From:

Sent:

To:

Subject:

Attachments:

Mahealani Cypher [malamapono@aol.com]
Tuesday, March 13, 2012 7:48 PM
HAWtestimony
SB3053,SD2, Relating to Native Hawaiians - Support
sb3053sd2 - support - oahu council-mar 14 2012.pdf; testimony-support-sb3053sd2 - leialoha kaluhiwadocx.pdf



O'ahu Council Association of Hawaiian Civic Clubs P. O. Box 664 Kane'ohe, HI 96744

March 14, 2012



Rep. Faye Hanohano, Chair And Members Committee on Hawaiian Affairs

Re: Testimony in Support of S.B. 3053, S.D.2, Relating to Native Hawaiians

Aloha Chair Hanohano and Members:

On behalf of the O'ahu Council, Association of Hawaiian Civic Clubs, we testify in support of Senate Bill 3053, Senate Draft 2, which would establish an Aha Moku advisory committee within the Office of Hawaiian Affairs.

While we respect the Senate's desires to place this proposed new entity within OHA, we feel it may be advisable to consider, instead, placing it within the Department of Land and Natural Resources. OHA is already a strong advocate for policies, rules and regulations that recognize and honor Native Hawaiian cultural practices. This committee would, in effect, be "preaching to the choir" if it is advisory to OHA.

However, if it is placed within DLNR, the guidance of our cultural practitioners would certainly benefit and educate policy-makers about how our people wisely managed our natural and cultural resources. They would have the opportunity of working from within the department of land and natural resources, collaborating as colleagues with the staff of DLNR, advocating for the integrating of Hawaiian thinking into rule-making that guides the actions and enforcement of that department.

We strongly urge passage of this bill, and hope that you will consider amending the language to replace OHA with DLNR as the agency to which it will serve as advisory.

Mahalo for this opportunity to offer our mana'o.

Me kealoha pumehana,

MAHEALANI CYPHER

Makealani Cypher

Pelekikena

O`ahu Council-Association of Hawaiian Civic Clubs

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.



O'ahu Council Association of Hawaiian Civic Clubs P. O. Box 664 Kane'ohe, HI 96744



March 14, 2012

TO:

Representative Faye Hanohano, Chair

Representative Chris Lee, Vice Chair

FROM:

Leialoha "Rocky" Kaluhiwa

Aha Moku Community Liaison

O'ahu Council, Association of Hawaiian Civic Clubs

SUBJECT:

Support for S.B. 3053, S.D.2, Relating to Native Hawaiians

Aloha mai kakou!

I wish to offer my strong support for passage of Senate Bill 3053, S.D.2, Relating to Native Hawaiians.

As a cultural practitioner and one who deals with many other practitioners in my community work, I have long been concerned about some of the rules and regulations governing natural and cultural resources here in our islands. Sometimes, they just don't make sense. For example, we frequently see a complete ban on the gathering of certain types of Hawaiian sea food – shellfish or other items that we were formerly allowed to gather and no longer can.

We understand the need to protect our Hawaiian species, but total and permanent bans on gathering these things are really impractical.

Our people thrived under the Hawaiian kapu system, where certain sea life or other resources could not be gathered if the supply was dwindling. A kapu was placed, but only temporarily. When it was plentiful again, the kapu was lifted and we could once again gather. We also knew the seasons for gathering, and would avoid taking certain kinds of fish or sea life.

The agency with primary responsibility for protecting our natural resources, both on land and at sea, is the Department of Land and Natural Resources. Perhaps this committee might consider amending the language of this bill to place this Native Hawaiian advisory committee under DLNR instead of OHA. DLNR makes and enforces most of the rules governing natural and cultural resources, so it would make better sense to have this group advising DLNR.

Mahalo for allowing me to offer my testimony. Please pass this bill.

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From: Sent: mailinglist@capitol.hawaii.gov Tuesday, March 13, 2012 7:49 PM

To: Cc: HAWtestimony

Subject:

malamapono@aol.com Testimony for SB3053 on 3/14/2012 8:45:00 AM LATE TESTIMONY

Testimony for HAW 3/14/2012 8:45:00 AM SB3053

Conference room: 329

Testifier position: Support Testifier will be present: No Submitted by: Mahealani Cypher

Organization: Oahu Council-Assn of Hawaiian Civic Clubs

E-mail: malamapono@aol.com
Submitted on: 3/13/2012

From: Sent: mailinglist@capitol.hawaii.gov Tuesday, March 13, 2012 7:50 PM

To:

HAWtestimony

Cc:

rockyfromheeia@aol.com

Subject:

Testimony for SB3053 on 3/14/2012 8:45:00 AM

Attachments:

testimony-support-sb3053sd2 - leialoha kaluhiwadocx.pdf

LATE TESTIMONY

Testimony for HAW 3/14/2012 8:45:00 AM SB3053

Conference room: 329

Testifier position: Support Testifier will be present: No Submitted by: Leialoha Kaluhiwa Organization: Aha Moku Practitioners

E-mail: rockyfromheeia@aol.com

Submitted on: 3/13/2012



O'ahu Council Association of Hawaiian Civic Clubs P. O. Box 664 Kane'ohe, HI 96744

March 14, 2012

LATE TESTIMONY

TO:

Representative Faye Hanohano, Chair Representative Chris Lee, Vice Chair

FROM:

Leialoha "Rocky" Kaluhiwa Aha Moku Community Liaison

O'ahu Council, Association of Hawaiian Civic Clubs

SUBJECT:

Support for S.B. 3053, S.D.2, Relating to Native Hawaiians

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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

Sent:

Tuesday, March 13, 2012 10:08 PM

To: Cc: HAWtestimony

Subject:

leimana@fastnethi.com Testimony for SB3053 on 3/14/2012 8:45:00 AM

Attachments:

SB 3053 SD2_Aha Moku_Mar 14 2012.docx

3D 3033 3D2_Alla Woku_Wal 14 2012.0

LATE TESTIMONY

Testimony for HAW 3/14/2012 8:45:00 AM SB3053

Conference room: 329

Testifier position: Comments Only Testifier will be present: No Submitted by: Vanda Hanakahi

Organization: Aha Moku Advisory Committee

E-mail: <u>leimana@fastnethi.com</u>

Submitted on: 3/13/2012

Comments:

Mahalo. Leimana DaMate will be giving the Aha Moku testimony.



Vanda Hanakahi, Aha Moku Advisory Committee

LATE TESTIMONY

COMMENTS IN REGARDS TO

SB 3053, SD2

RELATING TO NATIVE HAWAIIANS

House Committee on Hawaiian Affairs

Wednesday, March 14, 2012, 8:45 a.m., Room 329

Submitted by: Vanda Hanakahi, Moloka'i, Chair, on behalf of the other members of the Aha Moku Advisory Committee and the 43 moku from each of the main Hawaiian Islands that they represent: Leslie Kuloloio, Kahoolawe; Ke'eaumoku Kapu, Maui; Winifred Basques, Lana'i; Pi'ilani Kaawaloa, Hawaii; Charles Kapua and Rocky Kaluhiwa, O'ahu; Sharon Pomroy, Kaua'i; and Keith and Bruce Robinson, Konohiki, Ni'ihau.

Aloha Chair Hanohano, Vice-Chair Lee and Members of the Committee on Hawaiian Affairs:

Thank you for the opportunity to offer comments on S.B. 3053 SD 2, the bill relating to Native Hawaiians and one that establishes the Aha Moku Advisory Committee within the Office of Hawaiian Affairs and establishes a quorum requirement for island burial councils.

The purpose of S.B. 3053 is to complete the purpose of Act 212, the Aha Moku Bill which passed the legislature unanimously into law in 2007. Its intent is two-fold: First, to integrate the Native Hawaiian cultural and traditional values into the fabric of state policy; and Second, to address the severe changes to the physical and cultural landscape accumulated over the past 200 years in the State of Hawai'i which were responsible for the deterioration of the natural resources, our unique ecosystem as well as the Hawaiian culture.

The Aha Moku System is the restoration of the Native Hawaiian land and ocean tenure system that dates back to the 9th century, prior to the arrival of Paao. This is the system that was responsible for the sustainability of the natural and cultural resources of the people. It is a site-specific process and its practices were honed through countless generations of native practitioners whose sole purpose is to sustain and perpetuate the resources upon which the people were and continue to be dependent upon. This system is simple, yet sophisticated, is based upon the scientific observations of expert resource managers, and is flexible enough to allow for natural and unexpected changes within the environment.

Aha Moku Testimony

HAW, 3/14/2012 Page Two



There are 567 traditional ahupua'a within the State of Hawai'i, and they comprise the 43 moku or larger land districts on each island. Each ahupua'a and each moku are geographically different and unique in their resources. Because of this distinction, it has come to light over the past decades that the western method of having one law that manages such diverse geography within eight islands does not work. For example, when the lobster season is open in the state, the lobsters are actually spawning on the south side of the Island of Hawai'i. The moku system allows for community participation and sharing of knowledge within each different ahupua'a.

For the first time in history, the Native Hawaiian people are striving to work within the Hawaii State System to share their generational and empirical knowledge of Hawaii's natural resources in a unified effort to stem the on-going deterioration of our state's natural assets. This effort has the wide-spread support of the general public as well as active participation of the kanaka maoli. However, this can only be done through direct collaboration between the native people and state agencies that ensures trust and cooperation. We believe that initiating the Aha Moku System into state policy through the Board of Land and Natural Resources will begin the process of halting the degeneration of our ecosystem, perpetuate the Hawaiian culture, and ensure the protection of our unique environment for all of Hawaii for future generations. Everyone will benefit from this.

The original version of SB 3053 is the version that has the support of the people. SD 2 changes the moku system from the Department of Land and Natural Resources to The Office of Hawaiian Affairs (OHA). And, while very supportive, OHA understands that the best state department for the aha moku to be administratively attached to is the Department of Land and Natural Resources as they are the policy-making state department for natural resources.

SD 2 additionally changes the burial systems, currently under the jurisdiction of DLNR to come under the aha moku system. This burial council issue not been vetted through the people to warrant this program being under the oversight of OHA or the moku system at this time. We look forward to working with the Department of Land and Natural Resources on this issue and through our comments hope that in their wisdom, the Hawaiian Affairs Committee amends this bill to reflect the original version of SB 3053.

Mahalo nui loa!

Vanda Hanakahi, Chair, Moloka'i

Aha Moku Advisory Committee, Phone: 808-646-1487, Email: kaiwilauula@yahoo.com

From:

Sent:

To:

Subject:

Charles M. Kaaiai [cmkaaiai@hawaiiantel.net] Tuesday, March 13, 2012 11:28 PM HAWtestimony Testimony in support of SB3053 attached SB3053 crossover HWN Affairs.pdf

Attachments:

TATE TESTIMONY



LATE TESTIMONY

TESTIMONY IN SUPPORT OF SB3053 With a recommendation for amendment RELATING TO NATIVE HAWAIIANS

Hearing, Wednesday, March 14, 2012, Conference Room 329, State Capitol

Representative Faye Hanohano Representative Chris Lee Members, Committee on Committee on Hawaiian Affairs

From: Kitty M. Simonds, President Maunalua Hawaiian Civic Club

Aloha,

The Maunalua Hawaiian Civic Club supports SB3053 in its original form. We have been involved with the Aha Moku initiative since 2006. The purpose of our involvement was to increase the participation of Native Hawaiian practitioners in fisheries and fishery resource management. The initiative arose out of the recognition that native Hawaiians were under-represented in the Hawaii's commercial fisheries and fisheries management, the need to improve the management of Hawaii's fishery resources, and a growing awareness that fishery resources were managed better in the past.

The Association of Hawaiian Civic Clubs has supported formal recognition of the Aha Moku system since 2006 when the first Aha Ki'ole/Aha Moku resolution, tabled by our club, was heard and adopted at the AOHCC annual convention and subsequent conventions.

We ask that the original language of HB2806 replace the amended text of this bill. The Senate committees seemed to characterize this legislation as a historic preservation issue. It is not. It is a natural and cultural resource management issue that, in execution would benefit all the people of Hawaii. This legislation is not about a separation of native rights from State's rights. It is about recognition that native Hawaiians are full partners in the governance of Hawaii. They have shared their resources—the lands, waters, culture, arts—and, now, are offering their knowledge of resource management for the conservation and equitable sharing of Hawaii's resources. Native Hawaiians are exercising their responsibility for the health and well-being of this Pae'aina.

Maunalua Hawaiian Civic Club P.O. Box 240388. Aina Haina Station Honolulu, Hawai'I 96824





- SB3053 should be amended to place the Aha Moku Advisory Committee in the Department of Land and Natural Resources,
- The Burial Council section should be deleted. These Councils resolve issues arising from the disturbance and destruction of native Hawaiian burials. At some future time burial councils may become part of the Aha Moku Advisory committee or a sovereign Hawaiian entity. They are a State responsibility stemming from the Native American Graves Protection and Repatriation Act. Unfortunately, the State has had great difficulty administering their responsibility.
- The Aha Moku Advisory Committee is about natural resource management. The Aha Moku Advisory Committee will support and help facilitate the participation of communities in the management of our natural resources from the mountains to the deep sea, based on a system of traditional practices, to protect, conserve and sustain the resources of the State of Hawaii.
- It is for all Hawai'i's people not just the Hawaiian community.

The Aha Moku process is an opportunity to improve natural resource management within the current resource management regime. The potential for improvement created broad support for the aha moku system. It was discussed throughout the community. The process was inclusive rather than exclusive, giving all Hawai'i's residents an opportunity to participate in a traditional successful Hawaiian process.

The people of Hawai'i deserve the best of Hawai'i's traditions and after six years of community consultation--meetings, workshops and puwalu--this is the best that native Hawaiians can share.

From:

mailinglist@capitol.hawaii.gov

Sent:

Wednesday, March 14, 2012 5:36 AM

To: Cc: HAWtestimony info@schha.com

Subject:

Testimony for SB3053 on 3/14/2012 8:45:00 AM

LATE TESTIMONY

.Testimony for HAW 3/14/2012 8:45:00 AM SB3053

Conference room: 329

Testifier position: Support Testifier will be present: No

Submitted by: Tasha Kama, Geneology Chair

Organization: SCHHA E-mail: <u>info@schha.com</u> Submitted on: 3/14/2012

From:

Sent:

mailinglist@capitol.hawaii.gov Wednesday, March 14, 2012 5:34 AM

To: Cc: **HAWtestimony** info@schha.com

Subject:

Testimony for SB3053 on 3/14/2012 8:45:00 AM

LATE TESTIMONY

Testimony for HAW 3/14/2012 8:45:00 AM SB3053

Conference room: 329

Testifier position: Support Testifier will be present: No

Submitted by: Helen O Connor, Health Chair

Organization: SCHHA E-mail: <u>info@schha.com</u> Submitted on: 3/14/2012

From:

mailinglist@capitol.hawaii.gov

Sent:

Wednesday, March 14, 2012 5:32 AM HAWtestimony

To: Cc:

info@schha.com

Subject:

Testimony for SB3053 on 3/14/2012 8:45:00 AM

LATE TESTIMONY

Testimony for HAW 3/14/2012 8:45:00 AM SB3053

Conference room: 329

Testifier position: Support Testifier will be present: No

Submitted by: Dr. Margie Maaka, Education Co-Chair

Organization: SCHHA E-mail: <u>info@schha.com</u> Submitted on: 3/14/2012

From:

Sent:

mailinglist@capitol.hawaii.gov Wednesday, March 14, 2012 5:31 AM

To: Cc: **HAWtestimony** info@schha.com

Subject:

Testimony for SB3053 on 3/14/2012 8:45:00 AM

LATE TESTIMONY

Testimony for HAW 3/14/2012 8:45:00 AM SB3053

Conference room: 329

Testifier position: Support Testifier will be present: No

Submitted by: Myron Brumaghim, Education Co-Chair

Organization: SCHHA E-mail: <u>info@schha.com</u> Submitted on: 3/14/2012

From:

mailinglist@capitol.hawaii.gov

Sent:

Wednesday, March 14, 2012 7:29 AM

To: Cc: HAWtestimony info@schha.com

Subject:

Testimony for SB3053 on 3/14/2012 8:45:00 AM

LATE TESTIMONY

Testimony for HAW 3/14/2012 8:45:00 AM SB3053

Conference room: 329

Testifier position: Support Testifier will be present: No Submitted by: Annie Au Hoon

Organization: SCHHA
E-mail: <u>info@schha.com</u>
Submitted on: 3/14/2012

Comments:

All 33 members of SCHHA are in support.

Kamaki Kanahele, Chairman of SCHHA

Loraine Rapozo, Secretary Kammy Purdy, Vice Chair Jared Aiwohi, Exec Officer

Beatrice Hew Len, Oahu Mokupuni

Herbert Kalena Hew Len, Council Kahu

Micheal Kahikina, Government Affairs & Legislative Myron Brumaghim / Margie Maaka,

Education

Helen O'Connor Health / Human Service

Tasha Kama, Genealogy

Al Harrington, Native Tourism

Dr. Agnes Cope, AHA Kupuna Council

Branscombe Richmond, Telecommunication, Productions

Audrey Loo, Anahola Hawaian Lands Farms Assn Kawehi MahiAnahola Hawaiian Homes Association Harry Purdy, Hoolehua Homestead Agriculture Assn Oochie Bush, Hoolehua Homestead Association Aimuku Pali, Ka Ohana Kahikinui Vivian Ainoa, Kamiloloa One-Alii Homesteaders J. Leilani Wallace, Kapaakea Homesteader Colleen Aiwohi, Kaupe'a Homestead Community Annie Au Hoon, Kewalo Hawaiian Homestead Comm Kimo Kelii, Nanakuli Hawaiian Homestead Comm Assn Kelly Lincoln, Panaewa Hawaiian Home Lands Olinda Aiwohi, Paukukalo Hawaiian Homestead Assn Rodney Paahana, Villages of Leialii Association Herbert Hew Len, Waianae Kai Homestead Association Alapake Heanu, Waiehu Kou I Homestead Association Aloha Planesi, Waiehu Kou II Homeowners Assn Roy Oliver, Waiehu Kou III Community Association Danny Kanahele, Waiehu Kou IV Micheal Hodson, Waimea Hwn Homesteaders Assn, Inc Blossom Feiteira, Association of Hawaiians for Homestead Lands

From:

mailinglist@capitol.hawaii.gov

Sent:

Wednesday, March 14, 2012 7:28 AM

To: Cc: HAWtestimony info@schha.com

Subject:

Testimony for SB3053 on 3/14/2012 8:45:00 AM

LATE TESTIMONY

Testimony for HAW 3/14/2012 8:45:00 AM SB3053

Conference room: 329

Testifier position: Support Testifier will be present: No Submitted by: Annie Au Hoon

Organization: SCHHA E-mail: <u>info@schha.com</u> Submitted on: 3/14/2012

From:

Sent:

mailinglist@capitol.hawaii.gov Wednesday, March 14, 2012 5:25 AM HAWtestimony

To: Cc:

info@schha.com

Subject:

Testimony for SB3053 on 3/14/2012 8:45:00 AM

TATE TESTIMONY

Testimony for HAW 3/14/2012 8:45:00 AM 5B3053

Conference room: 329

Testifier position: Support Testifier will be present: No

Submitted by: Herbert Hew Len, President

Organization: Waianae Kai Homestead Community Assn, SCHHA

E-mail: <u>info@schha.com</u> Submitted on: 3/14/2012

From:

Sent:

mailinglist@capitol.hawaii.gov Wednesday, March 14, 2012 5:27 AM

To: Cc:

HAWtestimony info@schha.com

Subject:

Testimony for SB3053 on 3/14/2012 8:45:00 AM

TATE TESTIMONY

Testimony for HAW 3/14/2012 8:45:00 AM SB3053

Conference room: 329

Testifier position: Support Testifier will be present: No

Submitted by: Beatrice Hew Len, Secretary

Organization: Sovereign Mokupuni Council o Oahu, SCHHA

E-mail: <u>info@schha.com</u> Submitted on: 3/14/2012

From:

mailinglist@capitol.hawaii.gov

Sent:

Wednesday, March 14, 2012 5:23 AM

To: Cc: HAWtestimony info@schha.com

Subject:

Testimony for SB3053 on 3/14/2012 8:45:00 AM

LATE TESTIMONY

Testimony for HAW 3/14/2012 8:45:00 AM SB3053

Conference room: 329

Testifier position: Support Testifier will be present: No

Submitted by: Jared Aiwohi, President

Organization: Sovereign Mokupuni Council O Maui, SCHHA

E-mail: <u>info@schha.com</u> Submitted on: 3/14/2012

From:

Sent:

mailinglist@capitol.hawaii.gov Wednesday, March 14, 2012 5:21 AM

To: Cc: HAWtestimony info@schha.com

Subject:

Testimony for SB3053 on 3/14/2012 8:45:00 AM

LATE TESTIMONY

Testimony for HAW 3/14/2012 8:45:00 AM SB3053

Conference room: 329

Testifier position: Support Testifier will be present: No

Submitted by: Kammy Purdy, President

Organization: Sovereign Mokupuni Council O Molokai, SCHHA

E-mail: <u>info@schha.com</u> Submitted on: 3/14/2012

From:

mailinglist@capitol.hawaii.gov Wednesday, March 14, 2012 5:19 AM Sent:

HAWtestimony To: info@schha.com Cc:

Testimony for SB3053 on 3/14/2012 8:45:00 AM Subject:

LATE TESTIMONY

Testimony for HAW 3/14/2012 8:45:00 AM SB3053

Conference room: 329

Testifier position: Support Testifier will be present: No

Submitted by: Lorraine Rapozo, President

Organization: Sovereign Mokupuni Council O K, auai, SCHHA

E-mail: <u>info@schha.com</u> Submitted on: 3/14/2012

From:

Sent:

mailinglist@capitol.hawaii.gov Wednesday, March 14, 2012 5:10 AM HAWtestimony

To: Cc:

info@schha.com

Subject:

Testimony for SB3053 on 3/14/2012 8:45:00 AM

LATE TESTIMONY

Testimony for HAW 3/14/2012 8:45:00 AM SB3053

Conference room: 329

Testifier position: Support Testifier will be present: No

Submitted by: Mike Kahikina, Legislative Chairman

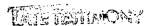
Organization: SCHHA E-mail: <u>info@schha.com</u> Submitted on: 3/14/2012

From:

mailinglist@capitol.hawaii.gov Wednesday, March 14, 2012 5:13 AM HAWtestimony Sent:

To: info@schha.com Cc:

Testimony for SB3053 on 3/14/2012 8:45:00 AM Subject:



Testimony for HAW 3/14/2012 8:45:00 AM SB3053

Conference room: 329

Testifier position: Support Testifier will be present: No

Submitted by: Chairman Kamaki Kanahele

Organization: SCHHA E-mail: info@schha.com Submitted on: 3/14/2012

From:

Sent:

mailinglist@capitol.hawaii.gov Wednesday, March 14, 2012 5:01 AM HAWtestimony

To: Cc:

info@schha.com

Subject:

Testimony for SB3053 on 3/14/2012 8:45:00 AM

LATE TESTIMONY

Testimony for HAW 3/14/2012 8:45:00 AM SB3053

Conference room: 329

Testifier position: Support Testifier will be present: No

Submitted by: Jared Aiwohi, President

Organization: Sovereign Mokupuni Council O Maui

E-mail: <u>info@schha.com</u> Submitted on: 3/14/2012