kaaawa	HI
Lauryn	Galindo	hanalei	HI

Lehua	Kaulukukui	Waikoloa	HI
Lei	Kihoi	Kailua-Kona	HI
Leiana	Lobre	Honolulu	HI
Leila	Tanaka	Kaneohe	HI
Leilani	Resureccion	Naalehu	HI
leilea	satori	honoka'a	HI
Leimomi	Wheeler	Keaau	HI
Leiohu	Ryder	Kula	HI
Leisa	King	paia	HI
Leona	Toler	Hilo	HI
Leonard W	Rita jr	Anahola	HI
Leslie	Yee Hoy	Kailua	HI
Lila	Flood	Volcano	HI
Lilikala	Kame?eleihiwa, Lilikala	Honolulu	HI
Lily	Haggerty	Captain Cook	HI
Linda	Sola	Makawao	HI
Lisa	Alpine	Pahoa	HI
lisa	Damon	Kamuela	HI
Lisa	Galloway	Honolulu	HI
Lisa	Kasprzycki	Haiku	HI
Lisa	Long	Holualoa	HI
lisa	modika	kihei	HI
Lori	Buchanan	Kualapuu	HI
Louise	Sausen	Hanalei	HI
Luana	Jones	Pahoa	HI
Lucille	Lecker	Hana	HI
Lydi	Morgan	Haleiwa	HI
Lynda	Davis	Hanalei	HI
Lynette	Paglinawan	Kaneohe	HI
Lynlie	Waiamau	Lihue	HI
madeleine	migenes	Haiku	HI
Maggie	Costigan	Paia	HI
Maha	Conyers	Makawao	HI
Mahealani	Carvalho	Volcano	HI
Mahealani	Jones	Hilo	HI
Mahina	Lenta	haiku	HI
Mahina	Patterson	Kamuela	HI
Makaala	Kaaumoana	Kilauea	HI
Mara L. B.	Chang	Kāne`ohe	HI
Marcia	Timboy	Hilo	HI

Marcy	Matasick	Hilo	HI
margaret	pilago	aiea	HI
Margaret	Primacio	Kahuku	HI
MARGO	Cruse	kihei	HI
Maria	Maitino	Kilauea	HI
Maria	Maitino	Kilauea	HI
Marie	Brown	Honolulu	HI
Marjorie	Erway	Kailua-Kona	HI
Mark Alapaki	Luke	Honolulu	HI
Martha	Leffler	Kurtistown	HI
Martha E.	Martin	Paia	HI
Marti	Townsend	Kaneohe	HI
marvin	feldman	capt. cook	HI
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Mary	Spadaro	Honolulu	HI
Mary	Stone	Kalaheo	HI
Mary	Windler	Honolulu	HI
Mary C.	Goodman	Haiku	HI
Mary Lu	Kelley	Kalaheo	HI
matthew	lucas	Hilo	HI
Maureen	McGraw	Honokaa	HI
maxine	kahaulelio	kamuela	HI
Mayumi	Marks	Kihei	HI
Meghan	Au	Waimanalo	HI
Melinda	Finnegan	Capt. Cook	HI
melody	Zeitler	kula	HI
Michael	Daly	Honolulu	HI
Michael	Howden	Makawao	HI
MIchael	Joseph	HI.	HI
Michael	Maddux	Kapaau	HI
Michael	Saiz	Haleiwa	HI
Michal	Stover	Kilauea	HI
Michele	McKay	Honolulu	HI
Michele	Shirota	Papaikou	HI
Michelle	Kanehe	honolulu	HI
Michelle	Waldruff	Waikoloa	HI
Miguel	Godinez	Hanalei	HI
Mike	Davis	Kailua	HI
Mililani	Krause	Hana	HI
Mililani	Krause	Hana	HI

miller	lucas	honolulu	HI
Mimi	Forsyth	Waipahu	HI
Miranda	Camp	Paia	HI
Miranda	Watson	Keauhou	HI
miwa	tamanaha		999 HI
Moani	Heimuli	Kaneohe	HI
Momi	Kaikala	Pukalani	HI
Morris	Rios	Waipahu	HI
Mrs. Floy	Gregg	Kailua Kona	HI
Nancy	Scarola	Waikoloa	HI
Nancy-Lynn	Welham	Kihei	HI
Natashja	Tong	Waianae	HI
Nicholas	Wilhoite	Kailua	HI
Nicole	McVey	Pahoa	HI
nidhi	chabora	honokaa	HI
Nina	Jarrett	Honolulu	HI
Nina	Monasevitch	Lihue	HI
Nina	Puhipau	Waialua	HI
noel	al-khatib	hilo	HI
Nola	Conn	Anahola	HI
normand	dufresne	pahoa	HI
Noyita	Saravia	Kahuku	HI
Odette	Rickert	Hilo	HI
paahana	kincaid	Honolulu	HI
pablo	yurkievich	honolulu	HI
PALANI, JR.	VAUGHAN	HONOLULU	HI
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Pamela	Punihaole	Kailua-Kona	HI
Patricia	Blair	Kailua	HI
pauahi	hookano	ewa beach	HI
Paul	Campbell	Pahoa	HI
Paul	Miller	Pahoa	HI
Paul	Neves	Hilo	HI
Paul	Pestana	honolulu	HI
paul	signore	kula	HI
Paula	Allen	Mililani	HI
Paulette	Grube	Pahoa	HI
paulette	Kaleikini	nanakuli	HI
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Pete Shimazaki	Doktor	Honolulu	HI

Peter	Britos	Honolulu	HI
Peter	Ehrhorn	Kailua	HI
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puanani	sumarnap	hoolehua	HI
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Randy	Bartlett	Lahaina	HI
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Rayne	Regush	Kealia	HI
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Renee	Raynor	Kailua-Kona	HI
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Roland	Chang	Kailua	HI
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Ronna	McEldowney	Laupahoehoe	HI
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Rosemary	Alles	Kameula	HI
Rosemary	Bak	Honolulu	HI
Rosemary	Cuccia	Honolulu	HI
Rowena	Vaca	Kailua Kona	HI
royce	kovacich	kaneohe	HI
royce	kovacich	kaneohe	HI

Ru	Carley	Honaunau	HI
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sahra	indio	Captain Cook	HI
Samantha	Ai	Waipahu	HI
Sandra	Herndon	Kapaa	HI
Sandrea	Chun	Honolulu	HI
Sara	Bartlett-Valente	Haleiwa	HI
Satya	Anubhuti	Pahoa	HI
Satya	Keyes	Kula	HI
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Scott	Mijares	Kilauea	HI
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Shannon	Rudolph	Holualoa	HI
Sharol	Awai	Hilo	HI
Sharon	Torbert	Waikoloa	HI
Shary	Crocker	Naalehu	HI
Shawn	James Leavey	Honoka`a	HI
Shawn	White	Honolulu	HI
Shay	Chan Hodges	Haiku	HI
Sheila	O'Malley	Kaimuki	HI
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Sylvia	Partridge	Hanalei	HI
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Teri	Skillman-Kashyap	HONOLULU	HI
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tracy	francis	Pahoa	HI
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Viki	Thomas	Hilo	HI
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Yoni	Silberman	Kihei	HI
Z	Johnson	Honokaa	HI
Zelda	Akana	Waianae	HI
Alexander	Jelinek	San Jose	CA
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Amy	Marsh	Albany	CA
Amy	Marsh	Albany	CA
Anita	Arconado	San Dimas, CA	CA
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beverlea	weaver	willits	CA
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Daniel	Lewin	West Hollywood	CA
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jennifer	beck	foster city	CA
Jon	Spitz	Laytonville	CA
Kaela	Gallagher	San Luis Obispo	CA
karen	rosales	North Hills	CA
Karen	Rudolph	Los Altos	CA
kasha	ho	oakland	CA
Kathryn	Letkey	Oakland	CA
Katie	Winchell	Huntington Beach	CA
Kerry	Beck	Sebastopol	CA
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Lea	Lea Padilla	Redlands	CA
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mira	sharan	ukiah	CA
Miranda	Richards	Los Angeles	CA
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PHYLLIS	FLOWERS	WILLITS	CA
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Cathy	Robinson	Mobile	AL
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Desdra	Dawning	Sun Lakes	AZ
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Thomas	Ah Yee	Tolleson	AZ
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lois	Joudrie	Vancouver, B.C.	BC
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Brenda	Kwon	Honolulu	ID
Diana	Fischer	Darien	IL
Kristen	Becher	Chicago	IL
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Ravi	Grover	Chicago	IL
Sara	Fosbender	Charleston	IL
Suzanne	Kim	ROUND LAKE	IL
Forrest	Hurst	Westfield	IN
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Lauri	Peacock	Hobbs	NM
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Kaina	quenga	Brooklyn	NY
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Stephen	scribner	Elmira	NY
Sarah	Bailey	Hebron	OH
Lindsay	McDougall	Toronto	ON
Demelza	Costa	Sweet Home	OR
Johnny	Kai	West Linn	OR
Johnny	Kai	West Linn	OR
Joy	bannon	ashland	OR
Lila	Liebmann	Portland	OR
Matthew	Zeltzer	Portland	OR
melodi	biancaniello	portland	OR
Nancy	O'Harrow	Lake Oswego	OR
Nicole	Bailey	Portland	OR
Ralph	davis	Scappoose	OR
Valerie	Muroki	Ashland	OR
Carmen	L	Madrid	ot
David	Meanwell	Sutton	ot
Elisabeth	Alfstad	Baerum	ot
Geraldine	Lavilla-Valiakas	Athens, Greece	ot
kathleen keahi	Keahi Winn	Bruges	ot
maya	wickstrom	helsinki	ot
Unai	Fuente Gómez	Navalcarnero	ot
daniel	greider	lancaster	PA
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Laura	Smith	Pittsburgh	PA
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Glen	Venezio	San Juan	PR
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Sheila	Ward	San Juan	PR
Donna	Cussac	Cleveland	TN
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Forest	Shomer	Port Townsend	WA
kalei	cotton	Bellingham	WA
Katy	Fogg	Olympia	WA
Kawehilani	Papalimu	Tacoma	WA
Mary	Steelman	Bremerton	WA
Victoria	Hanohano-Hong	Seattle	WA
Zachary	Klaja	Seattle	WA
Nancy	Davlantes	Greendale	WI
Wendy	Sorenson	Racine	WI

From: Richard Ha [richard@hamakuasprings.com]
Sent: Sunday, April 05, 2009 5:41 PM
To: WAM Testimony
Cc: nagatas@hawaii.edu
Subject: WAM, 1174 HD3, SD1; Mon April 6th. 8:30am; Relating to the University of Hawaii

1174, HD3, SD1, Relating to the University of Hawaii

Monday, April 6, 2009, 9:30 am

Senate Ways and Means

Aloha Chair Kim and members of the Ways and Means Committee

I am Richard Ha of Hamakua Springs Country Farms and I am writing in strong support of HB 1174, HD3, SD1– the Rule-Making Bill, relating to the University of Hawaii

I am Richard Ha and I'm a native Hawaiian and a life-long Big Island farmer. We farm 600 acres at Pepekeo. We have farmed bananas for 25 years and hydroponic vegetables for the last five. Over the years we have produced millions of pounds of food. We sell under the Hamakua Springs brand in the supermarkets. Nearly 70 of us work on the farm. We are concerned with food security and sustainability, especially since we sit out here on islands in the middle of the Pacific.

I would like to share with you how I came to be involved with issues related to Mauna Kea. Three years ago, when I was a new member of the Hawai'i Island Economic Development Board, the Thirty-Meter Telescope people inquired about siting their telescope on Mauna Kea and the HIEDB formed a special TMT committee. I had strong feelings about the way it should be done: It should be done right! So I volunteered to sit on that committee. Before that, I was just a banana farmer.

When you talk about Mauna Kea you automatically talk about the Hawaiian culture, and when you talk about that, you end up in Keaukaha, the oldest Hawaiian Homes community on the Big Island (75 years). I found that the elementary school there is the center of the Keaukaha community.

I went to see Kumu Lehua Veincent, principal of Keaukaha Elementary School, with what I thought was a good proposal: "The TMT wants to come to the Big Island; what happens if we can convince them to give some kids from the community five, full-ride scholarships to the best schools in the nation?"

Kumu Lehua listened, and then he asked me: "What about the rest?" I could feel my ears getting hot and I felt kind of stupid. Yes, what about the rest?

Also, because the TMT had intentions to do things for the community, I expected the community would be receptive. Instead, I found that the Keaukaha people were very wary, wanting to know: "What do you really want?" They had been promised things many times before.

In the meantime, the TMT board decided to deal directly with UH system. But having met and liked the people in the Keaukaha community and elementary school, I went back again and again to talk story.

One day, I offered to sponsor an excursion to my farm. In the course of that trip, I asked Kumu: “Eh, where you guys go on excursion?” He told me they did not go. “No more money.” Instead, they walked around the neighborhood. I said: “What you mean?” He said, “The bus costs \$300 and we don’t have enough money for all the classes.”

I was shocked. How could this be? There were hundreds of millions of dollars’ worth of telescopes on Mauna Kea and there was no evidence of any benefit to Keaukaha, the most Hawaiian of Hawaiian communities? This no can! We needed to do something.

So, myself, Duane Kanuha, Leslie Lang and Macario decided to copy the Adopt a Child template—where you pay \$20 a month and the child sends you a letter and a picture every so often. We decided to do an Adopt A Class project so each class could go on excursions.

We figured \$300 for the bus and \$300 for entry fees to ‘Imiloa – the world-class Hawaiian culture astronomy museum. So for \$600, people could adopt one class and send them on excursion. In four months, we had all the classes going on excursions both semesters.

The idea was contagious. Gordon and Betty Moore heard about the project and donated money to send all classes on the Big Island, from kindergarden to high school – in all public, private and charter schools – to ‘Imiloa. That was nearly three years ago. Now I hear they plan to expand this idea to the San Francisco Bay area.

And due to Kumu Lehua’s leadership, Keaukaha Elementary, a perpetually low-achieving school, had two consecutive years of improvements and came off the No Child Left Behind non-performing list. It was the only elementary school on the Big Island to achieve this distinction. Now they are role models. Imagine that.

Kumu Lehua told me this story: He said a teacher recently came in to interview to see if she could teach at Keaukaha Elementary. He rolled his chair back and told me, “She said it was a career move!”

I have attended at least eight public hearings about Mauna Kea, and many regular meetings of the Keaukaha Community Association, as well as meetings of the Kanaka Council. I have friends on all sides of the issue.

I see myself as a bridge between the shiny shoe crowd and the rubbah slippah crowd. I think that if we all can move toward the center a bit, we can make this work for all of us and especially for future generations.

The TMT recently asked us for advice as to how they should proceed and we told them they must bring tangible benefit to the community. We suggested educational benefits that must benefit the whole community, not just an elite few. That was how the THINK fund was conceived.

The TMT has agreed to contribute a significant amount of money to a fund that would be administered by the Hawai‘i Community Foundation. The THINK fund is not limited to just the TMT for funding. We hope other telescopes will also donate to this fund in the future.

The fund’s governing board has not yet been determined. But we would like to see people selected who are respected in the community for having the larger community in mind. Previously, because viewing time was what was traded, there was no way for the community to directly share in the benefits of astronomy. But this way we can get direct benefit back to the community.

One of the most frustrating thing to the community is that control over Mauna Kea always seems to be from O‘ahu. First it was the University of Hawai‘i at Manoa, and now it is the effect of the Internet where one can

just press a button and submit testimony. The Office of Mauna Kea Management, which is under the control of the University of Hawai‘i at Hilo, came about in 2000 because of frustration with O‘ahu control.

This is a major point of distinction. Please consider that for Big Islanders, Mauna Kea is our kuleana. We want to control our own destiny.

The CMP, the Rule-Making and the TMT do not exist in a vacuum. I happen to believe that the current economic crisis is not the worse thing that will happen to us in the next few years. I think world oil prices will soon rise again and will be much higher than the \$147 per barrel we saw last summer.

It is not about us anymore. We need to start to think about the future generations.

It is no secret that I think that the TMT can bring benefit to the community. But when I first volunteered for the TMT committee, I insisted that it must be done right.

So we must malama Mauna Kea before we do anything else. And rule-making is one part of this important process. I strongly support HB 1174.

I started off by saying that we should not let the perfect be the enemy of the good. When I was a young boy, my dad told me: “There are a thousand reasons why, **no can**; I only looking for one reason why: **CAN!**”

Richard Ha

President,

Hamakua Springs Country Farms

LATE



April 5, 2009

Senator Donna Mercado Kim, Chair
Senate Ways & Means
415 S. Beretania Street
Honolulu HI 96813

Dear Senator Kim and Members of the Committee,

I am Mary Begier testifying today as an interested citizen speaking in support of HB1174, HD3, SD1.

I have lived and worked on Hawaii Island for the past 15 years. Having lived in Hawaii my entire adult life I have had many opportunities to hike Mauna Kea trail, to visit the observatories and visitor center. I've even gone tubing in the snow. During these recreational and educational experiences I've observed people doing things that did not seem quite pono to me but until recently there was no one to report these misdeeds too. Now that we have the Rangers its wonderful to have them as a resource if someone is up to mischief or in need of aid. I was surprised to learn how little authority they really have though.

I can see why the legislature and other concerned citizens may be frustrated with those responsible for managing our mountain. We can't not undo what has been done. My involvement in our community has shown me that that UH Hilo is very concerned that they manage this incredible resource properly. Please grant the Board of Regents the necessary powers so we can all move forward with respect for those who worship, play and work on our beautiful gift, Mauna Kea.

Thank you for the opportunity to testify in support.

1188 Bishop St., Suite 3412 Honolulu HI 96813
101 Aupuni St., Suite 101 Hilo HI 96720

LATE

PO Box 636
Pepeekeo, HI 96783
April 5, 2009

Senator Donna Mercado Kim, Chair
Senate Committee on Ways and Means

Support of HB1174, HD3, SD1

This letter is to support granting rule-making authority to the University of Hawai'i for its leased lands on Mauna Kea.

The university's stewardship of Mauna Kea has vastly improved since the 2000 master plan was implemented. With the institution of UH Hilo's Office of Mauna Kea Management, whose mission is to achieve balance in the stewardship of the Mauna Kea Science Reserve, activities on the university's leased lands began to take place with considerable community oversight and involvement. The community-based Mauna Kea Management Board advises OMKM and the UH Hilo chancellor on stewardship issues. OMKM's Kahu Ku Mauna Council and Environment Committee also volunteer many hours to study stewardship issues and provide thoughtful input to OMKM and the board.

OMKM instituted the Mauna Kea ranger corps to help protect Mauna Kea's unique cultural and environmental resources. The rangers also help protect the health and safety of the public who venture into this highly challenging environment. Administrative rules and the ability to enforce them are critical for the rangers to do their jobs effectively. I believe the university has demonstrated the will and the capacity to employ rule-making authority for the public good.

We are fortunate to have many pristine resources remaining to us on Mauna Kea. Please give the University of Hawai'i the tools that are needed to preserve these resources for us and future generations.

Thank you for considering this testimony.

Sincerely,

Helen Rogers

LATE

kim4 - Elizabeth

From: Brian Crawford [b.crawford@volcano-hawaii.com]
Sent: Sunday, April 05, 2009 11:12 PM
To: WAM Testimony
Subject: In Favir of UH's Plan for Mauna Kea and H.B. 1174, HD 3

Testimony Opposing HB 1174 HD 3 4/6/2009 WAM room 211 Aloha Kakou Land Board Members and Senators,,

I am writing to urge you to support the University's plans for the future of Mauna Kea as outlined in H.B. 1174, HD 3 and the University's version of a "comprehensive management plan."

This is a clear plan with a great deal of benefit to the vasy majority of Big Island residents. Make sure that the small but vocal minority does not again have it's way against the wishes of the many.

Aloha,

Brian Crawford

Brian Crawford
350 Lehua St
350 Lehua St
Hilo, HI 96720

From: Gini Newell [gini_n@yahoo.com]
Sent: Sunday, April 05, 2009 11:43 PM
To: WAM Testimony
Subject: In Opposition to UH's Plan for Mauna Kea and H.B. 1174, HD 3

Testimony Opposing HB 1174 HD 3 4/6/2009 WAM room 211 Aloha Kakou Land Board Members and Senators,,

I am writing to urge you to oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174, HD 3 and the University's version of a "comprehensive management plan."

The University's plan for Mauna Kea falls far short of being "comprehensive" or providing even basic "management" for the extremely fragile and sacred public trust resources of the summit. This plan fails to outline any actual activities, timelines, or goals for protecting endangered species and their habitats. It also fails to adequately protect the constitutional right to engage in traditional and customary practices and religious ceremony on the summit.

Rather, the plan seeks to give the University unprecedented control over the use of the summit with the passage of H.B. 1174. With this authority, the University proposes to construct at least 50 more telescopes (along with their gift shops, parking lots, and toxic chemical storage facilities) as outlined in its 2000 development plan, erect a gate at Hale Pohaku to limit public access to the sacred summit, and impose an approval process to limit cultural practice and religious observances.

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. 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.

On top of it all, foreign telescope owners are profiting of the 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, foreign telescope owners pay the state only \$1 a year. In exchange, they receive millions for the sale of telescope time and contracts with defense-contractors. Especially in this time of economic crisis, at the very least these illegal and immoral rental agreements between the state and the foreign telescope owners should be renegotiated to ensure fair market rent is collected for the use of our public trust resources on the summit of Mauna Kea.

Despite all of the flaws of past Land Board absent-management on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect our public trust resources. The Land Board must fulfill its legal obligations to actively management and protect the conservation district on the summit. To do this, the Land Board should not approve the University's plan for Mauna Kea and the Legislature should not pass H.B. 1174. Instead, profits from the use of Mauna Kea should be appropriated to the Department of Land and Natural Resources specifically to provide for enforcement of current laws and the development of an update to the 1995 management plan that is currently governing activities on the summit.

Mahalo,

Gini Newell
4 Sand Island Access Road
Honolulu, HI 96817

LATE

kim2 - Arline

From: Annjulie Vai [annjulie@hawaii.edu]
Sent: Monday, April 06, 2009 9:54 AM
To: WAM Testimony
Subject: Please Oppose HB 1741/SB 884 and HB 1174

The Land Conservation Fund, Natural Area Reserve Fund, and Rental Housing Trust Fund are supported by and for the people. They were established because the legislature could not be counted on to adequately fund these programs in the budget on a regular basis. Now, after a broad coalition of concerned citizens, organizations, and elected officials worked so hard to establish these funds and increase support for these programs, some legislators want to eliminate or raid these funds. Auwe!

Would be better if all the foreign telescopes on Mauna Kea paid their fair share to use our state lands. Why not force the State Land Board to renegotiate those illegal leases? Hawaii could easily make \$50 million a year from collecting fair rent payments.

Please do not raid these important special funds to balance the budget. Oppose HB 1741... and HB 1174 to transfer authority for Mauna Kea to the University of Hawaii. Neither of these bills make sense for the long-term benefit of Hawaii's people and public trust resources.

Annjulie Vai
2833 Kekaulike Ave.
Kula, HI 96790

kim2 - Arline

From: Paulette Kaleikini [pkaleikini@hawaii.rr.com]
Sent: Monday, April 06, 2009 12:24 PM
To: WAM Testimony
Subject: Please Oppose HB 1741/SB 884 and HB 1174

LATE

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Please do not raid these important special funds to balance the budget. Oppose HB 1741... and HB 1174 to transfer authority for Mauna Kea to the University of Hawaii. Neither of these bills make sense for the long-term benefit of Hawaii's people and public trust resources.

Paulette Kaleikini
89-107 Nanaikala Ave
89-107 Nanaikala Ave
Nanakuli, HI 96792

LATE

kim2 - Arline

From: Deanna Chang [changdidi@hotmail.com]
Sent: Sunday, April 05, 2009 4:42 PM
To: WAM Testimony
Subject: In Opposition to UH's Plan for Mauna Kea and H.B. 1174, HD 3

Follow Up Flag: Follow up
Flag Status: Flagged

Testimony Opposing HB 1174 HD 3 4/6/2009 WAM room 211 Aloha Kakou Land Board Members and Senators,,

I am writing to urge you to oppose the University's plans for the future of Mauna Kea as outlined in H.B. 1174, HD 3 and the University's version of a "comprehensive management plan."

The University's plan for Mauna Kea falls far short of being "comprehensive" or providing even basic "management" for the extremely fragile and sacred public trust resources of the summit. This plan fails to outline any actual activities, timelines, or goals for protecting endangered species and their habitats. It also fails to adequately protect the constitutional right to engage in traditional and customary practices and religious ceremony on the summit.

Rather, the plan seeks to give the University unprecedented control over the use of the summit with the passage of H.B. 1174. With this authority, the University proposes to construct at least 50 more telescopes (along with their gift shops, parking lots, and toxic chemical storage facilities) as outlined in its 2000 development plan, erect a gate at Hale Pohaku to limit public access to the sacred summit, and impose an approval process to limit cultural practice and religious observances.

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. 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.

On top of it all, foreign telescope owners are profiting of the 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, foreign telescope owners pay the state only \$1 a year. In exchange, they receive millions for the sale of telescope time and contracts with defense-contractors. Especially in this time of economic crisis, at the very least these illegal and immoral rental agreements between the state and the foreign telescope owners should be renegotiated to ensure fair market rent is collected for the use of our public trust resources on the summit of Mauna Kea.

Despite all of the flaws of past Land Board absent-management on Mauna Kea, changing the laws that protect Mauna Kea now will not help to better protect our public trust resources. The Land Board must fulfill its legal obligations to actively management and protect the conservation district on the summit. To do this, the Land Board should not approve the University's plan for Mauna Kea and the Legislature should not pass H.B. 1174. Instead, profits from the use of Mauna Kea should be appropriated to the Department of Land and Natural Resources specifically to provide for enforcement of current laws and the development

of an update to the 1995 management plan that is currently governing activities on the summit.

Mahalo,

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