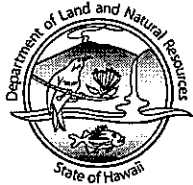


NEIL ABERCROMBIE  
GOVERNOR OF HAWAII



**STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES**

POST OFFICE BOX 621  
HONOLULU, HAWAII 96809

**Testimony of  
WILLIAM J. AILA, JR.  
Chairperson**

**Before the Senate Committees on  
HAWAIIAN AFFAIRS  
and  
AGRICULTURE**

**Monday, February 13, 2012  
3:00 P.M.  
State Capitol, Conference Room 224**

**In consideration of  
SENATE BILL 3023  
RELATING TO HAWAIIAN FISHPONDS**

Senate Bill 3023 proposes to amend Chapters 183B, Hawaii Revised Statutes (HRS), to require the Board of Land and Natural Resources (Board) to establish rules to streamline and facilitate the restoration of existing Hawaiian fishponds. The bill also proposes to allow commercial use of the fishponds if the applicant is a lineal or cultural descendant of Native Hawaiians or a Native Hawaiian organization. Finally, the bill proposes to amend the definition of "mariculture" in Chapters 171 and 190D, HRS, to exclude Hawaiian fishponds from certain lease provisions. The Department of Land and Natural Resources (Department) opposes this bill.

The Department recently adopted administrative rules to expedite and facilitate the restoration of existing Hawaiian fishponds. Recently amended Chapter 13-5, Hawaii Administrative Rules, *rules and regulations of the Conservation District*, allows for the repair, strengthening, reinforcement, and maintenance of a fishpond in accordance with Sections 183-44, HRS, - *Fishponds; rules* and 183B-2, HRS, - *Exemption from environmental impact statement law*, and requires no Conservation District Use Permit (CDUP). Repairs may be performed without a CDUP. The rules allow the Department to require a CDUP for new fishponds or for complete fishpond reconstruction.

In addition, the Department does not support the measure to the extent that it exempts an applicant from statutory permitting and disposition requirements, such as obtaining a lease for the use of public lands, based upon the applicant's lineage.

WILLIAM J. AILA, JR.  
CHAIRPERSON  
BOARD OF LAND AND NATURAL RESOURCES  
COMMISSION ON WATER RESOURCE MANAGEMENT

GUY H. KAULUKUKUI  
FIRST DEPUTY

WILLIAM M. TAM  
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES  
BOATING AND OCEAN RECREATION  
BUREAU OF CONVEYANCES  
COMMISSION ON WATER RESOURCE MANAGEMENT  
CONSERVATION AND COASTAL LANDS  
CONSERVATION AND RESOURCES ENFORCEMENT  
ENGINEERING  
FORESTRY AND WILDLIFE  
HISTORIC PRESERVATION  
KAHOOLAWE ISLAND RESERVE COMMISSION  
LAND  
STATE PARKS

**KUAKINI HAWAIIAN CIVIC CLUB OF KONA**  
82-6026 Manini Beach Road, Captain Cook, HI 96704

**HOUSE BILL 2529**  
**RELATING TO HAWAIIAN FISHPONDS**

Before the Senate  
COMMITTEES ON HAWAIIAN AFFAIRS and AGRICULTURE  
Wednesday, February 13, 2012 3:00 p.m. Room 224

Aloha Chairman Galuteria of the Senate Committee on Hawaiian Affairs and Chairman Nishihara of the Senate Committee on Agriculture. My name is Shane Nelsen, from Kealahou Bay, Moku O Keawe, and President of the Kuakini Hawaiian Civic Club of Kona. I am testifying today in **SUPPORT FOR SB 3023 RELATING TO HAWAIIAN FISHPONDS.**

Currently, the permitting process is a long arduous process that can take up to several years, and the cost associated to this process is almost inhibiting the Native Hawaiian small business and/or Cultural Organizations.

Hawaiian fishponds were once a huge part of sustainability, which fed many Hawaiians for many generations, and harvesting as much as 400lbs. of sizeable eating fish per day. In Kepa Maly's study on Kaloko fishponds (Oct. 2000) on the Island of Hawaii, Fishponds were farmed commercially well into the 1940's by various families. Today, many traditional fishponds are at a standstill and sit waiting to be repaired. On the same token, the State is looking into offshore fish farms, an aquaculture tradition that is foreign to the local population.

This bill will allow Native Hawaiian organizations, 'ohana, and practitioners to lease Hawaiian fishponds for commercial purposes. The current statute forbids DLNR to lease the ponds for commercial purposes, which means most Hawaiian fishponds are prohibited from sustaining itself, and participate in stimulating economic stability in various communities.

We have the resources to utilize the traditional Hawaiian Way of Life in this modern world to create jobs accustomed to the local population, stimulate economy, and provide food that is locally grown. Let us look into bringing these traditions to the forefront for the purpose of creating jobs, education, and food for the community.

We urge the committees on Hawaiian Affairs and Agriculture to take serious action on improving economic conditions utilizing cultural traditions. Let us NOT inhibit ourselves by creating such an arduous permitting process for FOOD. Many fishponds are inactive because the process is discouraging. Tourism is essential, but Agriculture is LIFE!

Mahalo for allowing me the opportunity to testify in support of SB3023.

Shane Akoni Nelsen  
President

For further information please contact Shane Nelsen, President of Kuakini Hawaiian Civic Club of Kona at [shane.nelsen@gmail.com](mailto:shane.nelsen@gmail.com).

## galuteria1 - Davis

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Friday, February 10, 2012 6:44 PM  
**To:** HWN Testimony  
**Cc:** glennmartinez@hawaii.rr.com  
**Subject:** Testimony for SB3023 on 2/13/2012 3:00:00 PM

Testimony for HWN/AGL 2/13/2012 3:00:00 PM SB3023

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Glenn Martinez  
Organization: Individual  
E-mail: [glennmartinez@hawaii.rr.com](mailto:glennmartinez@hawaii.rr.com)  
Submitted on: 2/10/2012

**Comments:**

Hawaii Farmers Union United strongly supports this bill. The stories of the difficulties to obtain permits to work and restore fish ponds are legend.

The current system hinders well meaning folks from the mission of restoring the ponds. The government needs to start assisting rather than hindering efforts.

Glenn Martinez  
Pres HFUU

Support for SB 3023

February 10, 2012

Aloha,

Respect The Ocean is a Kohala based 501 c(4) non profit organization dedicated to preserving the Class AA designated Ocean Water on Hawaii Island. We represent approximately 1,700 West Hawaii residents.

We strongly support SB 3023, and feel that the traditional Native Hawaiian's approach (in harmony with nature) to seafood generation in loko i'a is a sustainable practice on a long-term basis.

In addition, we believe that the restoration of the ponds will provide a local source of food independence, as well as helping to restore a valuable piece of the Hawaiian Culture that has eroded over the years.

We understand that the ponds are currently in a state of disrepair and require significant restoration, as well as capital investment. Thus, we support the easing on restrictions on fish-pond usage for sustainable economic development, as well as the amendment of HRS 190D-3 to exclude the Loko i'a from the definition of mariculture.

Aloha

Tom Oiye  
President  
Respect The Ocean.  
[www.respecttheocean.org](http://www.respecttheocean.org)

808-882-1417

Jeannine Johnson, Legislative Sub-Committee Chair

**Kuli'ou'ou / Kalani Iki Neighborhood Board #2**

5648 Pia Street, Honolulu, Hawai'i 96821

Phone: 373-2874 (h) / 691-7261 (w)

February 11, 2012

COMMITTEE ON HAWAIIAN AFFAIRS

Senator Brickwood Galuteria, Chair

Senator Pohai Ryan, Vice Chair

COMMITTEE ON AGRICULTURE

Senator Clarence K. Nishihara, Chair

Senator Gilbert Kahele, Vice Chair

Re: SB3023 Relating to Hawaiian Fishponds

Hrg: Monday, February 13, 2012 at 3:00 pm in Conf. Room 224

Aloha mai kākou,

Under Section 2-14-125 of the Neighborhood Board Plan, I have been appointed as a Delegate with responsibilities to represent the **Kuli'ou'ou / Kalani Iki Neighborhood Board #2** on matters approved by the Board. As Committee Chair of the **Kuli'ou'ou / Kalani Iki Neighborhood Board #2** Legislative Sub-Committee, I am pleased to inform you **Neighborhood Board #2** supports SB3023 which allows for the streamlining and facilitation of the permitting process for the restoration of Hawaiian fishponds and amends the definition of "mariculture" for chapters 171 and 190D, Hawaii Revised Statutes, to exclude Hawaiian fishponds from certain lease provisions. **Neighborhood Board #2** represents over 6,000 households, with a population of almost 20,000 people (State of Hawaii Data Book 2002) in East Honolulu.

Before Westerners arrived in Hawai'i, native Hawaiians lived a life of self-subsistence and harmony with the land and sea. Native Hawaiians understood that by caring for the land and sea, they too, would be cared for by the land and sea. A great example of this is a native Hawaiian fishpond (loko i'a or loko kuapā) which were first built around the fifteenth century. Hawaiians built 488 fishponds statewide, however only about 60 fishponds remain recognizable today. O'ahu alone had 97 fishponds, but only six accessible ponds remain today. Thirteen fishponds have been restored statewide, with six ponds currently in use: three on Moloka'i, one on the island of Hawai'i, and two on O'ahu.

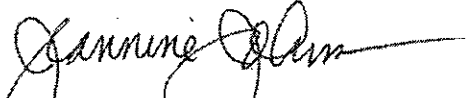
Currently, the Maunalua Fishpond Heritage Center is working to stop the sale of two remaining fishponds at auction by the Department of Transportation and obtain the leases. They are Kanewai Fishpond, a royal pond assessed to have the properties that make it eligible for listing on the National Historic Register, and Kalauha'iha'i (Lucas Spring and Fishpond) reported to be the location of a summer home of Kamehameha I

and where Queen Ka'ahumanu was said to have renounced the ancient kapu system at the Kalauha'iha'i Assembly. Kalauha'iha'i refers to the scattering of the leaves and breaking of the ancient kapu and was listed as one of Hawai'i's Most Endangered Historic Sites in 2008 by the Historic Hawai'i Foundation.

Recognizing the important cultural significance these fishponds represent, at its November 6, 2008 meeting, **Neighborhood Board #2** voted to support preventing any governmental entity from selling culturally significant Native Hawaiian treasures such as fishponds. Allowing for the streamlining and facilitation of the permitting process for the restoration of Hawaiian fishponds (loko i'a) and amending the definition of "mariculture" for chapters 171 and 190D, Hawaii Revised Statutes, to exclude Hawaiian fishponds from certain lease provisions will help to restore a uniquely Hawaiian cultural resource and safeguard our last remaining fishponds for future generations.

Your support of SB3023 is respectfully requested.

'O au iho nō me ke aloha,



Jeannine Johnson, Legislative Sub-Committee Chair  
**Kuli'ou'ou / Kalani Iki Neighborhood Board #2**  
5648 Pia Street, Honolulu, HI 96821  
Phone: 373-2874 / 691-7261 (work)  
Email: [jeannine@hawaii.rr.com](mailto:jeannine@hawaii.rr.com)



## galuteria1 - Davis

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Sunday, February 12, 2012 2:46 PM  
**To:** HWN Testimony  
**Cc:** dkanealii02@gmail.com  
**Subject:** Testimony for SB3023 on 2/13/2012 3:00:00 PM

Testimony for HWN/AGL 2/13/2012 3:00:00 PM SB3023

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Diane Kanealii  
Organization: Kailapa Community Association  
E-mail: [dkanealii02@gmail.com](mailto:dkanealii02@gmail.com)  
Submitted on: 2/12/2012

**Comments:**

We all need to support the native fishpond restoration and it's ability to generate income. Traditional practices nurtured the aina and the kai by working with nature vs trying to change the elements ie; feeding food not naturally found in the ocean, anti-biotics or other chemicals introduced into the water and etc. I support this bill to streamline the process and allow traditional fish ponds to generate income.  
Mahalo

## **COMMITTEE ON HAWAIIAN AFFAIRS**

### **COMMITTEE ON AGRICULTURE**

Monday; February 13, 2012; 3:00pm; Room 224

#### **SB3023 RELATING TO HAWAIIAN FISHPONDS**

Aloha Chairman Galuteria, Chairman Nishihara and members of the Senate Committees on Hawaiian Affairs and Agriculture.

My name is Graydon "Buddy" Keala and I have been working with and restoring loko i'a for about thirty years. After receiving my aquaculture degree from the University of Hawaii-Manoa, working in the commercial production of Marine shrimp and a stint at teaching at-risk high school kids on Molokai, all things concerning loko i'a have been my life work.

I have worked on loko i'a on most major islands; Hawaii, Maui, Molokai, Oahu; and will soon be completing the restoration of a loko i'a in Hanalei on Kauai.

On two USDA grants, in 1990's and again in 2000's, the organization I was working with put the reduction and streamlining of the permit process a major objective. We held two symposiums under the Hawaiian Fishpond Revitalization program and worked directly with all agencies involved.

In 2000, USDA provided funds to Molokai's fishponds revitalization and we again focused on streamlining the permit process. During this effort, we were recognized and awarded by the Environmental Protection Agency's Region 9 for our work on Molokai with Hawaiian Fishponds. This work created a draft streamline permitting process that was almost adopted by all agencies involved, but funding changes limited the outcome of the streamline permit.

In 2006, I started the permitting process for Kauikeolani Fishpond restoration in Hanalei, Kauai. For the most part all agencies exhibited attention to wanting to assist in permits processing for loko i'a restoration. Even so, permits still took over a year and a half, with the Department of Health-Clean Water Branch being the most difficult application to



understand and apply for. Our application took 7 months, but I've commonly heard of permitting taking up to two years.

In each case, the permitting process to restore loko i'a has added unnecessarily to the overall expense as well as many months of delay. Some owners have thrown up their hands in defeat and the loko i'a is not restored due to the permitting frustrations and delays of red tape add to the restoration costs AND this doesn't include the actual work cost and effort.

While this bill will be somewhat helpful in speeding up the permitting process, in my estimation, it is the Clean Water Branch of the State Department of Health that creates the most frustrating and expensive delays in the name of environmental protection.

It has been my experience to have Federal and County clearances to proceed with work, only to be held up for two years waiting for the Clean Water Branch of the Department of Health approvals. I fully appreciate the need to protect the environment and know full well the need for clean water in the loko i'a. However, loko i'a in this restrictive case, is the victim of negative impacts, where actually these systems are really some of the greatest environmental assets provided to us by our kupuna and should no longer be held hostage to some red tape process.

Please amend this bill to add the Clean Water Branch of the DOH. The permit streamlining to restore loko i'a needs to start there. Mahalo.

Graydon "Buddy" Keala; PO Box 1428 Kilauea, HI; 96754  
[lokoiaconsulting@hotmail.com](mailto:lokoiaconsulting@hotmail.com) Phone: 1-808-828-1952 (evenings)

## galuteria1 - Davis

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Friday, February 10, 2012 3:01 PM  
**To:** HWN Testimony  
**Cc:** amybrinker@mac.com  
**Subject:** Testimony for SB3023 on 2/13/2012 3:00:00 PM

Testimony for HWN/AGL 2/13/2012 3:00:00 PM SB3023

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Amy Brinker  
Organization: Individual  
E-mail: [amybrinker@mac.com](mailto:amybrinker@mac.com)  
Submitted on: 2/10/2012

Comments:

**galuteria1 - Davis**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Friday, February 10, 2012 4:38 PM  
**To:** HWN Testimony  
**Cc:** carlbernhardt@msn.com  
**Subject:** Testimony for SB3023 on 2/13/2012 3:00:00 PM

Testimony for HWN/AGL 2/13/2012 3:00:00 PM SB3023

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: carl bernhardt  
Organization: Individual  
E-mail: [carlbernhardt@msn.com](mailto:carlbernhardt@msn.com)  
Submitted on: 2/10/2012

**Comments:**

This bill is long overdue. It will enhance the State's goal of food sustainability as well as provide additional employment opportunities.

**galuteria1 - Davis**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Saturday, February 11, 2012 1:18 PM  
**To:** HWN Testimony  
**Cc:** melaniebondera@kanalanifarm.org  
**Subject:** Testimony for SB3023 on 2/13/2012 3:00:00 PM

Testimony for HWN/AGL 2/13/2012 3:00:00 PM SB3023

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Melanie Bondera  
Organization: Individual  
E-mail: [melaniebondera@kanalanifarm.org](mailto:melaniebondera@kanalanifarm.org)  
Submitted on: 2/11/2012

Comments:  
Rebuilding the local fishponds for family and commercial use is a critical component to our local food system, local economy, and restoring our ahupua'a. This ancient technology is also cutting edge modern sustainable resource management for the fish and the people.

**galuteria1 - Davis**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Saturday, February 11, 2012 7:21 AM  
**To:** HWN Testimony  
**Cc:** metldoc@mindspring.com  
**Subject:** Testimony for SB3023 on 2/13/2012 3:00:00 PM

Testimony for HWN/AGL 2/13/2012 3:00:00 PM SB3023

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Bob Sterne  
Organization: Individual  
E-mail: [metldoc@mindspring.com](mailto:metldoc@mindspring.com)  
Submitted on: 2/11/2012

**Comments:**

I support SB3023 which streamlines the permitting process for native hawaiian fishponds.

**galuteria1 - Davis**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Saturday, February 11, 2012 7:51 AM  
**To:** HWN Testimony  
**Cc:** wendyminor@gmail.com  
**Subject:** Testimony for SB3023 on 2/13/2012 3:00:00 PM

Testimony for HWN/AGL 2/13/2012 3:00:00 PM SB3023

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Wendy Minor  
Organization: Individual  
E-mail: [wendyminor@gmail.com](mailto:wendyminor@gmail.com)  
Submitted on: 2/11/2012

**Comments:**

By stream-lining the permitting process, these fishponds that are in dis-repair, could be maintained and used in the commercial raising of fish, thereby creating jobs and re-storing an important cultural tradition. The loko'ia are an effective and proven method of raising fish without harm to the environment, and would create jobs in the rural areas of the state.

**galuteria1 - Davis**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Saturday, February 11, 2012 12:07 PM  
**To:** HWN Testimony  
**Cc:** bcole47@hawaiiantel.net  
**Subject:** Testimony for SB3023 on 2/13/2012 3:00:00 PM

Testimony for HWN/AGL 2/13/2012 3:00:00 PM SB3023

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Elizabeth Cole  
Organization: Individual  
E-mail: [bcole47@hawaiiantel.net](mailto:bcole47@hawaiiantel.net)  
Submitted on: 2/11/2012

Comments:

**galuteria1 - Davis**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Saturday, February 11, 2012 8:35 PM  
**To:** HWN Testimony  
**Cc:** daniel.manaai@gmail.com  
**Subject:** Testimony for SB3023 on 2/13/2012 3:00:00 PM

Testimony for HWN/AGL 2/13/2012 3:00:00 PM SB3023

Conference room: 224  
Testifier position: Support  
Testifier will be present: Yes  
Submitted by: daniel anthony  
Organization: Individual  
E-mail: [daniel.manaai@gmail.com](mailto:daniel.manaai@gmail.com)  
Submitted on: 2/11/2012

**Comments:**

Please stop the red tape and support the restoration of Hawaiian fishponds!



## galuteria1 - Davis

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Sunday, February 12, 2012 1:52 PM  
**To:** HWN Testimony  
**Cc:** puna\_moku@hotmail.com  
**Subject:** Testimony for SB3023 on 2/13/2012 3:00:00 PM

Testimony for HWN/AGL 2/13/2012 3:00:00 PM SB3023

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Cheryl Lovell-Obatake  
Organization: Individual  
E-mail: [puna\\_moku@hotmail.com](mailto:puna_moku@hotmail.com)  
Submitted on: 2/12/2012

Comments:  
Aloha e Introducers,

The following is where I am from:  
<http://www.hawaii.edu/environment/ainakumuwai/index.htm> - Niunalu and Nawiliwili.

My ohana have several kuleana aina in the above areas I mentioned, re: The mahele awards. Indeed I am kanaka. Kuleana owners maintained the rights to fish in their ahupua'a. My grandfather born 1893 reminded me of those rights and often reminded foreign western real estate buyers.

Alekoko Fishpond - I was 8 yrs. old that I accompanied my uncles to help maintain the rockwalls of the fishpond. My job was to pull the invasive mangrove seeds out of the rockwalls. Today they are like giant trees in the rockwall. The person that purchased Alekoko did nothing to improve Alekoko and the natural resources. He was Japanese and he has expired. His heirs are doing nothing to restore it, infact they are trying to sell it. Upperland developments (Grove Farm) are also negative contributors of drainage ways entering into Huleia Stream and Alekoko. The DOT Harbors Division built the Nawiliwili Small Boat Harbor and blocked much of the ocean tide to reach Alekoko. Big ships, tugs barges - turbulence added sediments to the floors of the harbor. The state has done nothing to vaccum the harbor floor. It was discussed in the 2010 master plan. We got NADAS! My tutu man is probably roaring in his grave.

## galuteria1 - Davis

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Sunday, February 12, 2012 2:10 PM  
**To:** HWN Testimony  
**Cc:** cynazara@gmail.com  
**Subject:** Testimony for SB3023 on 2/13/2012 3:00:00 PM

Testimony for HWN/AGL 2/13/2012 3:00:00 PM SB3023

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Cynthia Nazara  
Organization: Individual  
E-mail: [cynazara@gmail.com](mailto:cynazara@gmail.com)  
Submitted on: 2/12/2012

### Comments:

I am an cultural heir to Kaloko Pond at Kaloko-Honokohau NPS on the Island of Hawaii. My great grandfather was the caretaker of this pond and my mother and her siblings were all brought up in the ways of how to malama this pond not only for themselves but for many of the people for sustenance. I have been working with a group to futher educate this way of sustenance. So that the people in this generation will also be able to acquire this knowledge that should be passed down for all. Like many of the education programs, this also becomes a way of living. We cannot all become doctors but we can certainly learn to be self-sufficent in the ways of life.

CHARLES FLAHERTY IN **SUPPORT** OF SENATE BILL 3023, RELATING TO  
LAND USE, BEFORE THE HOUSE COMMITTEES ON WATER, LAND & OCEAN  
RESOURCES AND HAWAIIAN AFFAIRS

February 12, 2012

Aloha Chair Chang, Chair Hanohano, and Members of the Committees:

I support SB 3023 to streamline Hawaiian fishpond (loko i'a) permitting while encouraging Native Hawaiian sustainable economic development of loko i'a.

Hawaii Revised Statutes, the Hawaii Supreme Court, and Article XII of the Hawaii State Constitution have declared that government agencies have an affirmative duty to protect Native Hawaiian rights customarily and traditionally exercised for subsistence, cultural, and religious purposes. The easing of restrictions on Hawaiian fishpond usage and restoration will help to fulfill this duty.

Hawaiian fishponds were once part of a sustainable food system that fed over a million Hawaiians. Now, they languish unrepaired while the State focuses on offshore factory farms.

Currently, to lease and restore the loko i'a requires a convoluted application process and includes up to 17 permits. The process can take several years and is highly cost-prohibitive for Native Hawaiian small businesses and/or cultural organizations. This bill would also allow Native Hawaiians and Native Hawaiian organizations to lease Hawaiian fishponds for commercial purposes (ie: to sell the fish they raise or to create work exchange for fish programs). The current statute forbids DLNR to lease the ponds for commercial purposes. That means that most Hawaiian fishponds lie in disrepair because the extensive work to permit and rebuild cannot be offset by fish sales or work exchange for fish programs.

If a family business or community organization can receive benefits from their work associated with Hawaiian fishponds, they will more fully commit to the restoration and maintenance of one of Hawaii's cultural treasures. And the public benefits from increased access to sustainably grown local fish.

Mahalo,  
Charles Flaherty

## galuteria1 - Davis

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Sunday, February 12, 2012 2:52 PM  
**To:** HWN Testimony  
**Cc:** pomroys001@hawaii.rr.com  
**Subject:** Testimony for SB3023 on 2/13/2012 3:00:00 PM

Testimony for HWN/AGL 2/13/2012 3:00:00 PM SB3023

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Sharon Pomroy  
Organization: Individual  
E-mail: [pomroys001@hawaii.rr.com](mailto:pomroys001@hawaii.rr.com)  
Submitted on: 2/12/2012

**Comments:**

The resource and benefits of loko ia are far more important to our community than most people realize. They can feed us and also serves as a hatchery for the fish that are harvested by us.

More value should be given to historical fish ponds such as the one on Huleia river bank on Kauai known as Alekoko, Menehune Fishpond. It's fall into massive disrepair should be stopped in spite of the landowners complete disregard for Alekoko. The community should be allowed to restore it to working order. pau, Sharon Pomroy

**galuteria1 - Davis**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Sunday, February 12, 2012 4:15 PM  
**To:** HWN Testimony  
**Cc:** palmtree7@earthlink.net  
**Subject:** Testimony for SB3023 on 2/13/2012 3:00:00 PM

Testimony for HWN/AGL 2/13/2012 3:00:00 PM SB3023

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: janice palma-glennie  
Organization: Individual  
E-mail: [palmtree7@earthlink.net](mailto:palmtree7@earthlink.net)  
Submitted on: 2/12/2012

Comments:

## **galuteria1 - Davis**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Sunday, February 12, 2012 5:52 PM  
**To:** HWN Testimony  
**Cc:** info@maunaluafishpondheritage.com  
**Subject:** Testimony for SB3023 on 2/13/2012 3:00:00 PM  
**Attachments:** Testimony in Support of SB3023-HWN-AGL.doc

Testimony for HWN/AGL 2/13/2012 3:00:00 PM SB3023

Conference room: 224

Testifier position: Support

Testifier will be present: Yes

Submitted by: Chris Cramer

Organization:

E-mail: [info@maunaluafishpondheritage.com](mailto:info@maunaluafishpondheritage.com) Submitted on: 2/12/2012

Comments:

Attached is a list of the many costly permits currently needed to restore a Hawaiian fishpond.

**galuteria1 - Davis**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Sunday, February 12, 2012 6:34 PM  
**To:** HWN Testimony  
**Cc:** Dbonita3@hotmail.com  
**Subject:** Testimony for SB3023 on 2/13/2012 3:00:00 PM

Testimony for HWN/AGL 2/13/2012 3:00:00 PM SB3023

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Dani ho  
Organization: Individual  
E-mail: [Dbonita3@hotmail.com](mailto:Dbonita3@hotmail.com)  
Submitted on: 2/12/2012

Comments:

**galuteria1 - Davis**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Sunday, February 12, 2012 8:46 PM  
**To:** HWN Testimony  
**Cc:** crystalkpaul@yahoo.com  
**Subject:** Testimony for SB3023 on 2/13/2012 3:00:00 PM

Testimony for HWN/AGL 2/13/2012 3:00:00 PM SB3023

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Crystal Kia Paul  
Organization: Individual  
E-mail: [crystalkpaul@yahoo.com](mailto:crystalkpaul@yahoo.com)  
Submitted on: 2/12/2012

Comments:



**galuteria1 - Davis**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Sunday, February 12, 2012 9:14 PM  
**To:** HWN Testimony  
**Cc:** pinky@lava.net  
**Subject:** Testimony for SB3023 on 2/13/2012 3:00:00 PM

Testimony for HWN/AGL 2/13/2012 3:00:00 PM SB3023

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Laura Thompson  
Organization: Individual  
E-mail: [pinky@lava.net](mailto:pinky@lava.net)  
Submitted on: 2/12/2012

Comments:  
Makes good sense!!!

Imua!!

Mahalo and aloha

**galuteria1 - Davis**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Monday, February 13, 2012 6:40 AM  
**To:** HWN Testimony  
**Cc:** tylerandnani@hawaii.rr.com  
**Subject:** Testimony for SB3023 on 2/13/2012 3:00:00 PM

Testimony for HWN/AGL 2/13/2012 3:00:00 PM SB3023

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: tyler paikuli-campbell  
Organization: Individual  
E-mail: [tylerandnani@hawaii.rr.com](mailto:tylerandnani@hawaii.rr.com)  
Submitted on: 2/13/2012

**Comments:**

I support the streamlining and facilitation of the permitting process for the restoration of Hawaiian fishponds (loko i`a). Commercial use of these fishponds should be allowed if the applicant is a lineal or cultural descendant of Native Hawaiians or a Native Hawaiian Organization. The definition of "mariculture" for Chapters 171 and 190D, Hawaii Revised Statutes, should also be amended to exclude Hawaiian fishponds from certain lease provisions.

## galuteria1 - Davis

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Monday, February 13, 2012 10:26 AM  
**To:** HWN Testimony  
**Cc:** rittew@hotmail.com  
**Subject:** Testimony for SB3023 on 2/13/2012 3:00:00 PM

Testimony for HWN/AGL 2/13/2012 3:00:00 PM SB3023

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Walter Ritte  
Organization: Individual  
E-mail: [rittew@hotmail.com](mailto:rittew@hotmail.com)  
Submitted on: 2/13/2012

**Comments:**

I am in strong support of this Bill. Food security for Hawaii needs to include our ability to grow food sustainably in our Muliwai or estuaries. Our fishponds are the only existing "private property" existing below the high water mark along our shore lines in Hawaii. Walter Ritte