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# HOUSE RESOLUTION

URGING THE STATE OF HAWAII TO PARTICIPATE IN THE COASTAL AND  
MARINE SPATIAL PLANNING INITIATIVE OF THE WHITE HOUSE  
COUNCIL ON ENVIRONMENTAL QUALITY, INTERAGENCY OCEAN POLICY  
TASK FORCE.

1           WHEREAS, the federal government through the White House  
2 Council on Environmental Quality, Interagency Ocean Policy Task  
3 Force is commencing an initiative to manage coastal marine  
4 areas using a process called coastal and marine spatial  
5 planning; and

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7           WHEREAS, coastal marine areas are the boundaries of all of  
8 the Hawaiian Islands; and

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10          WHEREAS, the native Hawaiian community has the longest  
11 historical utilization of these coastal areas; and

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13          WHEREAS, the native Hawaiian community traditional access  
14 and gathering rights are being diminished, threatening  
15 traditional cultural practices; and

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17          WHEREAS, the interruption of long and continuous uses  
18 diminishes the rights of native Hawaiians and further prevents  
19 traditional cultural practitioners from participating in natural  
20 resources management; and

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22          WHEREAS, the current rules and regulations regarding  
23 coastal marine areas favor recreational and other uses over  
24 traditional cultural practices, interrupting long and continuous  
25 activity that is the test for traditional cultural rights and  
26 practices; and

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28          WHEREAS, the native Hawaiian community wishes to manage  
29 their coastal marine resources based upon the resources and  
30 practices prevalent in their areas, place-based management using  
31 traditional values and generational knowledge, the system of  
32 best practices for natural resources management in Hawaii; and  
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1 WHEREAS, submerged lands underlying all of the navigable  
2 waters of the State are ceded lands and ceded lands are held in  
3 trust for the benefit of native Hawaiians under section 5(f) of  
4 the Admission Act (Public Law 86-3); and

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6 WHEREAS, rules and regulations that govern the use and  
7 disposition of these ceded lands and the natural resources on  
8 them are created without consultation or compensation to the  
9 native Hawaiian beneficiaries, leaving native Hawaiian  
10 communities without a voice or representation in the process;  
11 and

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13 WHEREAS, Kamehameha III divided the lands and natural  
14 resources in Hawaii between the crown, chiefs, and commoners  
15 (maka 'ainana), and the crown and chiefs are no longer present,  
16 leaving the maka 'ainana responsible for the disposition,  
17 protection, and health of these lands and resources; and

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19 WHEREAS, the maka 'ainana cannot relinquish their  
20 responsibility to Hawaii, these lands, and their ancestors and  
21 must participate in the rules and regulations and the  
22 disposition of their trust; now, therefore,

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24 BE IT RESOLVED by the House of Representatives of the  
25 Twenty-sixth Legislature of the State of Hawaii, Regular Session  
26 of 2012, that the State of Hawaii, particularly the Office of  
27 Hawaiian Affairs, Department of Hawaiian Home Lands, Department  
28 of Land and Natural Resources, and Department of Health, are  
29 urged to participate in the coastal and marine spatial planning  
30 initiative of the White House Council on Environmental Quality,  
31 Interagency Ocean Policy Task Force; and

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33 BE IT FURTHER RESOLVED that certified copies of this  
34 Resolution be transmitted to the Governor, the Chairperson of  
35 the Board of Trustees of the Office of Hawaiian Affairs, the  
36 Chairperson of the Hawaiian Homes Commission, the Chairperson of  
37 the Board of Land and Natural Resources, the Director of Health,  
38 and the Chairperson of the Western Pacific Regional Fishery  
39 Management Council.

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OFFERED BY: 

