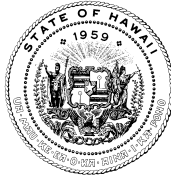


NEIL ABERCROMBIE
GOVERNOR
STATE OF HAWAII



ALBERT "ALAPAKI" NAHALE-A
CHAIRMAN
HAWAIIAN HOMES COMMISSION

MICHELLE K. KAUHANE
DEPUTY TO THE CHAIRMAN

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

P. O. BOX 1879
HONOLULU, HAWAII 96805

COMMENTS OF ALAPAKI NAHALE-A, CHAIRMAN
HAWAIIAN HOMES COMMISSION
TO THE SENATE COMMITTEE ON WAYS AND MEANS ON
HB 2246 HD 2 SD 1, RELATING TO HAIKU VALLEY

March 29, 2012

Aloha Chair Ige, Vice-Chair Kidani, and Members of the Committee:

The Department of Hawaiian Home Lands (DHHL) supports the general intent of HB 2246 HD 2 SD 1 as it seeks to establish uniform oversight of Haiku Valley to preserve in perpetuity the unique and significant cultural and historic resources in the valley.

As one of the major landowners of property in Haiku Valley, DHHL believes there must be more dialogue and consultation with the Department of Land and Natural Resources to address key issues about oversight, property conveyance, community concerns, and continuity of existing DHHL commitments with Ke Kula O Samuel M. Kamakau (a Public Charter School located on DHHL lands in Haiku Valley) prior to the formation of the Haiku Valley Cultural Preserve Commission.

Compensation must also be discussed as the Hawaiian Home Lands Recovery Act, the federal settlement legislation under which DHHL received its Haiku Valley property, mandates the minimum value DHHL must receive before releasing this property from its inventory.

Department of Hawaiian Home Lands

February 29, 2012

HB 2246 HD 1

Page 2

Mahalo for your consideration and the opportunity to testify on
this measure.



KO`OLAUPOKO HAWAIIAN CIVIC CLUB

March 29, 2012

TO: Sen. David Ige, Chair
Sen. Michelle Kidani, Vice Chair / & Members
Senate Ways & Means Committee

FROM: Alice P. Hewett, President *Alice P Hewett*
Ko`olaupoko Hawaiian Civic Club

SUBJECT: Testimony in Support of House Bill 2246, S.D. 1 – Relating to Ha`iku Valley

On behalf of the board of directors and members of the Ko`olaupoko Hawaiian Civic Club, aloha nui loa.

The Ko`olaupoko Hawaiian Civic Club asks your support of H. B. 2246, S.D. 1, which would establish a cultural preserve in Ha`iku Valley. Working with the Ko`olau Foundation, our members have labored many years to malama this important wahi pana in Ko`olaupoko. It is time that this `aina is properly respected and protected for current and future generations of Hawai`i's people.

We ask your consideration of a few changes that we think should be made to the bill:

- Attach the cultural preserve commission to the Dept. of Hawaiian Home Lands, instead of the Dept. of Land & Natural Resources; this keeps the land with DHHL.
- Add two seats on the commission: one for DHHL and one for the representative of sub-district 3 of the Kane`ohe Neighborhood board (that sub-district represents the two subdivisions adjacent to Ha`iku Valley) – this would increase the total number of seats to nine (9).

Hopefully, these changes will make this legislation better and stronger, and the end result will be establishment of this important cultural preserve in Ha`iku Valley.

With the changes we have requested, we ask that you please pass this bill out of your committee.

Mahalo.

P. O. Box 664
Kaneohe, HI 96744
Ph. (808) 235-8111
www.koolaupokohcc.org



O`ahu Council
Association of Hawaiian Civic Clubs
P. O. Box 37874
Honolulu, HI 96837-1122

March 29, 2012

To: Senator David Y. Ige, Chair
Senator Michelle Kidani, Vice Chair
Members, Ways & Means Committee

From: Daniel Naho`opi`i
Vice President, O`ahu Council

Subject: Support for H.B. 2246, S.D.1 – Relating to Haiku Valley

Aloha, Chair Ige, Vice Chair Kidani and Committee Members:

On behalf of the O`ahu Council, Association of Hawaiian Civic Clubs we urge passage of H.B. 2246, S.D1, with amendments as suggested by our member club – the Ko`olaupoko Hawaiian Civic Club.

The O`ahu Council is comprised of 25 Hawaiian civic clubs throughout the island of O`ahu. This council has voted to support establishment of a cultural preserve in Ha`iku Valley.

Besides supporting our civic clubs, among our objectives is to “actively promote the civic, economic, social, health, and moral welfare of our community, and particularly, the activities of those agencies and organizations which are responsible for the improvement of the conditions of the Native Hawaiian peoples and to support programs of benefit to them and to the community at large. To actively pursue and promote this interest with a commitment to and a sensitivity for, the traditional cultural values and assets of Native Hawaiians and our culture...”

We stand ready to assist in this endeavor, and urge your passage of this legislation with the changes suggested by our member club from Ko`olaupoko.

Mahalo.

About the O`ahu Council, Association of Hawaiian Civic Clubs (AHCC)

The O`ahu Council is one of five councils that comprise the AHCC. It advocates actions that enhance the civic, economic, educational, health and social welfare of our communities and elevates the social and intellectual status of all Hawaiians. Twenty-five clubs located throughout the island of O`ahu comprise the council.

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: Info@schha.com
Subject: Testimony for HB2246 on 3/29/2012 9:00:00 AM
Date: Thursday, March 29, 2012 9:22:33 AM

Testimony for WAM 3/29/2012 9:00:00 AM HB2246

Conference room: 211
Testifier position: Support
Testifier will be present: No
Submitted by: Kamaki Kanahale, Chairman
Organization: SCHHA
E-mail: Info@schha.com
Submitted on: 3/29/2012

Comments:



KAKO O OIWI
EIN: 57-1236490

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BOARD MEMEBERS

President
Jerry Kaluhiwa

Vice President
Mahealani Cypher

Treasurer
Alice Hewitt

Directors
Leialoha "Rocky" Kaluhiwa
Christiane Lucas
David Henkin

March 29, 2012

To: Senator David Ige, Chair
And Members
Senate Ways & Means Committee

From: Leialoha "Rocky" Kaluhiwa
Member, Board of Directors/Kako`o`Oiwi

Re: H.B. 2246, S.D.1 – Relating to Ha`iku Valley

Aloha mai kakou!

Kako`o`Oiwi strongly supports passage of H.B. 2246 to create a cultural preserve in Ha`iku Valley.

Our organization is engaged in restoration of over 400 acres of kalo fields at the makai end of the ahupua`a of He`eia. Ha`iku Valley lies at the mauka portion of our ahupua`a.

With the Ko`olau Foundation and Ko`olaupoko Hawaiian Civic Club, our three organizations work closely together to malama these lands, mauka and makai. We would like to see this ahupua`a thriving and healthy again, and passage of this legislation is an important step toward that goal.

I should mention that I am also a kupa`aina, one of the native families who have lived in this ahupua`a for over 200 years. Our families are also very supportive of a cultural preserve for this valley.

We would like you to consider changing this bill to keep the land in DHHL, instead of transferring it to DLNR, but only for administrative purposes. We also think it would be good for DHHL to have a seat on this commission, along with the Kane`ohe Neighborhood Board's Sub-district 3 representative. That person is elected by residents of



Ha`iku Village and Hokulele subdivision, so it would make sense for this seat to be assigned for that purpose.

I am a member of the Kahalu`u Neighborhood Board, and I should also mention that both Kahalu`u and Kane`ohe Neighborhood Boards have passed resolutions in support of this cultural preserve. We think it's a good idea that a representative of the Kane`ohe Neighborhood Board have a seat on this commission.

We appreciate your consideration of this bill, and urge you to pass it out of committee with our suggested changes.

Mahalo nui loa.

WILLIAM CLAUDE JONES & MAEMAE KAILIHAO JONES `OHANA

Leialoha "Rocky" Kaluhiwa
P. O. Box 4870
Kane`ohe, HI 96744
Ph. 286-7955

March 29, 2012

To: Sen. David Ige, Chair
And Members
Ways & Means Committee

From: Leialoha "Rocky" Kaluhiwa
Vice President

Subject: Testimony – Support for H.B. 2246, S.D. 1 – Relating to Haiku Valley

I am speaking on behalf of our kupa`aina families of Haiku Road. Our family has strong ties to Haiku Valley, and we've been in this ahupuaa for more than 200 years. We have a non-profit organization which is the William Claude Jones and Maemae Kailihao Jones `Ohana.

My father was one of 21 children and, from that, we had 89 first cousins and so on. We used to meet every month, but now on quarterly basis. I am the vice president of our association. We have a reunion every year to stay together.

Our family has been involved with the community to make this cultural preserve a reality. We have family iwi in this valley, and the maps also show our kupa`aina name, Komomua, in this valley. Komomua was married to Koa-moku-moku-o-Heeia, who was the high chiefess of Heeia. Our grandfather, Ulysses Jones, was the last konohiki who controlled the water management throughout our ahupuaa, mauka to makai, through farms and loi to loko o Heeia.

Some of us are beneficiaries of DHHL. Our kupuna – Aunty Caroline Bright – who just recently passed to Heaven, was one of the claimants in the suit that was won over DHHL. She was one who looked forward to seeing this preserve passed into law before she left us. I was asked and destined to follow through for her.

I am also a member of the Kahalu`u Neighborhood Board, and I should mention that both Kahalu`u and Kane`ohe Neighborhood Boards have passed resolutions in support of this cultural

preserve. We think it would be a good idea that a representative of the Kane`ohe Neighborhood Board have a seat on this commission.

We appreciate your consideration of this bill and urge you to pass it out of committee.

Mahalo nui loa.



Ko`olau Foundation

P. O. Box 4749, Kane`ohe, HI 96744

Ph. (808) 218-4915

March 29, 2012

Sen. David Y. Ige, Chair
Sen. Michelle N. Kidani, Vice Chair
And Members
Committee on Ways & Means
Hawaii State Senate
Honolulu, Hawaii

Re: Testimony in Support of H.B. 2246, S.D.1, Relating to Haiku Valley - With Amendments

Aloha, Chair Ige, Vice Chair Kidani and Members:

The Ko`olau Foundation is in strong support of the establishment of a cultural preserve in Haiku Valley, and asks your approval of House Bill 2246, Senate Draft 1, with the following amendments:

- 1) We ask that the cultural preserve commission be placed with the Department of Hawaiian Home Lands for administrative purposes, and that the land remain with DHHL rather than transferred to the Department of Land and Natural Resources. This will address DLNR's concerns regarding the cost for administering and managing the land transfer;
- 2) We ask that the boundaries of the cultural preserve exclude those lands which have been leased or licensed to the Samuel Kamakau Charter School;
- 3) We ask that the membership of the Haiku Valley Cultural Preserve Commission be expanded to include a representative of the Department of Hawaiian Home Lands and a representative from the Kaneohe Neighborhood Board, Sub-district 3 (which represents the neighborhoods of Haiku Village and Hokulele);
- 4) We ask that the membership of the Haiku Valley Cultural Preserve Commission be amended to replace the "representative of the City and County of Honolulu" to the "representative of the Honolulu Board of Water Supply", since some portions of the lands within the valley are under the jurisdiction of the Board of Water Supply;
- 5) We ask that the section referring to funding from the Office of Hawaiian Affairs be limited to a set time, i.e., for the first few years, to enable the establishment of the commission and necessary time for development of a longterm and sustainable business plan.

In our view, these changes should address most of the concerns raised by various individuals or entities who have provided previous testimony and comment on this measure.

We respectfully urge your consideration of our proposed amendments and passage of this bill, as amended.

Mahalo for providing us this opportunity to offer our mana`o.

Me kealoha pumehana,

A handwritten signature in black ink that reads "Mahealani Cypher". The signature is written in a cursive style with a prominent loop at the end of the last name.

MAHEALANI CYPHER

On behalf of

LAWRENCE AKINA, Jr.

President

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: Info@schha.com
Subject: Testimony for HB2246 on 3/29/2012 9:00:00 AM
Date: Thursday, March 29, 2012 9:22:50 AM

Testimony for WAM 3/29/2012 9:00:00 AM HB2246

Conference room: 211
Testifier position: Support
Testifier will be present: No
Submitted by: Mike Kahikina, Legislation Committee Chair
Organization: SCHHA
E-mail: Info@schha.com
Submitted on: 3/29/2012

Comments:



HB2246 HD2 SD1
RELATING TO HAIKU VALLEY
Senate Committee on Ways and Means

March 29, 2012

9:00 a.m.

Room 211

The Office of Hawaiian Affairs (OHA) **OPPOSES** HB2246 HD2 SD1, which would establish a Ha'ikū Valley Cultural Preserve Commission located administratively in the Department of Land and Natural Resources (DLNR) that would have policy and management oversight of a Ha'ikū Valley Cultural Preserve. OHA proposes, as an alternative, that a task force be created to address significant issues that the current bill raises regarding funding and other practical aspects of creating the Commission and the Preserve.

We appreciate and commend the intent of the bill to protect the valley. However, we must oppose the bill as worded, because it raises significant questions of critical importance to OHA. For example, Section 4 would require OHA to provide “the necessary funding” for purposes of the proposed law, including the acquisition of Haiku Valley by the Department of Land and Resources. It is our understanding that the Department of Hawaiian Home Lands is seeking as much as \$4 million in compensation, possibly more, for transferring the land identified in the bill to DLNR. Additional costs relating to the establishment and maintenance of the commission and the preserve could be enormous. Given the potential detriment to our beneficiaries, issues like these must be addressed and resolved before further action is taken.

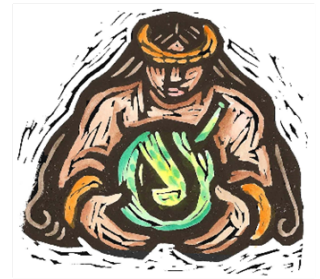
In light of these concerns, we respectfully suggest that the bill be amended to create a task force of key interested parties to further discuss how best to move ahead to preserve the valley. Issues for discussion could include, for example, funding, possible land transfers (including land exchanges), easements or rights of entry for access to the valley, and impact on existing users of the valley. We stand ready to facilitate the formation of such a task force.

Mahalo for the opportunity to testify on this measure.

KAI LOA, INC.

Kamakau Association for Increasing Lifelong Opportunities for Advancement

45-037 Kāne'ohe Bay Dr., Kāne'ohe Hawai'i 96744 * Phone: 808.235.9174 Fax: 808.235.9173



Testimony of P. Kameha'ililani Waiiau, M.Ed. Principal Ke Kula 'o Samuel M.
and Ivy K. Kelling, Ed.D. Director Ke Kula o Samuel M. Kamakau, LPCS and Executive
Director KAI LOA, Inc.

Before the Senate Committee on Ways and Means on House Bill 2246 HD2 SD1 RELATING
TO HA'IKŪ VALLEY

March 29, 2012 9:00am Conference Room 211

Senators David Ige, Chair; Senator Michelle Kidani, Vice-Chair
Members of the Ways and Means Committee

KAI LOA, Inc. (the non-profit support organization of Ke Kula 'o Samuel M. Kamakau, K-12
Laboratory Public Charter School) recognizes the unique and culturally significant historic
resources and sacred places within Ha'ikū Valley in Ko'olaupoko, O'ahu. It is with high
reverence for these historic places that we continue to do our part to educate and model
appropriate behavior for our students, our families and our community while enjoying the
serenity and the sheer beauty of this valley.

As a public charter school and the only current occupants, we have been tasked with laying the
infrastructure for the valley. We have invested in Ha'ikū, resulting in a comprehensive 25-year
strategic plan that aligns to a 25-year facilities master plan for our new school site.

We are the only DHHL license holder in the valley and are included within TMK 4-6-15:014 in the HB2246. Therefore, we are asking the WAM committee to consider our following concerns and amendments to be made to HB2246.

1. Kai Loa, Inc. currently hold a 55 year license agreement with the Department of Hawaiian Home Lands (DHHL) for 28 acres in the valley, and are concerned with the authority a future commission may have over our ability to determine the way we incorporate these 28 acres into our daily instruction.
2. As the only current DHHL licensee, how will the school be affected by such a conveyance of all Haiku Valley in fee simple to the Department of Land and Natural Resources as proposed in HB2246?
3. Kai Loa is requesting a voting seat on the commission as well as a seat for Ke Kula ‘o Samuel M. Kamakau. Other stakeholders should be represented on the board and include- DHHL, Kamehameha Schools and Papahana Kuaola. The commission board should also be very careful of over representation by a single entity.
4. Kai Loa is requesting to be included in accessing any federal funding that is designated to Haiku Valley for the further planning and implementation of its cultural programming.

In closing, we request that a decision for HB2246 HB2 SD1 be deferred until a later time to allow for these concerns to be addressed.

Mahalo nui for allowing us the time to share our concerns in regards to this bill.
P. Kameha‘ililani Waiau, M.Ed.
Ivy K. Kelling, Ed.D.
Ke Kula ‘o Samuel M. Kamakau, LPCS
KAI LOA, Inc.