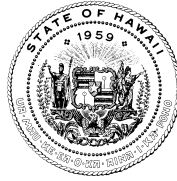


SB 1
LATE TESTIMONY

NEIL ABERCROMBIE
GOVERNOR
STATE OF HAWAII



ALBERT "ALAPAKI" NAHALE-A
CHAIRMAN
HAWAIIAN HOMES COMMISSION

ROBERT J. HALL
DEPUTY TO THE CHAIRMAN

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

P.O. BOX 1879
HONOLULU, HAWAII 96805

TESTIMONY OF ALAPAKI NAHALE-A, DESIGNATE
HAWAIIAN HOMES COMMISSION
BEFORE THE SENATE COMMITTEES ON HAWAIIAN AFFAIRS &
WATER, LAND, AND HOUSING ON

**SB 1, RELATING TO STATE RECOGNITION OF THE NATIVE HAWAIIAN PEOPLE,
THEIR LANDS, ENTITLEMENTS, HEALTH, EDUCATION, WELFARE, HERITAGE, AND
CULTURE.**

February 12, 2011

Chair Galuteria, Chair Dela Cruz and Members of the Committees:

The Department of Hawaiian Home Lands (DHHL) supports the purpose and intent of SB 1 which provides for the establishment of a Native Hawaiian Corporation and Native Hawaiian County Corporations for the purpose of receiving and managing land assets designated for the benefit of Hawaiians.

DHHL supports this legislation as a means to advance Native Hawaiian self-governance and self-determination. However, the current language in this bill calls for the alienation of our trust lands without assurances that protect and preserve the rights of our beneficiaries and our ability to meet our fiduciary responsibilities. DHHL cannot support the transfer of lands until this issue is addressed.

We offer the following amendments for your committees to consider. First, we recommend that the clause reading "The public lands designated as "available lands" in section 203 of the Hawaiian

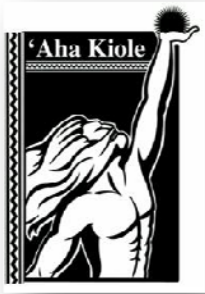
Homes Commission Act," be deleted from the proposed section to be entitled "§10- Native Hawaiian corporation; establishment."

We also recommend that Section 2 read as follows:

"SECTION 2. The Hawaiian Homes Commission Act of 1920 shall be amended, subject to approval by the United States Congress, if necessary, to accomplish the purposes set forth in this Act in a manner that is expeditious, timely, and consistent with the current needs and requirements of the Native Hawaiian people, provided that the rights vested on the effective date of this Act of those Native Hawaiians who are eligible to reside on the Hawaiian home lands under the authority of the Hawaiian Homes Commission Act, 1920 (42 Stat. 108, chapter 42) are not diminished by the future transfer lands of lands designated as "available lands" in section 203 of the Hawaiian Homes Commission Act, 1920."

We do support this and similar efforts to achieve state recognition of a Native Hawaiian entity as an intermediate step for Native Hawaiians to ultimately achieve federal recognition, however, our department must further study this measure and engage in consultation with our beneficiaries to fully understand its impact to our trust and its legal implications.

Thank you for the opportunity to testify.



Aha Kiole Advisory Committee

TESTIMONY IN SUPPORT OF SB 1
RELATING TO NATIVE HAWAIIANS

Submitted to: Hearing of the Committee on Water, Land, and Housing, Chair Donovan Dela Cruz

Hearing Date: February 12, 2011, 10:00 a.m., Room 225

Submitted by: The Aha Kiole Advisory Committee: Vanda Hanakahi, Moloka'i (Chair), Leslie Kuloloio, Kahoolawe, (Vice-Chair); Timmy Bailey, Maui; Winifred Basques, Lana'i; Pi'ilani Ka'awaloa, (Po'o) Hawai'i; Charles Kapua, O'ahu; Sharon Pomroy, Kaua'i; Keith Robinson, (Konohiki) Ni'ihau.

Aloha Chair Dela Cruz, Vice-Chair Solomon, and Members of the Water, Land and Housing Committees

Thank you for the opportunity to testify in strong support of S.B. 1, the bill that relates to State recognition of the Native Hawaiian people, their lands, entitlements, health, education, welfare, heritage, and culture.

The Aha Kiole Advisory Committee (AKAC) is comprised of Native Hawaiian natural and cultural resource practitioners – experts in traditional resource methodology handed down from generation to generation. These are Native Hawaiians who have never lost or stopped engaging in Hawaiian traditional ways of protecting and sustaining their 'aina, water and ocean resources. These are Native Hawaiians who know their ahupua'a and moku boundaries according to geographic landmarks. These are lawaia – experts in fishing whether on the shore, in near shore waters, or in the deep ocean who have continuously managed their fish stock and marine habitat. These are mahiai – experts in agriculture, farming, and the protection of endemic species. These are the la'au lapa'au – experts in natural medicinal practices. These are the Native Hawaiians who are the caretakers of the Hawaiian culture and have never stopped living this culture. These are the moku and ahupua'a practitioners, the Maka'ainana who are the members of the forty-three traditional moku in the State.

S.B. 1 provides the recognition by the State of Hawaii, long overdue of the Native Hawaiian people. It is critical that this recognition includes the means and methods to that will further assist with self governance. Too often government loses sight of how important the knowledge

and skills of Native Hawaiians in their own land are. Or, how traditional cultural practices are enmeshed in Hawaiians of today. We support the establishment of a Native Hawaiian corporation which shall be a body corporate and the public arm of the state for the purpose of receiving and managing ceded lands and the income from it.

We offer a friendly amendment to the bill in the section that calls for Native Hawaiian County Corporations. We recommend the establishment of Corporations for each island as each island is distinctly different in resources, geography, cultural backgrounds including dialects in the Hawaiian language and practices. It is important to retain the individuality and unique characteristics of the different islands.

The traditional Aha Moku System, still in use in today's moku and ahupua'a resource framework, is the land and ocean management system used by ancient Hawaiians dating back to the 9th Century. The residents of each island adapted to the natural order and balance of the environment to maintain their ecosystem. Descendants of Native Hawaiians generationally connected to the ahupua'a and moku in which they reside continue to hand down this knowledge to their children and grandchildren. S.B. 1 will ensure the uniqueness of each island resources stays intact, and the Native Hawaiian people are empowered to sustain it. A list of the Aha Kiolo and Aha Moku representatives is attached to this testimony.

We urge you to support the passage of S.B. 1 and to include our recommended amendment.

Mahalo nui loa,

Vanda Hanakahi, Chair, Moloka'i

Aha Kiolo Advisory Committee

P.O. Box 507

Ho'olehua, HI 96729

Phone: 808-336-6184

kaiwilauula@yahoo.com

Aha Moku System

Aha Kiole and Aha Moku Representatives

MOKU O KEAWE (Hawai'i)

Kiole: Pi'ilani Ka'awaloa (Acting Po'o) Phone: 808-896-4172
P.O. Box 688, Pahoa, HI 96778 Email: punatita7@yahoo.com

Moku	Moku Representatives	Contact
Ka'u	Darlyne Vierra	P.O. Box 22, Naalehu, HI 96772 Phone: 808-640-8740
	Elizabeth Kuluwaimaka	P.O. Box 6808, Oceanview, HI 96737 Phone: 808-990-9327
Puna	Elaine Hauanio	P.O. Box 188, Pahoa, HI 96778 Phone: 808-936-8816
Hilo	Herman & Debra Ann Costa	136 King Ave., Hilo, HI 96720 Phone: 808-640-5917 Email: ua-jr@live.com
Hamakua	Wesley Murakane	P.O. Box 615, Honoka'a, HI 96727 Phone: 808-960-3277 Email: wes8887@msn.com
Kona	Kaleo Kualii	P.O. Box 99, Kailua-Kona, HI 96745 Phone: 808-960-8170 Email: kaleokualii@hawaii.rr.com
	Arthur Mahi	73-4149 Mamalahoa Hwy, Kailua-Kona, HI 96740 Phone: 808-325-7134
Kohala	Vacant	

Aha Moku System

Aha Kiole and Aha Moku Representatives

Moku O Kahekili (Maui)

Kiole: Timothy Bailey Phone: 808-357-2937
 90 Alae Road, Kula, HI 96790 Email: paulokealeioku@hawaiiantel.net

Moku	Moku Representatives	Contact
Hamakuapoko	Kawika Kamai	
Wailuku	Richard Hoopii	3499 Kahikili Hwy, Wailuku, HI 96763 Phone: 808-244-7151 Email: Hoopii_808@yahoo.com
Kula	Terrance Lind	P.O. Box 1042, Kula, HI 96790 Phone: 808-264-2603 Email: TerranceLind@yahoo.com
Kaupo	Aimoku Pali	P.O. Box 1132, Kula, HI 96790 Phone: 808-760-3028
Kaanapali	Orpha Kaina	5080 I Hanawai St., Lahaina, HI 96760 Phone: 808-669-8191 Email: kainareal@yahoo.com
Kipahulu	John Lind	P.O. Box 468, Hana, HI 96713 Phone: 808-248-8974
Lahaina	Ke'eaumoku Kapu	P.O. Box 11524, Lahaina, HI 96761 Phone: 808-250-1479 Email: kuleanavalley@yahoo.com
Kahikinui	Mitchell Pauole Lani	P.O. Box 1056, Kula, HI 96790 Phone: 808-357-5812
Hana	Robert Malakini	P.O. Box 575, Hana, HI 96713 Phone: 808-264-3101 Email: malaiaknin@hotmail.com
Koolau	Ed Wendt	185 Wailua Road, Haiku, HI 96708 Phone: 808-248-7730 Email: ed.wendt@hawaiiantel.net
Hamakualoa	Les Kuloloio	469 Maalo St., Kahului, HI 96732 Phone: 808-871-4001 Email: pokaiuli@yahoo.com
Honuauia	Robert Luuwai	301 Kulalani Rd., Kula, HI 96790 Phone: 808-878-1867 Email: rлуuwai@hotmail.com

Aha Moku System

Aha Kiole and Aha Moku Representatives

Moku O Kanaloa (Kahoolawe)

Kiole: Les Kulolio (Vice-Chair) Phone: 808-281-7652
469 Maalo St., Kahului, HI 96732 Email: pokaiuli@yahoo.com

Moku	Moku Representatives	Contact
Honuaula	Robert Luuwai	301 Kulalani Rd., Kula, HI 96790 Phone: 808-878-1867 Email: rluuwai@hotmail.com

Nana'I Kaula (Lana'i)

Kiole: Winifred Basques Phone: 808-559-0062
P.O. 630521, Lanai City, HI 96763 Email: winniebjr@yahoo.com

Moku	Moku Representatives	Contact
Kona/Koolau	George Purdy	P.O. Box 630545, Lana'i City, HI 96733 Phone: 808-559-0175 Email: worldcat30@gmail.com

Aha Moku System

Aha Kiole and Aha Moku Representatives

Moloka'i Pule O'o (Moloka'i)

Kiole: Vanda Hanakahi (Chair) Phone: 808-336-6184
P.O. Box 507, Ho'olehua, HI 96729 Email: kaiwilauula@yahoo.com

Moku	Moku Representatives	Contact
Kaluakoi	Byron Espaniola	P.O. Box 150, Maunaloa, HI 96770 Phone: 808-336-0488
Pala'au/Ko'olau	Wayde Lee	P.O. Box 1032, Kaunakakai, HI 96748 Phone: 808-567-6877 Email: walee@gmail.com
Kawela	Mervin Dudoit Sr.	P.O. Box 1034, Kaunakakai, HI 96748 Phone: 808-553-9968
	Mervin Dudoit Jr.	P.O. Box 871, Kaunakakai, HI 96748 Phone: 808-553-8240
Mana'e (Halawa)	Judy Caparida/Ruth Manu	P.O. Box 222, Kaunakakai, HI 96748 Phone: 808-558-8558/808-336-1637
	Bronson (Dukie) Kalipi	P.O. Box 660, Kaunakakai, HI 96748 Phone: 808-213-5416 Email: bkalipi@hotmail.com

Aha Moku System

Aha Kiole and Aha Moku Representatives

Moku O Kakuhihewa (O'ahu)

Kiole: Charles Kapua Phone: 808-4793263
235 Komo Mai Drive, Pearl City, HI 96782 Email: kapuahonolulu@aol.com

Moku	Moku Representatives	Contact
Ko'olaupoko	Rocky & Jerry Kaluhiwa	P.O. Box 4870, Kaneohe, HI 96744 Phone: 808-286-7955 Email: rockyfromheeia@aol.com
Ko'olaupoko	Ululani Biernie-Keawe	P.O. Box 532, Hauula, HI 96821 Phone: 808-237-8856 Email: ululani2008@hawaiiantel.net
Waianae	Carl Jellings	89-252 Kepeka St., Nanakuli, HI 96813 Phone: 808-668-4141 Email: EOD1989@aol.com
Ewa	Henry Chang Wo	91-1091 Hanaloa St., Ewa Beach, HI 96826 Phone: 808-689-7229
Waialua	Vacant	
Kona	Vacant	

Aha Moku System

Aha Kiole and Aha Moku Representatives

Mano O Kalanipo (Kaua'i)

Kiole: Sharon Pomroy Phone: 808-346-6725
P.O. Box 600, Anahola, HI 96703 Email: pomroys001@hawaii.rr.com

Moku	Moku Representatives	Contact
Halele'a/Napali	Thomas Hashimoto	P.O. Box 412, Kilauea, HI 96784 Phone: 808-828-1206
Kona	Llewellyn Kaohelaulii	2249 Kuai Rd, Koloa, HI 96756 Phone: 808-826-6265 Email: terrie_hayes@hotmail.com
	Kane Turalde	P.O. Box 1022, Waimea, HI 96796 Phone: 651-5984 Email: kaneswahine@aol.com
Puna	Cherly Lovell-Obatake	P.O. Box 366, Lihue, HI 96766 Phone: 808-635-3676 Email: kuhiau@hotmail.com
Ko'olau	Kalehua Ham-Young	P.O. Box 845, Anahola, HI 96714 Phone: 808-559-0062

Ni'ihau O Kahele Lani (Ni'ihau)

Kiole / Konohiki: Keith And Bruce Robinson Phone: 808-335-3500
P.O. 232, Kaumakani HI 96747
Email: niihauisland@hawaiiantel.net

galuteria1 - Ikaika

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, February 12, 2011 10:07 AM
To: HWN Testimony
Cc: ululani2006@hawaiiantel.net
Subject: Testimony for SB1 on 2/12/2011 10:00:00 AM

Testimony for HWN/WLH 2/12/2011 10:00:00 AM SB1

Conference room: 225
Testifier position: support
Testifier will be present: No
Submitted by: Danielle Ululani Beirne-Keawe
Organization: Ko'olauloa Hawaiian Civic Club /Friends of Kahana
Address:
Phone:
E-mail: ululani2006@hawaiiantel.net
Submitted on: 2/12/2011

Comments:

I support the intent of the Bill for State Recognition as discussions and a dialogue needs to continue for our Natives Hawaiians on the issue of self governance, that is pono. The other versions are mimicks of the Federal Recognition Bill and this simpler form may be one many can digest. I believe that UN Charter signed by President Obama definitely will open doors for the Native Hawaiians to be recognized as the indigenous peoples of our lands.
Ululani Beirne-Keawe



Native Hawaiian Chamber of Commerce
P.O. Box 597 • Honolulu, Hawaii 96809 • p.(808) 531.3744

For the Hearing of the Senate Committees on Hawaiian Affairs
and
Water Land and Housing
Scheduled for Saturday, February 12, 2011, at 10:00 a.m.
Conference Room 225, Hawai'i State Capitol

TESTIMONY OF DIRK SOMA, PRESIDENT
NATIVE HAWAIIAN CHAMBER OF COMMERCE

IN SUPPORT OF

SENATE BILL NO. 1
RELATING TO STATE RECOGNITION OF THE NATIVE HAWAIIAN PEOPLE, THEIR
LANDS, ENTITLEMENTS, HEALTH, EDUCATION, WELFARE, HERITAGE, AND
CULTURE

Aloha kakou;

Founded in 1974, the Native Hawaiian Chamber of Commerce (NHCC) strives to encourage and promote the interests of Native Hawaiians engaged in commerce, services and the professions NHCC members participate in a variety of economic, social and public affairs.

Error! Hyperlink reference not valid.

[Our Mission](#)

Mission Statement – To strengthen Native Hawaiian business and professions by building on a foundation of relationships, resources, and Hawaiian values.

In keeping with our mission, NHCC:

- Provides opportunities for networking among members, the people of Hawai'i and those engaged in business and industry.
- Serves as a means to organize the Hawaiian business community into a viable economic and social voice.

“The voice of Hawaiian business”

- Provides the necessary facilities for members' educational advancement in subject areas relevant to business, industry and commerce. Hawaiian Values & Principles of Conduct for NHCC Members

Error! Hyperlink reference not valid.

The Native Hawaiian Chamber of Commerce is **IN SUPPORT** of the concepts expressed in Senate Bill No. 1 concerning the State Recognition of the Native Hawaiian People, their lands, entitlements, health, education, welfare, heritage and culture.

We stand ready to help the Committees to work out the processes necessary to effect these concepts, if asked.

Mahalo for this opportunity to testify in favor of this Bill.

galuteria1 - Ikaika

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 11, 2011 11:08 PM
To: HWN Testimony
Cc: kekahunakeaweiwi@yahoo.com
Subject: Testimony for SB1 on 2/12/2011 10:00:00 AM

Testimony for HWN/WLH 2/12/2011 10:00:00 AM SB1

Conference room: 225
Testifier position: oppose
Testifier will be present: No
Submitted by: Foster Ampong
Organization: Individual
Address:
Phone:
E-mail: kekahunakeaweiwi@yahoo.com
Submitted on: 2/11/2011

Comments:

As a lineal descendant of Hawaii nationals and a bona fide Hawaii national and tenant of ko hawaii pae aina I object and strongly oppose to the intent and imposition by force and against my will of Senate Bill 1.



Papa Ola Lokahi
Nana I Ka Pono Na Ma

Papa Ola Lokahi

894 Queen Street
Honolulu, Hawaii 96813

Phone: 808.597.6550 ~ Facsimile: 808.597.6551

Papa Ola Lokahi

is a non-profit Native Hawaiian organization founded in 1988 for the purpose of improving the health and well-being of Native Hawaiians and other native peoples of the Pacific and continental United States.

Board of Directors

Member Organizations

Hoola Lahui Hawaii

Hui No Ke Ola Pono

Hui Malama Ola Na Oiwai

ALU LIKE

Ke Ola Mamo

E Ola Mau

University of Hawaii

Hawaii State Department of Health

Na Puuwai

Office of Hawaiian Affairs

Ex-Officio Members

Hawaii Primary Care Association

Ke Alaula

Executive Director

Hardy Spoehr

TESTIMONY: SB 1, RELATING TO STATE RECOGNITION OF THE NATIVE HAWAIIAN PEOPLE, THEIR LANDS, ENTITLEMENTS, HEALTH, EDUCATION, WELFARE, HERITAGE, AND CULTURE

SENATE COMMITTEE ON HAWAIIAN AFFAIRS

Sen. Brickwood Galuteria, Chair

Sen. Pohai Ryan, Vice Chair

SENATE COMMITTEE ON WATER, LAND, AND HOUSING

Sen. Donovan Dela Cruz, Chair

Sen. Malama Solomon, Vice Chair

Saturday, February 12, 2011

10:00 am

Conference Room 225

State Capitol

Hardy Spoehr, Executive Director

Aloha Chairs Galuteria and Dela Cruz, Vice Chairs Ryan and Solomon, and Members of the Senate Committee on Hawaiian Affairs and on Water, Land, and Housing. Papa Ola Lokahi (POL) strongly supports this legislation.

The viability of Native corporate structures within the context of self-determination has clearly been demonstrated throughout the United States in Native communities. In Alaska, Native corporations serve as the economic 'engines' and organizational structures for the delivery of health and education services as well as provide great economic and social benefit to their communities in the form of employment and economic advancement. A land base is one of the critical elements of a successful Native self-determining corporation. This measure offers an exciting and critically new path for the future.

Thank you for the opportunity to testify in strong support of this measure.

THE SENATE
THE TWENTY-SIXTH LEGISLATURE
REGULAR SESSION OF 2011

COMMITTEE ON HAWAIIAN AFFAIRS

Senator Brickwood Galuteria, Chair

Senator Pohai Ryan, Vice Chair

COMMITTEE ON WATER, LAND, AND HOUSING

Senator Donovan M. Dela Cruz, Chair

Senator Malama Solomon, Vice Chair

Re: SB 1 – Testimony in **SUPPORT**

Aloha nui e Chair Galuteria, Chair Dela Cruz, Vice Chair Ryan and Vice Chair Solomon,

I would like to share my **support** for SB 1. I do not claim to be an expert in law nor am I the most knowledgeable in matters pertaining to self-determination. I respect other views that my own people have regarding this piece of legislation. It may differ from mine. However, I do know that we all have this feeling in common; we are tired of seeing our people suffer.

I do not believe I am a racist but instead I believe that I am a person who would desire that our Hawaiian people be treated with dignity and respect. Our Hawaiian people allowed others into our home and treated them with dignity and respect, just as the Native Americans and Native Alaskans did to those that entered into their homeland. We are happy that some of their rights . . . and dignity have been restored to them and that they have been allowed to once again govern themselves to the best of their ability. We are only asking for those same things, the same opportunities to be given to us. We opened our hearts to the western world and soon after nearly everything we believed to be sacred was taken from us.

Today is a new day and I believe that the time has come for us as a people to rise again and be given an opportunity to take a hold of our destiny and holomua. I believe in this manao of our kupuna, “Ke paa ke kahua, e paa io no ka hale” (When the foundation is strong, the house indeed will be strong). Hawaiian people are the foundation of this aina and if we are strong, I believe our poe Kepani, poe Pake, poe Pukiki, poe Paniolo, poe Kolea and every other poe malihini that call Hawaii their home now will be strong as well. Hawaiian people do not allow people into their home and then not take care of them. Aole. Instead, we malama them.

I respectfully request that SB 1 be passed. I believe it can give us an opportunity to come together and create our future. It might not be perfect in everyone’s eyes but it is one

vehicle that can take us to where we want to go. If we don't pass it, we may not have another vehicle for a long while.

Whatever we decide to do will almost definitely have challenges, but that is okay. We are no strangers to pilikia. We can overcome these pilikia together.

No laila, e ae aku i keia palapala, ia SB 1. Mahalo nui i ko oukou heluhelu ana mai i ua manao nei.

Aloha,

Kama Hopkins

galuteria1 - Ikaika

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, February 12, 2011 5:35 PM
To: HWN Testimony
Cc: info@schha.org
Subject: Testimony for SB1 on 2/12/2011 10:00:00 AM

Testimony for HWN/WLH 2/12/2011 10:00:00 AM SB1

Conference room: 225
Testifier position:
Testifier will be present: Yes
Submitted by: Kamaki Kanahale
Organization: Sovereign Councils of the Hawaiian Homelands Assembly
Address:
Phone:
E-mail: info@schha.org
Submitted on: 2/12/2011

Comments:
Support with Reservations. Will be present at the hearing to provide testimony. Please contact Annie Auhoon at #529-1627 for any questions.

Ke Aupuni O Hawai'i

THE HAWAIIAN KINGDOM

Box 62107 • Manoa Station • Manoa, Oahu, Hawaiian Islands

February 12, 2011

Senate Hawaiian Affairs Committee

Chair Brickwood Galuteria, Vice Chair Pohai Ryan

Senate Water, Land and Housing Committee

Chair Donovan M. Dela Cruz, Vice Chair Malama Solomon

Re: **TESTIMONY OPPOSING SB1**

Aloha Kakou,

SB1 suffers from the same numerous flaws that the failed Akaka bill had.

SB1 relies on four patently false premises:

- 1) The insinuation that the nation that existed, the Hawaiian Kingdom, was an aboriginal, indigenous (Native Hawaiian) government;
- 2) The presumption that Hawaiians are indigenous peoples of the United States;
- 3) The exclusion of non-"Native Hawaiians" whose ancestors were citizens and subjects of the Hawaiian Kingdom;
- 4) The claim that the U.S. and the State of Hawaii are the lawful successors of the Hawaiian Kingdom.

The truth is:

- 1) The Hawaiian Kingdom was a fully operational, fully recognized, progressive, sovereign, independent, neutral nation. Its body politic consisted of people from many different ethnicities and races, not just "native" Hawaiians.
- 2) Hawaiians have never been and are not today, indigenous people of the United States. Hawaiians are indigenous to Hawaii, to Polynesia and Moana Nui A Kiwa (the Pacific).
- 3) Non-kanaka maoli were also citizens and subjects of the Hawaiian Kingdom nation. They were injured by the loss of their nation just as the kanaka maoli were. Therefore, their descendants are heirs to the Hawaiian Kingdom as well and should not be left out.
- 4) The U.S. is an interloper, a usurper, a kidnapper, an occupier. It has no lawful jurisdiction in Hawaii. The State of Hawaii is the puppet government of the U.S., mostly benevolent, but still a pirate. Now SB1 seeks to form corporations; the modern, civilized name for pirate...

Collateralizing the lands and people as assets under several tiers of corporations will be an even greater atrocity than the current illegal situation. SB1 is an outrageous attempt to further subjugate the Hawaiian people by making them plantation (corporate) slaves again.

Aloha,



Hawaiian National

THE KOANI FOUNDATION

P.O. Box 1878 • Lihu'e Kaua'i • Hawai'i 96766
Phone: 808-822-7643

TESTIMONY IN OPPOSITION TO SB1

February 12 2011

Chair, Brickwood Galuteria,
Vice Chair Pohai Ryan
and members of the Senate Committee on Hawaiian Affairs

Chair, Donovan M. Dela Cruz,
Senator Malama Solomon, Vice Chair
and members of the Senate Committee on Water, Land and Housing

Aloha Aina kakou,

The Koani Foundation submits this testimony in OPPOSITION to SB1 on the general principle that it does not address the real issue of the theft of the Hawaiian nation and the extensive injuries that stem from that theft.

We also find the bill is based on inaccurate and misleading presumptions making it impossible to imagine how this could seriously provide any remedy. These flaws stem from a "history" that leaves out crucial information about who has title and jurisdiction.

SB1 does not mention the illegal processes used by the United States to capture the Hawaiian Islands. These important events negate any claims of authority by the U.S. to affect the governance of the Hawaiian Islands, and certainly not the further enslavement of its people and assets into several native corporations. The events and actions listed below prove the United States and its puppet government the State of Hawaii have no jurisdiction in Hawaii:

1. The 1893 usurpation ("overthrow") of the lawful Hawaiian Kingdom through acts of high treason and sedition by insurgents calling themselves the "Committee of Safety" who set up an illegal "provisional government" for the Hawaiian Kingdom;
2. The 1893 successful protest lodged by Queen Lili'uokalani resulting in President Cleveland halting the process of U.S. annexation of Hawaii (from the provisional government);
3. The 1893 findings of the Blount Report resulting in U.S. President Cleveland's address to Congress admitting that the U.S. had shamefully and unlawfully committed an unauthorized act of war against a friendly nation.
4. The 1893 settlement between U.S. President Cleveland and Queen Lili'uokalani that the president would facilitate the return of the Hawaiian Kingdom government to its proper, lawful status.

5. The 1894 refusal by the insurgent traitors to return the government of the Hawaiian Kingdom and their defiant response in self-proclaiming a fraudulent replacement government, the “Republic of Hawaii.”
6. The 1897 second failed attempt at annexation of Hawaii by the U.S., thwarted by protests and lobbying by the Queen and by the “Monster Petition” (Ku’e Petition) with signatures of 90% of the people of Hawaii in opposition to annexation.
7. The 1898 fraudulent (treaty-less) “annexation” of Hawaii through a “joint resolution” of Congress executed in collusion with the unlawful “Republic of Hawaii.” In essence, the U.S. used an illegal instrument (joint-resolution) to have the illegal Republic of Hawaii, “cede” its non-existent political authority and land titles to the U.S. In reality the whole annexation transaction was a farce; two thieves dividing up the stolen loot. Nothing was “ceded” or transferred. Thus, all political authority and title to the lands of the Hawaiian Islands, to this day, still reside with the lawful Hawaiian Kingdom government and its people.
8. The 1959 “admission as a state” was just another contrived pretense to conceal the fraud.

It boils down to this: You cannot “cede” lands you do not own. You cannot transfer jurisdiction you do not have. Therefore, the “State of Hawaii,” having no lawful lands or jurisdiction, cannot go forward with this “Native Hawaiian corporations” scheme as proposed by SB1. To do so would be to violate numerous international laws including that of genocide.

Mahalo nui loa,
‘Ehu Kekahu Cardwell
Director
The Koani Foundation

Mahelani Sylva – Private Citizen

Puna District / Kaua'i MokuPuni

SB 1

RELATING TO STATE RECOGNITION OF THE NATIVE HAWAIIAN PEOPLE, THEIR LANDS,
ENTITLEMENTS, HEALTH, EDUCATION, WELFARE, HERITAGE, AND CULTURE

Senate Committee of Hawaiian Affairs (HAW)
Sen. Brickwood Galuteria, *Chair* - Sen. Pohai Ryan, *Vice Chair*
Senate Committee of Water, Land & Housing (WLH)
Sen. Donovan M. Dela Cruz, *Chair* - Sen. Malama Solomon, *Vice Chair*
Public Hearing – Saturday, February 12, 2011
10:00 am, State Capital, Conference Room 225

Honorable Chair Galuteria and Members of the Senate Committee on Hawaiian Affairs,
Honorable Chair Dela Cruz and Members of the Senate Committee on Water, Land & Housing,

As a Kanaka, I am insulted by this bill and for the record I recommend that you **oppose passage of SB 1.**

This is what I call the “Polly want a cracker” bill. The parrot, representational of our people, are caged/trapped in a lie that practically everyone has bought in to many times over. The cracker is literally this bill, which isn't worth the paper that the cage is lined with and the State, is the person taunting us with that cracker.

My Kupuna, loyal subjects, to the Hawaiian Kingdom, died never seeing their Country restored. My Kupuna witnessed the theft of the 'aina that had been entrusted to them as a kuleana to malama in perpetuity. My Kupuna experienced the oppression of an occupier whose distain for the Kanaka grew, because our people were a constant reminder of their evil actions based on greed. My Kupuna, when they died, passed over a kuleana that will continue to be passed on to our ohana until completed . . . Restore our Country! I don't think they would have approved of the “Polly Want a Cracker” version.

In **opposition of SB 1**, I leave you with the following:

Kaulana na pua a`o Hawai`i	Famous are the children of Hawai`i
Kupa`a ma hope o ka aina	Ever loyal to the land
Hiki mai ka `elele o ka loko `ino	When the evil-hearted messenger comes
Palapala `anunu me ka pa;kaha	With his greedy document of extortion
`A`ole a`e kau i ka pulima	No one will fix a signature
Ma luna o ka pepa o ka enemi	To the paper of the enemy
Ho`ohui `aina ku`ai hewa	With its sin of annexation; reorganization; Justification; pacification
I ka pono sivila a`o ke kanaka	And sale of native civil rights

Mahalo, for your attention to this matter. If you have any questions, feel free to contact me:

Respectfully,

Mahelani Sylva
P. O. Box 927
Lihue, HI 96766
Kaua'i MokuPuni
808-635-4735



February 11, 2011

Testimony in support of SB01, Relating to the State Recognition of the Native Hawaiian People, Their Lands, Entitlements, Health Education, Welfare Heritage and Culture

Submitted to: The Committees on Hawaiian Affairs and Water, Land and Housing

From: Kitty M. Simonds, President Maunalua Hawaiian Civic Club

Aloha Senator Galuteria, Senator Dela Cruz and members of the Committees,

SB01 proposes to address Native Hawaiian rights by creating a corporate structure to receive and dispose of Public Lands (“ceded lands”). The disposition of ceded lands is under the State Legislature’s oversight. The alienation of ceded lands must be approved by the Legislature. This bill proposes to put that authority into proposed county-based native corporations. This would circumvent legislative authority and responsibility as well as make the disposal of ceded lands subject to litigation against that corporation. This would place the burden of oversight of the disposition of ceded lands on the beneficiaries who, because of State Law, have limited legal recourse in litigating ceded lands, Hawaiian lands and ceded lands revenues because the State claims trusteeship over these assets.

We are not opposed to the creation of native corporations but there needs to be a clear additional benefit for native Hawaiians as well as assure the security of these native assets. One clear benefit would be to transfer all of the native funds and assets to the corporation which would reduce the administrative overhead so more funds could be disbursed to and available for native beneficiaries.

We look forward to a continuing dialog on this bill.

Maunalua Hawaiian Civic Club
P.O. Box 240388. Aina Haina Station
Honolulu, Hawai`I 96824

galuteria1 - Ikaika

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, February 12, 2011 8:07 AM
To: HWN Testimony
Cc: olindaaiwohi@yahoo.com
Subject: Testimony for SB1 on 2/12/2011 10:00:00 AM

Testimony for HWN/WLH 2/12/2011 10:00:00 AM SB1

Conference room: 225
Testifier position: oppose
Testifier will be present: No
Submitted by: Olinda Aiwahi
Organization: Paukukalo Hawaiian Homes Comm Assoc, Inc
Address:
Phone:
E-mail: olindaaiwohi@yahoo.com
Submitted on: 2/12/2011

Comments:

We as a native a Hawaiian Organization were not and have not been consulted in the matters of this bill. We oppose these last minute unorthodox efforts by the legislators and so called "advocate" agencies who submit policies without getting input from those who are suppose to be represented. Where is Beneficiary Consultation?
We oppose this bill, strongly oppose. I know this is late n will probably not go on record, but let it be known that we were informed after the fact .

THE COMMITTEE OF HAWAIIAN NATIONALS

P.O. BOX 23055, MAKIKI STATION
MAKIKI, OAHU, HAWAIIAN ISLANDS

FREE HAWAII

February 12, 2011

House Hawaiian Affairs Committee
Chair Brickwood Galuteria,
Vice Chair Pohai Ryan

Committee on Water, Land and Housing
Senator Donovan M. Dela Cruz, Chair
Senator Malama Solomon, Vice Chair

TESTIMONY IN OPPOSITION TO SB1

Aloha kakou,

We, the Committee of Hawaiian Nationals OPPOSE SB1. We view it as an exercise in futility because it is inherently flawed, misleading and based on false premises.

The bill hinges on the so-called "ceded lands." But at no time did the Hawaiian Kingdom ever cede its lands to the United States. There was no "treaty of annexation." As a result, there was no lawful "Territory of Hawaii," and therefore, no lawful "State of Hawaii"; and thus no such thing as "ceded lands." What you have are stolen lands. You cannot create a governing entity to oversee stolen lands.

This exercise of "reorganizing a Native Hawaiian government" is entirely spurious and just another distraction and excuse to delay the real solution to the illegal invasion, annexation and incorporation of the Hawaiian Islands into the U.S. SB1 is the wrong solution for this problem.

The proper remedy for the kidnapping of a sovereign, independent Hawaii is to FREE HAWAII; return and reinstate the Hawaiian Kingdom and its people...not further enslave them into a sub-government of a puppet government of an illegal occupier.

The Committee of Hawaiian Nationals wishes to remind you, the elected officials of the so-called "State of Hawaii," that in fact and in law, the Hawaiian Kingdom still exists and is rapidly approaching reactivation and restoration.

We are so confident of the imminent return of Hawaiian Kingdom, that as a courtesy, we invite you to make plans to vacate your positions as public servants in this illegal puppet government, the "State of Hawaii," and consider serving under the lawful Hawaiian Kingdom upon its return.

FREE HAWAII.

Malama Pono,
Pilipo Souza
Hawaiian National

galuteria1 - Ikaika

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 11, 2011 6:59 PM
To: HWN Testimony
Cc: rogersn001@hawaii.rr.com
Subject: Testimony for SB1520 on 2/14/2011 3:00:00 PM

Testimony for HWN/JDL 2/14/2011 3:00:00 PM SB1520

Conference room: 224
Testifier position: oppose
Testifier will be present: No
Submitted by: Puanani Rogers
Organization: Individual
Address:
Phone:
E-mail: rogersn001@hawaii.rr.com
Submitted on: 2/11/2011

Comments:
Mahalo for this opportunity to testify on this measure.

I strongly oppose SB 1520, the way I see it, it is another tactic to keep us under the grip of domestic laws of the State. We are recognized already as the Kingdom of Hawai`i with its own Consitution and Kingdom laws, it still exists. We don't need your recognition. The recognition I would like to see is the State of Hawai`i recognizing their illegalities since the 1898 fake annexation. Recognize the Truth!