

**clee1 - Lina**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 13, 2012 9:25 AM  
**To:** HAWtestimony  
**Cc:** publicpolicy@oha.org  
**Subject:** Testimony for SB2386 on 3/14/2012 8:45:00 AM  
**Attachments:** SB2386 SD2 Native Hawaiian Roll Commission Testimony 3.14.12 HAW.pdf

Testimony for HAW 3/14/2012 8:45:00 AM SB2386

Conference room: 329  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Office of Hawaiian Affairs  
Organization: Office of Hawaiian Affairs  
E-mail: [publicpolicy@oha.org](mailto:publicpolicy@oha.org)  
Submitted on: 3/13/2012

Comments:



**SB 2386 SD2**  
**RELATING TO THE NATIVE HAWAIIAN ROLL COMMISSION**  
House Committee on Hawaiian Affairs

March 14, 2012

8:45 a.m.

Room 329

The Office of Hawaiian Affairs (OHA) strongly **SUPPORTS** SB2386 SD2, which is a bill that clarifies the Native Hawaiian Roll Commission’s duty to receive and maintain confidential enrollment documents that verify Native Hawaiian ancestry, connection to the Native Hawaiian community, and age; and provides that the commission shall not publish or release any such documents.

As Governor Abercrombie noted when he signed into law Act 195—the measure that recognized Native Hawaiians as the indigenous people of Hawai'i and created the Native Hawaiian Roll Commission—the Roll Commission’s work “is an important step for the future of Native Hawaiian self-determination and the ability for Native Hawaiians to decide their own future.” As Governor Abercrombie further observed, the members of the roll assembled by the Commission will help to “determine the course of Hawai'i’s indigenous people.”

Given the significance of the Native Hawaiian roll, it is imperative that known impediments to enrollment be eliminated, to ensure that the maximum number of Native Hawaiians have the opportunity to enroll and participate in the momentous process of reconstituting a Native Hawaiian government.

One major impediment to enrollment that can and should be eliminated is the concern of prospective enrollees that highly sensitive documents reflecting their confidential family history, as well as their private personal information about cultural, social and civic participation in the Native Hawaiian community, will be published or released to their detriment.

Prospective enrollees should not be forced to choose between maintaining their family and personal privacy and exercising their civic right to participate in Native Hawaiian governmental processes. Rather, appropriate safeguards, such as those included in SB2386 SD2, should be put in place to ensure that prospective enrollees’ privacy rights and rights to civic participation can be simultaneously protected.

Therefore, OHA urges the committee to PASS SB2386 SD2. Mahalo for the opportunity to testify on this important measure.

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Monday, March 12, 2012 5:13 PM  
**To:** HAWtestimony  
**Cc:** sugi.carlson@nhrcmalama.org  
**Subject:** Testimony for SB2386 on 3/14/2012 8:45:00 AM  
**Attachments:** Testimony of Chair John D.docx

Testimony for HAW 3/14/2012 8:45:00 AM SB2386

Conference room: 329  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Sugi Carlson  
Organization: Native Hawaiian Roll Commission  
E-mail: [sugi.carlson@nhrcmalama.org](mailto:sugi.carlson@nhrcmalama.org)  
Submitted on: 3/12/2012

Comments:

Aloha, submitting testimony in support of SB2386 SD2. Mahalo

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Honolulu, HI 96813  
Phone: 594-0088

**Testimony of John D. Waihe`e, Chair, Native Hawaiian Roll Commission  
In Favor of S.B. 2386, S.D. 2 Relating to the Native Hawaiian Roll Commission  
March 14, 2012**

Chairperson Hanohano and Members of the Committee:

S.B. 2386, S.D. 2 protects the confidentiality of documents submitted by individuals seeking to be included in the Native Hawaiian Roll. The Native Hawaiian Roll Commission believes that this measure is critical to carrying out its mission, and humbly requests your favorable consideration.

Act 195, SLH 2011 created the Native Hawaiian Roll Commission and entrusted it with the preparation of Native Hawaiians who wish “to participate in the organization of the Native Hawaiian governing entity.” The law specifies the criteria for persons who would qualify to be on this register, including cultural, social or civic connection to the Native Hawaiian community, and lineal descent from the aboriginal people who occupied and exercised sovereignty in the Hawaiian islands prior to 1778 or of the people who were eligible in 1921 for programs under the Hawaiian Homes Commission Act.

In carrying out its duties, the Commission will receive documents containing information that will be considered private and, in many cases, sensitive to the individuals involved, with the potential of including but not limited to: names of persons from whom lineal descent can be verified; birth, marriage, adoption, and/or death certificates; statements of kama`aina witnesses; phone numbers, addresses, email addresses and other contact information; birthdates and other personal identification numbers.

The Commission is aware of and sensitive to the confidentiality and privacy concerns expressed by the Native Hawaiian community in previous registration efforts. It is very important for the community to be assured that information gathered in the process of this important effort not be considered public documents. The names of individuals, as established by law, will be published. However, it is the position of the Commission that any documents used to verify any of the criteria by which a person is deemed qualified to be on the roll should remain private and confidential.

For these reasons, the Commission strongly supports S.B. 2386, SD 2 and is in agreement with the amendments made by the previous committee to strengthen the characterization of these documents as confidential, and, therefore, not subject to public access.

Madame Chair we ask for one amendment to S.B. 2383, SD 2 relating to the effective date of the Act. We would ask that you change the current defective effective date from July 1, 2050 to upon approval.

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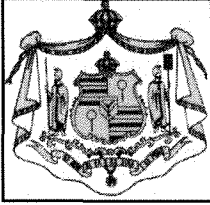
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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 13, 2012 1:42 PM  
**To:** HAWtestimony  
**Cc:** souleelko@gmail.com  
**Subject:** Testimony for SB2386 on 3/14/2012 8:45:00 AM  
**Attachments:** SB2386SD2Rollcomm.rd.2.doc

Testimony for HAW 3/14/2012 8:45:00 AM SB2386

Conference room: 329  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Soulee Stroud  
Organization: Association of Hawaiian Civic Clubs  
E-mail: [souleelko@gmail.com](mailto:souleelko@gmail.com)  
Submitted on: 3/13/2012

Comments:



## **Association of Hawaiian Civic Clubs**

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TESTIMONY OF PRESIDENT SOULEE STROUD

### **SENATE BILL 2386, SD2(SSCR2574) RELATING TO THE NATIVE HAWAIIAN ROLL COMMISSION**

HOUSE COMMITTEE ON HAWAIIAN AFFAIRS

Wednesday, March 14, 2012; 8:45 am; Room 329

Aloha Madam Chair Hanohano, Vice Chair Lee and members of the House Committee on Hawaiian Affairs.

The Association of Hawaiian Civic Clubs supports Senate Bill 2386SD2 and the amendments that assure confidentiality of verification documents submitted to the Roll Commission by individuals. We assisted with and experienced the Kau Inoa Registration, and the security and confidentiality developed for those documents successfully protects the privacy interests of the individuals who signed up for Kau Inoa.

Senate Bill 2386SD2 has amended the bill to include language recommended by the Office of Information Practices to best ensure confidentiality of verification documents and the information therein. We would suggest one more step, and that is for the Roll Commission to ensure the security of the documents they receive in an appropriate repository.

We support this bill and urge its passage. Mahalo nui.

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