

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [WAM Testimony](#)  
**Cc:** [info@schha.com](mailto:info@schha.com)  
**Subject:** Testimony for SB3053 on 2/28/2012 9:00:00 AM  
**Date:** Monday, February 27, 2012 11:33:29 PM

---

Testimony for WAM 2/28/2012 9:00:00 AM SB3053

Conference room: 211  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Annie Au Hoon, President  
Organization: Individual  
E-mail: [info@schha.com](mailto:info@schha.com)  
Submitted on: 2/27/2012

Comments:

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [WAM Testimony](#)  
**Cc:** [info@schha.com](mailto:info@schha.com)  
**Subject:** Testimony for SB3053 on 2/28/2012 9:00:00 AM  
**Date:** Monday, February 27, 2012 11:44:56 PM

---

Testimony for WAM 2/28/2012 9:00:00 AM SB3053

Conference room: 211  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Beatrice Hew Len, Secretary  
Organization: Mokupuni O Oahu, SCHHA  
E-mail: [info@schha.com](mailto:info@schha.com)  
Submitted on: 2/27/2012

Comments:

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [WAM Testimony](#)  
**Cc:** [puna\\_moku@hotmail.com](mailto:puna_moku@hotmail.com)  
**Subject:** Testimony for SB3053 on 2/28/2012 9:00:00 AM  
**Date:** Monday, February 27, 2012 9:39:01 PM

---

Testimony for WAM 2/28/2012 9:00:00 AM SB3053

Conference room: 211  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Cheryl Lovell-Obatake  
Organization: AHA MOKU, Puna, Kaua'i  
E-mail: [puna\\_moku@hotmail.com](mailto:puna_moku@hotmail.com)  
Submitted on: 2/27/2012

Comments:  
Aloha e Senators,

My name is Cheryl Lovell-Obatake. I reside on ancestral land (kuleana aina, L.C.Aw.,Royal Patent) at Nawiliwili, Puna, Kaua'i.

I support SB 3053 with strong reservations:

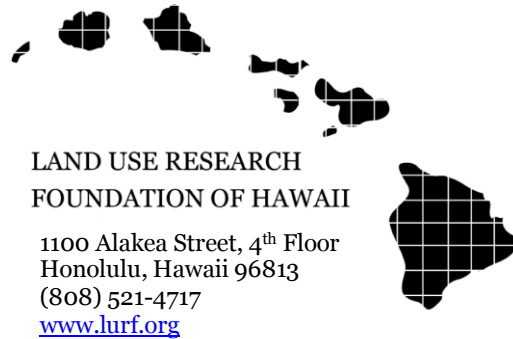
Pg. 7 No. 4 underlined - "sustaining the State's marine, land, cultural, ag. and natural resources." Water is not mentioned. Check permits and data with the Commission on Water Resource Management such as ground water, surface water, instream flow standards, and water management areas.

I served on the Kauai/Niihau Islands Burial Council 1992-2000. I was nominated by my uncle Gabriel I. 1998,1999 to June 2000 I chaired the council. I have observed the changes and administrative discrepancies after my term. Meeting notices, meeting minutes, and case materials were not timely. Orientation and workshops for new council members were not consistent. This is an administrative problem.

It is worse now. SHPD is failing and they have not hired an archaeologist for Kauai and SHPD has all of Kauai's historical records on Oahu.  
SHPD must re-instate Nancy McMahan.

Please consider my testimony. Mahalo in advance.

Cheryl Lovell-Obatake



February 27, 2012

Senator David Y. Ige, Chair  
Senator Michelle N. Kidani, Vice Chair  
Senate Committee on Ways and Means

**Support and Comments to the current form of SB 3053, SD1 Aha Moku Advisory Committee (Establishes Aha Moku Advisory Committee within OHA; which may advise the BLNR Chairperson; appropriates \$153,000 for necessary expenses, including travel and hiring an executive director)**

**Tuesday, February 28, 2012, 9:00 a.m., in Senate Conference Room 211**

My name is Dave Arakawa, and I am the Executive Director of the Land Use Research Foundation of Hawaii (LURF), a private, non-profit research and trade association whose members include major Hawaii landowners, developers and a utility company. One of LURF's missions is to advocate for reasonable, rational and equitable land use planning, legislation and regulations that encourage well-planned economic growth and development, while safeguarding Hawaii's significant natural and cultural resources and public health and safety.

LURF appreciates the opportunity to explain our support for the current SD1 form of this bill

**SB 3053, SD1.** This bill establishes an Aha Moku Advisory Committee within the Office of Hawaiian Affairs ("OHA") which may advise the Board of Land and Natural Resources ("BLNR") Chair in carrying out the purposes of Hawaii Revised Statutes ("HRS") Chapter 171; also establishes a quorum requirement for island burial councils; and makes an appropriation.

**LURF's Position.** LURF supports the SB 3053, SD1, and recommends that some additional funding be provided to OHA to incorporate the concept of the Aha Moku Advisory Committee into OHA's their existing programs.

**Background.** Previously, LURF supported the intent of the original HB 3053, however, we opposed the original version of HB 3053. The first major concern was that the original version of SB 3053 would have the effect of creating and favoring a special class, and providing favorable treatment, special rights and privileges, including monetary reimbursement payments, only to one special interest group, thereby rendering the measure and unconstitutional "Special Law"; that such a law would also violate the equal protection clause, due process and free speech rights of the U.S. ; that the original version of the bill may violate the separation of powers doctrine; and that the original version would create a "quasi-private entity funded by taxpayers with none of the necessary statutory and administrative requirements."

For the above reasons, at earlier Committee hearings with the Senate Hawaiian Affairs Committee and the Water, Land, and Housing Committee, LURF recommended amendments which would either:

- (a) Place the Aha Moku Advisory Committee within the OHA, perhaps as part of the existing OHA Hui 'Imi Advisory Council, which could allow the opportunity for more funding for this advisory body, or
- (b) Create the Aha Moku Advisory Committee within DLNR; and at the same time, also create other "advisory committees" within DLNR to advise the BLNR Chair, and afford each advisory committee comprised of special interest groups who are directly affected by BLNR's actions relating to HRS Chapter 171, including, but not limited to special interest groups in the areas of agriculture, ranching, aquaculture, fishing, hunting, water use, land use, tourism, housing, education, business, military, renewable energy, sustainability, genetic modification, high technology and climate change. These other advisory committees within DLNR should have the same rights, privileges and \$153,000 in State appropriations as the Aha Moku Advisory Committee.

**Instead of creating a new Aha Moku Advisory Committee within DLNR, which may result in a duplication of efforts, or conflict with OHA and its Hui 'Imi Advisory Council –perhaps the best place for the Aha Moku Advisory Committee might be within OHA.** Pursuant to HRS §10-3, OHA serves as "the principle public agency in the State responsible for the performance, development, and coordination of programs and activities relating to Native Hawaiians and Hawaiians." Also, OHA's purposes includes, "Assessing the policies and practices of other agencies impacting on native Hawaiians and Hawaiians, and conducting advocacy efforts for Native Hawaiians and Hawaiians." HRS §10-3(4).

In fact, the efforts to create an Aha Moku Advisory Committee are very similar to the background of OHA's current Hui 'Imi Advisory Council.

OHA's Hui 'Imi Advisory Council can be traced back to the adoption of SCR 106, SD1 (1989), which called for the creation of a task force to examine the provision of services to Hawaiians...and make findings and recommendations concerning the coordination of public and private services available to Hawaiians in the areas of education, economic development, housing, employment, medicine, law, cultural issues, and social service issues." The Task Force, composed of eighteen public and private sector groups, was named the Hui `Imi Task Force for Hawaiian Services ("Task Force"). In 1991, the Task Force delivered to the legislature its report volumes I and II, which included its findings and thirty-nine recommendations, at which time the formal legislative authorization of the Task Force ended. Nevertheless, the dedicated members of the Task Force continued to work together informally to address a variety of issues relating to the delivery of social services to Native Hawaiians.

In 1997, the Legislature passed Act 376, which temporarily reauthorized the Task Force as the "Hui `Imi Advisory Council," and placed it within the Department of Accounting and General Services for administrative purposes only. Act 376 (1997) specifically provided that "Members shall serve without compensation and without reimbursement for expense, including travel expenses, necessary for the performance of their duties."

In 2003, pursuant to Act 42, the Legislature found that the work of the Hui `Imi Advisory Council was a valuable resource to the State and the Native Hawaiian community, by serving as

a forum in which ideas and concerns relating to human services issues important to Hawaiians may be expressed and shared among the public and private agencies involved in the delivery of those services to the native Hawaiian community. Accordingly, Act 42 (2003) made the Hui 'Imi Advisory Council permanent and placed it within OHA for administrative purposes only. Pursuant to HRS §10-18, the Hui 'Imi Advisory Council serves "as a liaison between public and private entities serving the Hawaiian community in the planning and development of collaborative public and private endeavors."

**Conclusion.** As noted above, the proposed Aha Moku Advisory Committee is consistent with the statutory purpose and responsibilities of OHA and its Hui 'Imi Advisory Council. Thus, the creation of the Aha Moku Advisory Committee within DLNR may be duplicative with, or maybe even in conflict with OHA and its Hui 'Imi Advisory Council. Given the possible duplication, conflict and fiscal challenges, perhaps the most prudent recommendation would be for the proposed Aha Moku Advisory Committee to be placed within OHA, either as part of the Hui 'Imi Advisory Council, or as a separate advisory body.

Thank you for your consideration, and the opportunity to present LURF's comments, concerns, support and suggested amendments relating to this measure.

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [WAM Testimony](#)  
**Cc:** [earyder@gmail.com](mailto:earyder@gmail.com)  
**Subject:** Testimony for SB3053 on 2/28/2012 9:00:00 AM  
**Date:** Monday, February 27, 2012 3:43:59 PM

---

Testimony for WAM 2/28/2012 9:00:00 AM SB3053

Conference room: 211  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Elsie Ryder  
Organization: Individual  
E-mail: [earyder@gmail.com](mailto:earyder@gmail.com)  
Submitted on: 2/27/2012

Comments:  
I support Aha Moku to continue with DLNR.

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [WAM Testimony](#)  
**Cc:** [info@schha.com](mailto:info@schha.com)  
**Subject:** Testimony for SB3053 on 2/28/2012 9:00:00 AM  
**Date:** Monday, February 27, 2012 11:44:34 PM

---

Testimony for WAM 2/28/2012 9:00:00 AM SB3053

Conference room: 211  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Herbert Hew Len, President  
Organization: Waianae Kai Homestead Community Assn, SCHHA  
E-mail: [info@schha.com](mailto:info@schha.com)  
Submitted on: 2/27/2012

Comments:



**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [WAM Testimony](#)  
**Cc:** [info@schha.com](mailto:info@schha.com)  
**Subject:** Testimony for SB3053 on 2/28/2012 9:00:00 AM  
**Date:** Monday, February 27, 2012 11:33:05 PM

---

Testimony for WAM 2/28/2012 9:00:00 AM SB3053

Conference room: 211  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Kamaki Kanahale, Chairman  
Organization: Individual  
E-mail: [info@schha.com](mailto:info@schha.com)  
Submitted on: 2/27/2012

Comments:

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [WAM Testimony](#)  
**Cc:** [info@schha.com](mailto:info@schha.com)  
**Subject:** Testimony for SB3053 on 2/28/2012 9:00:00 AM  
**Date:** Monday, February 27, 2012 11:45:17 PM

---

Testimony for WAM 2/28/2012 9:00:00 AM SB3053

Conference room: 211  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Kimo Kelii, Vice President  
Organization: Nanakuli Hawaiian Homestead Community Assn., SCHHA  
E-mail: [info@schha.com](mailto:info@schha.com)  
Submitted on: 2/27/2012

Comments:

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [WAM Testimony](#)  
**Cc:** [info@schha.com](mailto:info@schha.com)  
**Subject:** Testimony for SB3053 on 2/28/2012 9:00:00 AM  
**Date:** Monday, February 27, 2012 11:32:43 PM

---

Testimony for WAM 2/28/2012 9:00:00 AM SB3053

Conference room: 211  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Mike Kahikina, Legislative Chairman  
Organization: Individual  
E-mail: [info@schha.com](mailto:info@schha.com)  
Submitted on: 2/27/2012

Comments:



**SB3053 SD1**  
**RELATING TO NATIVE HAWAIIANS**  
Senate Committee on Ways and Means

February 28, 2012

9:00 a.m.

Room: 211

---

The Office of Hawaiian Affairs (OHA) **OPPOSES** SB3053 SD1 because it would establish the ‘Aha Moku Advisory Committee within OHA.

On February 16, 2012, the OHA Board of Trustees adopted a policy to “take a position of Oppose on any legislative measure that places an entity into OHA, or that requires an OHA funding allocation, without prior consultation with, and approval by, the Board of Trustees.”

In recent years, we have seen an increase in the number of measures introduced by legislators – often without advance consultation with OHA – that require OHA funding or place entities administratively within OHA, or both.

OHA currently funds a number of state commissions and task forces, including the Native Hawaiian Roll Commission, the Taro Security and Purity Task Force and the Criminal Justice Task Force. Cumulatively, OHA expends hundreds of thousands of dollars to finance these state entities. OHA has a responsibility to commit its financial and human resources to furthering its statutory mandate of bettering the conditions of Native Hawaiians. Before committing our resources to any legislative initiative, the OHA Board of Trustees needs the opportunity to weigh the costs and benefits to OHA’s beneficiaries.

Our opposition to SB3053 SD1 is based solely on the bill’s financial impacts to OHA, and not on the merits of the ‘Aha Moku Advisory Committee. OHA currently supports HB2806, which establishes the ‘Aha Moku Advisory Committee within the Department of Land and Natural Resources (DLNR). We believe the creation of the committee would empower Native Hawaiians to participate in the management of Hawai’i’s natural, cultural, and historical resources and would also aid the State in making better resource management decisions.

SB3053 SD1 also addresses the meeting quorum issues that have reportedly prevented several island burial councils from meeting and conducting business. SB3053 SD1 addresses this issue by establishing the quorum for island burial council meetings as the number of councilmembers present at the scheduled start of any meeting.

Please note that OHA facilitated a meeting of island burial council representatives and interested community members to discuss a separate measure (SB2854) that proposed to address the same issue by consolidating the five existing island burial councils into one statewide burial council. The meeting was held on February 24, 2012, with representatives of all five island burial councils in attendance.

On February 27, 2012, OHA Interim Chief Executive Officer Richard Pezzulo sent a letter to the leadership of the Senate Committee on Hawaiian Affairs detailing the discussions of the February 24 meeting and our plans moving forward. Please find attached the February 27 letter, as well as the resolution signed by all five island burial councils requesting that the Legislature “reject” measures being considered this year that would amend Chapter 6E, Hawaii Revised Statutes, because “there has been no consultation with the Burial Councils and the Hawaiian community on actions that are needed to address current concerns and strengthen our burial law and Councils.” The resolution also requested OHA’s support to facilitate further consultation among the councils and the Hawaiian community to develop proposed legislation for the 2013 Legislative Session to address critical island burial council issues, including but not limited to quorum, composition, and enforcement.

OHA is currently developing a plan of action that will, to the extent feasible, facilitate the broader discussion that has been requested.

OHA urges your committee to HOLD SB3053 SD1. Mahalo for the opportunity to testify on this measure.



**STATE OF HAWAII**  
**OFFICE OF HAWAIIAN AFFAIRS**  
711 KAPI'OLANI BOULEVARD, SUITE 500  
HONOLULU, HAWAII 96813

February 27, 2012

Senator Brickwood Galuteria, Chair,  
Senator Pohai Ryan, Vice Chair and  
Members of the Senate Committee on Hawaiian Affairs  
415 South Beretania Street  
Honolulu, Hawai'i 96813

**Re: Island Burial Council Representatives Meeting**

Aloha e Chair Galuteria, Vice Chair Ryan and Members of the Senate Committee on Hawaiian Affairs,

At the request of our beneficiaries, the Office of Hawaiian Affairs (OHA) facilitated a meeting of Island Burial Council representatives and interested community members to discuss concerns relative to S.B. 2854 which proposes to consolidate the five existing Island Burial Councils into a single Statewide Island Burial Council as a means to *address long-standing quorum issues*. This meeting was held on February 24, 2012 with representatives of all five (5) Island Burial Councils in attendance.

While OHA recognizes that there are many stakeholders who were unable to attend the meeting on February 24, 2012, those who were in attendance support the attached resolution which we respectfully transmit to the Senate Committee on Hawaiian Affairs for consideration. In addition to establishing a position on any legislation introduced during the 2012 Legislative Session which involves proposed amendments to Chapter 6E, Hawaii Revised Statutes, this resolution also requests additional support from OHA to facilitate broader discussion with Island Burial Councils, the Hawaiian community and interested stakeholders over the next year to develop an appropriate course of action to address the long standing and complex issues facing Island Burial Councils. OHA is currently developing a plan of action which will to the extent possible, facilitate the broader discussion which has been requested and identify immediate, interim and long range solutions based on input from the Hawaiian community and stakeholders.

An immediate step OHA hopes to take in the days to come is to work with the Department of Land and Natural Resources and the Office of the Governor-Boards and Commissions to see that any qualified applicants interested in serving on island burial councils with vacancies are duly considered and that any current representatives on Island Burial Councils whose terms may have expired continue serving as a "holdover" to the extent permitted by law.

OHA stands prepared to work in a collaborative effort with all parties who have an interest in this most important matter so that Island Burial Councils receive the support they require in order to fulfill their tremendous kuleana of determining the appropriate treatment for iwi kūpuna throughout Hawai'i nei. Mahalo for your consideration and thank you for your continued support.

'O wau iho nō me ka 'oia'i'o,



Richard Pezzulo  
Interim Chief Executive Officer

RP:kl

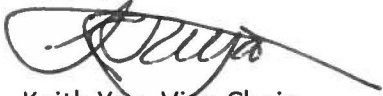
Attachments (1): February 24, 2012 Resolution

C: OHA- Board of Trustees  
Representative Faye P. Hanohano, Chair, Chris Lee, Vice Chair and Members of the  
House Committee on Hawaiian Affairs  
William Aila, Jr., Chairman, Department of Land and Natural Resources  
Guy Kaulukukui, Deputy Director- Department of Land and Natural Resources  
Pua Aiu, Administrator, State Historic Preservation Division  
Office of the Governor-Boards and Commissions

Be it resolved by the leadership of the Island Burial Councils from Kaua'i/Ni'ihau, O'ahu, Moloka'i, Maui/Lāna'i, and Hawai'i Island, as well as community members present on February 24, 2012 that we ask the Legislature to reject SB 2854, HB2592, and/or any other bills or portions thereof (e.g. SB3053 SD1) that would amend the Burial Law (HRS 6E) during the 2012 Legislative Session, because there has been no consultation with the Burial Councils and the Hawaiian community on the actions that are needed to address current concerns and strengthen our burial law and Councils. With the support from the Office of Hawaiian Affairs and others, we are in the process to continue over the next year to consult within the Councils and the Hawaiian community to identify the critical issues (including but not limited to quorum, composition, enforcement) that should be addressed, and shall propose legislation for the 2013 session.



Kunane Aipoalani, Chair  
Kaua'i/Ni'ihau Island Burial Council



Keith Yap, Vice-Chair  
Kaua'i/Ni'ihau Island Burial Council



Ke'eaumoku Kapu, Chair  
Maui/Lāna'i Island Burial Council

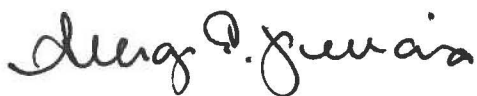
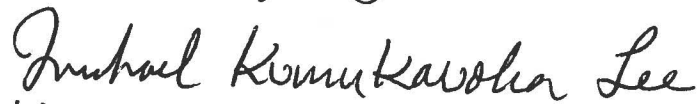


Scott Fisher, Vice-Chair  
Maui/Lāna'i Island Burial Council



Miki'ala Pescaia, Chair  
Moloka'i Island Burial Council



KATHU of Royal Iwi of Waipouli Ewa



Hinaleimoana Kalu, Chair  
O'ahu Island Burial Council



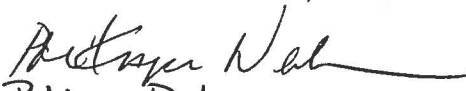
Jonathan Scheuer, Vice Chair  
O'ahu Island Burial Council



Kimo Lee, Chair  
Hawai'i Island Burial Council



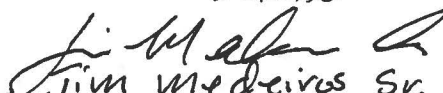
Charles Young, Vice-Chair  
Hawai'i Island Burial Council



Palikapu Dedman  
President Pele Defense Fund



Terri L. Napuehi  
V.P. Pele Defense Fund



Jim Medeiros Sr.  
CEO Protect Keopuka Ohana



**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [WAM Testimony](#)  
**Cc:** [Fishingready@gmail.com](mailto:Fishingready@gmail.com)  
**Subject:** Testimony for SB3053 on 2/28/2012 9:00:00 AM  
**Date:** Monday, February 27, 2012 8:26:31 PM

---

Testimony for WAM 2/28/2012 9:00:00 AM SB3053

Conference room: 211  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Ronald Tam  
Organization: Individual  
E-mail: [Fishingready@gmail.com](mailto:Fishingready@gmail.com)  
Submitted on: 2/27/2012

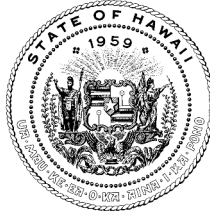
Comments:  
Senator Ige, Senator Kidani, committee members:

Thank you for this opportunity to testify.

As a senior citizen and life-long resident of Hawaii, I recognize the value of establishing the Aha Moku Advisory Committee. However, placing the Committee within the Office of Hawaiian Affairs, I believe, is counter to the intent of the establishment of the Committee. The Advisory Committee, as an element of the Department of Land and Natural Resources (DLNR), will better represent all peoples of Hawaii in the furthering of generational and traditional knowledge to manage our natural resources. Additionally, I support the DLNR recommendation that the proposed legislation be amended to require "...a trial period, its duration sufficient to provide a review, audit, and evaluation in order to assess the need for its (the advisory committee) continuance."

Thank you for considering my testimony.

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 Committee on  
WAYS AND MEANS**

**Tuesday, February 28, 2012  
9:00 AM  
State Capitol, Conference Room 211**

**In consideration of  
SENATE BILL 3053, SENATE DRAFT 1  
RELATING TO NATIVE HAWAIIANS**

Senate Bill 3053, Senate Draft 1 proposes to: 1) Create an aha moku advisory committee within the Office of Hawaiian Affairs (OHA) to advise the chairperson of the Board of Trustees of OHA on matters related to land and natural resources management through the aha moku system; and 2) Facilitate island burial council meetings and business by establishing a reduced quorum requirement for island burial council meetings. The Department of Land and Natural Resources (Department) supports this measure and offers the following comments with regard to PART II dealing with Island Burial Councils.

The purpose of Section 6E-43, Hawaii Revised Statutes (HRS), is to ensure that Native Hawaiians and landowners have a forum to discuss and voice their opinions on the treatment of burials on their respective island. However, lack of quorum, particularly difficulty in getting large landowner representation on small islands, has hindered the ability of island burial councils to meet. PART II of this measure proposes that "the members present at the scheduled start time of any meeting shall constitute a quorum to do business."

The Department supports this proposed language which clarifies the definition of what constitutes a quorum, and allows a burial council meeting and business to be conducted without regard to ratio requirements proscribed in Section 6E-43.5(b), HRS, for development and large property owner burial council representatives attending a meeting, as long as any member of the respective burial council is present at that meeting.

**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

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [WAM Testimony](#)  
**Cc:** [kaimikaua@hawaii.rr.com](mailto:kaimikaua@hawaii.rr.com)  
**Subject:** Testimony for SB3053 on 2/28/2012 9:00:00 AM  
**Date:** Monday, February 27, 2012 4:19:08 PM

---

Testimony for WAM 2/28/2012 9:00:00 AM SB3053

Conference room: 211  
Testifier position: Comments Only  
Testifier will be present: No  
Submitted by: A Ka'oi Kaimikaua  
Organization: Individual  
E-mail: [kaimikaua@hawaii.rr.com](mailto:kaimikaua@hawaii.rr.com)  
Submitted on: 2/27/2012

Comments:

To the committees of HWN (Senate Committee on Hawaiian Affairs) and WLH (Senate Committee on Water, Land and Housing), I strongly oppose to have the Aha Moku Advisory Committee to the Office of Hawaiian Affairs and to attached the Bury Council bill to the Aha Moku Bill. People testifying against the burial council bill could cause the Aha Moku Bill to fail. OHA is not the proper place for the Aha Moku Council. The bill is about the traditional resource management system being used to benefit all of Hawaii, the Aha Moku Advisory Committee is not a "Hawaiian issue." We have broad base support for the program. So, first thing is to get SB3053 out of committee and to the floor for a vote, BUT, put the committee back into DLNR where it rightfully belongs AND separate the burial council issue from SB3053 so that both issues can succeed or fail on their own merits. OHA is not prepared to take oversight although they are very supportive of the aha moku system. "The bill is about the traditional resource management system being used to benefit all of Hawaii, it is not a "Hawaiian issue." It was always intended to be a part of the Hawaii State System. We rely on the past of our ancestors for the wisdom they possessed, the present to live and continue to manage the resources in a pono manner for the future to come forth, of those yet unborn that they too will be able to live the Hawaiian way of life in these islands. Mahalo for your consideration. Mrs. Ka'oi Ka'imikaua