

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 House Committee on
OCEAN, MARINE RESOURCES, & HAWAIIAN AFFAIRS

Wednesday, January 29, 2014
8:45 AM
State Capitol, Conference Room 325

In consideration of
HOUSE BILL 1687
RELATING TO FISHING

House Bill 1687 proposes to prohibit commercial fishing and charters from within one mile from the shoreline of Ni'ihau. The Department of Land and Natural Resources (Department) supports the intent of this bill but feels the bill is not needed.

The Department is working on an administrative rule for Ni'ihau and would prefer that activities around Ni'ihau be managed through a rule rather than through a statute. The rule process allows for the development of a more comprehensive and detailed management scheme, would provide more discussion opportunities in the local communities, and enable the Department to amend the rules as the need arises. We believe that we already have the necessary legislative authorities to achieve the intent of this legislation.

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

ESTHER KIA'AINA
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



Association of Hawaiian Civic Clubs

P. O. Box 1135
Honolulu, Hawai`i 96807

HOUSE COMMITTEE ON OCEAN MARINE RESOURCES, AND HAWAIIAN AFFAIRS

HOUSE BILL 1687 RELATING TO FISHING

Wednesday; 1/29/2014

Aloha Madam Chair Hanohano, vice chair Cullen and members of the House Committee on Ocean Marine Resources and Hawaiian Affairs. I am Soulee Stroud, President of the Association of Hawaiian Civic Clubs.

The issue of protecting the residents of Niihau from intruders coming onto the island to fish and take opihi came before the delegates at our most recent convention. Overwhelmingly, the delegates voted to support the people of Niihau and clearly understood that the folks there are almost completely dependent on what they can grow or gather from the ocean and shoreline.

Regardless of current State laws on shoreline access we would hope that the legislature finds a way to make an exception for Niihau residents to protect their traditional and customary fishing grounds.

The people of Niihau are peaceful and need help to protect their natural resource supply line. In actuality, Niihau people exist as closely to subsistence living as possible in Hawaii today. For "outsiders" to encroach on the traditional and customary fishing grounds and shoreline of the Niihau people is to take food from their table.

The AHCC supports this bill without reservation. Thank you for the opportunity to testify.

Contact: jalna.keala2@hawaiiantel.net



HOUSE COMMITTEE ON OCEAN, MARINE RESOURCES, & HAWAIIAN AFFAIRS

January 29, 2014, 8:45 A.M.
(Testimony is 1 pages long)

TESTIMONY IN SUPPORT OF HB 1687

Aloha Chair Hanohano and Members of the Committee:

The Sierra Club, Hawaii Chapter, with over 12,000 dues paying members and supporters statewide, *supports* HB 1687. This measure would give the waters off Niihau a break from commercial fishing, so the residents of Ni'i'hau can continue subsistence fishing.

The island of Ni'i'hau is dependent on the near shore fishery as a predominant source of food. As such, it can and should be treated differently than other coastal areas. To the extent commercial farming is the cause of significantly reduced fishing catches, the Sierra Club supports closing off this relatively small area of water so as to ensure the residents have enough food and are able to continue a long-standing cultural practice.

Mahalo for the opportunity to testify.

HB1687
Testimony in opposition
Tony Costa – Hawaii Nearshore Fishermen

COMMITTEE ON OCEAN, MARINE RESOURCES, & HAWAIIAN AFFAIRS

Rep. Faye P. Hanohano, Chair
Rep. Ty J.K. Cullen, Vice Chair

Rep. Cindy Evans	Rep. Calvin K.Y. Say
Rep. Derek S.K. Kawakami	Rep. Scott Y. Nishimoto
Rep. Chris Lee	Rep. Richard Lee Fale
Rep. Nicole E. Lowen	

NOTICE OF HEARING

DATE: Wednesday, January 29, 2014
TIME: 8:45 a.m.
PLACE: Conference Room 325
State Capitol
415 South Beretania Street

HB1687

Testimony in Opposition.

Testimony

Hawaii Nearshore Fishermen are commercial nearshore fishermen and provide communities and markets the fresh nearshore caught seafood.

Hawaii Nearshore Fishermen are opposed to measures that prohibit their ability to continue to provide islanders with this wild caught and most important renewable and sustainable resource.

Niihau has provided hundreds of thousands of pounds of Akule annually – year after year, without a dent in biomass stocks. This resource has fed Niihauans, Kauai communities, and Oahu markets for over 70 years.

The importance of fresh nearshore caught species as seafood for islanders cannot be expressed enough.

HB1687 prohibits commercial fishing around the island of Niihau and as such we are most vehemently opposed to this measure.

Respectfully submitted,

Tony Costa

Kawaihapai Ohana
c/o
Thomas T. Shirai Jr
P. O. Box 601
Waialua, HI 96791
Email: Kawaihapai@hawaii.rr.com

January 26, 2014

Committee on Ocean, Marine Resources, & Hawaiian Affairs
Representative Faye Hanohano, Chair
Representative Ty Cullen, Vice Chair

Notice of Hearing
Wednesday, January 29, 2014
8:45AM
Conference Room 325
State Capitol
415 South Beretania Street

Testimony Supporting HB 1687 (Relating to Fishing)

Aloha Chair Hanohano and Committee Members,

My name is Thomas T Shirai Jr and I'm the Po'o of the Kawaihapai Ohana which is a Recognized Native Hawaiian Organization (NHO) by the Department of Interior (DOI) and the Office of Hawaiian Affairs (OHA).

The Kawaihapai Ohana is in strong support of HB 1687 (Relating to Fishing) because it's preservation of subsistence resources for future generations because of the influx of outsiders encroaching upon the Niihau Community throughout the years. Other places such as Milolii and the Northwest Coastline of Waialua (Mokule'ia, Kikahi, Auku'u, Kawaihapai, Kealia & Ka'ena) have experienced this. The people of these places protected their resources from outsiders especially during the plantation era when immigrants brought their lack of conservation with them.

Some traditions of Kawaihapai Ahupua'a regarding subsistence gathering are listed below:

1. No outsiders were allowed to fish unescorted except for exception listed below.
2. If permission was granted, you were restricted to the method least impacting the resource which was pole fishing or shore casting of 2 poles.
3. Absolutely no netting, spear fishing or seaweed gather was permitted. You had to participate with them.
4. If you are from a specific geographical location, then that is the only area you gather subsistence and not encroach upon another community's resource.

5. Within the contents previously mentioned if the desired subsistence is unavailable then substitute or wait for availability
6. If insistence of a specific resource if desired, then purchase it from the store or trade.

Place names such as Nanakuli and Makaha define protection of subsistence resources. All of those mentioned above conform to the Kapu System with each area having their own specifications like amendments regarding legislation.

The Kawaihapai Ohana suggests amending HB 1687 to extend 1 mile to 3 miles off shore of Niihau. This would also be parallel to the existing BRFA (Bottom Fish Restricted fishing Area) off of Niihau.

Mahalo for the opportunity to provide testimony supporting HB 1687 (Relating to Fishing).
Malama Pono.
Thomas T Shirai Jr – Po’o
Kawaihapai Ohana

ALOHA

MY NAME IS EDWIN RAY "A'ALONA" DELA CRUZ. I OPPOSE THIS BILL.

I AM FROM WAIMEA VALLEY KAUAI, BORN AND RAISED. FOR AS LONG AS I CAN REMEMBER, MY DAD AND HIS FRIENDS WOULD PLAN TRIPS ACROSS TO NI'HAU TO DIVE, FISH AND/OR PICK OPIHI. THIS WAS ALL WEATHER CONDITIONS PERMITTING. I ALWAYS LOOKED FORWARD TO THESE TRIPS, WELL THE ONES I WAS INVITED TO GO ALONG ON. THERE WASN'T ALWAYS ROOM FOR A LITTLE KID TO TAG ALONG. AS I GOT OLDER I GOT INVITED MORE OFTEN AS I WOULD BE MORE HELPFUL THAN IN THE WAY. AS AN ADULT I HAVE PLANNED TRIPS OF OWN MY WITH FRIENDS AS MY DAD DID DURING THE YRS OF MY YOUTH. A COUPLE YRS AGO I WAS ABLE TO TAKE MY DAUGHTER WITH US WHICH I KNEW SHE ENJOYED AS I DID WHEN I WAS HER AGE COMING ACROSS FOR THE FIRST TIME. SHE CONTINUOUSLY ASKS ME WHEN WE CAN GO AGAIN. WEATHER DOESN'T ALWAYS WORK WITH OUR SCHEDULE. SOMEDAY I'LL TAKE MY SON. I PERSONALLY TEACH BOTH MY DAUGHTER HI'ILEI (15) AND SON KAI AO (13) HOW TO DIVE , FISH AND PICK OPIHI. I ALSO TAKE ANY OF THEIR FRIENDS WITH US THAT HAVE THE DESIRE TO LEARN THIS ART AS I HAVE. JUST FOR THE RECORD I'M A RECREATIONAL DIVER, DIVING FOR SUBSISTENCE. FROM WHAT I UNDERSTAND ABOUT THIS BILL, IT'S TO PROTECT THE WATERS SURROUNDING THE ISLAND FOR SUBSISTENCE USE. WELL THAT IS THE MAIN REASON I GO THERE. ALSO THERE IS A POPULATION OF THIRTY (30) PEOPLE LIVING ON THE ISLAND. IS THERE REALLY NOT ENUFF FISH TO GO AROUND WITH THE FEW PEOPLE THAT HAVE BOATS LARGE ENUFF TO MAKE THE TRIP THERE AND BACK SAFELY. THIS TRIP ISN'T ONE THE CAN BE MADE REGULARLY, AS MOST PEOPLE THAT GO THEIR DON'T OWN LARGE BOATS. MOST OF THE PEOPLE LIVING THERE DON'T FISH OR DIVE. THIS IS COMING FROM FRIENDS AND OHANA THAT COME FROM NI'HAU. GROWING UP IN WAIMEA I REMEMBER SEEING THE FAMILIES OF NI'HAU SHOPPING AT ISHIHARA AND BIG SAVE SUPERMARKETS BUYING CASES AND PALETS OF SUPPLIES TO BRING BACK TO NI'HAU ON THE ROBINSON BARDGE THAT PERIODICALLY TRANSITS BACK AND FORTH BETWEEN KAUAI AND NI'HAU. ANOTHER COMMENT WAS MADE THAT THIS WAS BEING DONE TO PROTECT CULTURAL PRACTICES AND BELIEFS. PLEASE EXPLAIN TO ME HOW HELICOPTER TOURS, HUNTING AND FISHING EXPEDITIONS/ TOURS ARE CULTURAL. HUNTING OF ANIMALS NOT NATIVE TO THE ISLANDS. THESE ANIMALS WERE BROUGHT IN AND FARMED FOR THE EXOTIC HUNTING PURPOSES. AGAIN PLEASE EXPLAIN HOW THAT FALLS UNDER CULTURAL PRACTICES. ALSO EXPLAIN TO ME HOW MILITARY PRESENCE ON THE ISLAND IS CULTURAL. RADAR SYSTEMS, HELIPAD, AIRSTIP AND SPECIAL OPS TRAINING. AS AN INDIVIDUAL BORN AND RAISED ON THESE ISLANDS, I LIVE OFF THE OCEAN PARTIALLY AS A LIFESTYLE. I CAN GO ON AND ON ABOUT HOW I AM A NATIVE HAWAIIAN AND SUCH BUT I THINK THAT THIS IS MORE THAN JUST A HAWAIIAN THING. IT'S MORE OF A COMMUNITY (OCEAN USERS COMMUNITY) ISSUE. HOW WILL BILLS LIKE THIS PROTECT US AS KAUAIIANS FROM RESIDENTS OF ALL THE OTHER ISLANDS FROM UTILIZING OUR RESOURCES, AS WELL AS ALL THE ISLANDS FROM EACH

OTHER. GIVEN MORE NOTICE AND HEARING LOCATION ON KAUAI, WE WOULD HAVE A BETTER TURN OUT IN RESPONSE TO THIS ISSUE. THE FEW KAUAI FISHERMEN THAT GO ACROSS TO NI'HAU IS THE ONES MOSTLY EFFECTED BY THESE BILLS. MOST WERE UNAWARE AND OR UNABLE TO ATTEND THIS HEARING HERE ON OAHU DUE TO IT'S LOCATION. THIS HEARING SHOULD HAVE BEEN HELD ON KAUAI WHERE IT HAS THE BIGGEST IMPACT. THIS IS JUST MY OPINION. THAT WAY THE PEOPLE OF NI'HAU MAY ALSO VOICE THEIR OPINION ON THIS MATTER. ONCE AGAIN I OPPOSE THIS BILL. IF IT MAKES ANY DIFFERENCE, I AM A NATIVE HAWAIIAN.

MAHALO NUI LOA

EDWIN RAY "A'ALONA" DELA CRUZ

cullen2

From: mailinglist@capitol.hawaii.gov
Sent: Friday, January 24, 2014 1:38 PM
To: omhtestimony
Cc: teresamlee.51@gmail.com
Subject: Submitted testimony for HB1687 on Jan 29, 2014 08:45AM

Follow Up Flag: Follow up
Flag Status: Flagged

HB1687

Submitted on: 1/24/2014

Testimony for OMH on Jan 29, 2014 08:45AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Teresa L. Nakama	Individual	Oppose	No

Comments: This violates constitutional rights to gather. I strongly oppose this.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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cullen2

From: mailinglist@capitol.hawaii.gov
Sent: Friday, January 24, 2014 1:40 PM
To: omhtestimony
Cc: 808black@gmail.com
Subject: Submitted testimony for HB1687 on Jan 29, 2014 08:45AM

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HB1687

Submitted on: 1/24/2014

Testimony for OMH on Jan 29, 2014 08:45AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Jerome Kelii Marks	Individual	Oppose	No

Comments: I STRONGLY OPPOSE THIS BILL IT VIOLATES OUR RIGHTS TO GATHER!!!!!!!!!!

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cullen2

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, January 26, 2014 10:40 AM
To: omhtestimony
Cc: reiko1975@yahoo.com
Subject: Submitted testimony for HB1685 on Jan 29, 2014 08:45AM

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HB1685

Submitted on: 1/26/2014

Testimony for OMH on Jan 29, 2014 08:45AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
reiko muratake	Individual	Oppose	No

Comments: I Reiko Muratake appose to these bills HB1685, HB1686, HB1687 HB1707, HB1921

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cullen2

From: mailinglist@capitol.hawaii.gov
Sent: Monday, January 27, 2014 6:58 PM
To: omhtestimony
Cc: rjsilvalution@gmail.com
Subject: Submitted testimony for HB1687 on Jan 29, 2014 08:45AM

Follow Up Flag: Follow up
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HB1687

Submitted on: 1/27/2014

Testimony for OMH on Jan 29, 2014 08:45AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Robbie Silva Jr	Individual	Oppose	No

Comments: I oppose bill 1687 because as a native Hawaiian we should have the right to fish the waters anywhere in the state of Hawaii, we should have access to where ever the water touches

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cullen2

From: mailinglist@capitol.hawaii.gov
Sent: Monday, January 27, 2014 10:56 PM
To: omhtestimony
Cc: iamaki66@gmail.com
Subject: Submitted testimony for HB1687 on Jan 29, 2014 08:45AM

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HB1687

Submitted on: 1/27/2014

Testimony for OMH on Jan 29, 2014 08:45AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Ian Amaki	Individual	Oppose	Yes

Comments: Aloha my name is Ian Amaki I was born an raised on the island of Kauai. I catch fish out of the ocean to feed my family. I like have said in my other testimony I like to jump around to different fishing spots so the number of fish don't get depleted from o ver fishing. Kauai has only so much spots Because of the rivers on the island it is hard to find clean water to dive so if weather conditions are good I like to go to Niihau because there's no rivers there to make the water dirty. See by taking Niihau away it will force us fisherman to stay on Kauai an fish till the numbers get slowly depleted or most will quit fishing to save the natural resources. It's not that offen people go there to fish an dive so fish on that island are always getting time to replenish its self. Therefore I oppose bill hb1687 I believe the ocean is everyone's to share. Mahalo for reading my testimony

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cullen2

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 28, 2014 1:30 PM
To: omhtestimony
Cc: waiolakai@yahoo.com
Subject: Submitted testimony for HB1687 on Jan 29, 2014 08:45AM

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HB1687

Submitted on: 1/28/2014

Testimony for OMH on Jan 29, 2014 08:45AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Donovan Gadingan	Individual	Comments Only	No

Comments: Creating a boundry 1 mile around the vilage of Niihau should be enough to support the 30 to 50 people living on the island.

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HOUSE BILL 1687

Dear Senators and Representatives,

I am submitting this testimony on the behalf of myself, Stanwood Kanna, Carol Kanna, George Kanna and Ross Young.

We are opposed to HB 1687

Although we do recognize the need for ocean management, we disagree that the ocean area, 1 mile around Niihau should be exclusive to the residence. Many families living in the communities of Kauai have been there for generations relying on the resources generated by the ocean. Niihau has been for generations an area of resource for both Niihau communities and communities on Kauai. For generations the fishermen of Kauai have respected the island of Niihau and its people. Why should all fishermen be punished for the trespasses of a few. There should never be an exclusionary right or zone established anywhere in the main Hawaiian islands that prohibits fishing rights. Conservation, management, and determination of aquatic resources should not be in the control of individuals or communities who, by choice, live where they want to.

Where would the resources for enforcement of these laws come from? We have many laws that regulate the Hawaii aquatic resources and the enforcement of these laws are ineffective because of the inadequate funds and limited manpower. Again, what always happens when these last minute, personal interest bills are delivered there is much emotion and separation within the communities that produce nothing but ill feelings. There is a solution to all situations or conditions if we work to solve the problem and not exclude.

We have not seen or heard from of any meeting to discuss these bills or even the issues that initiated these bills which is shocking at the thought and saddens us that we are rushing to save our generations of culture and our way of life.

Please stop this Bill until more communication is heard.

Thank you for your support,

Jacqueline K Kanna
Stanwood H Kanna
Carol T Kanna
George K Kanna
Ross R Young

cullen2

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 28, 2014 8:26 PM
To: omhtestimony
Cc: kssakuda@yahoo.com
Subject: Submitted testimony for HB1687 on Jan 29, 2014 08:45AM

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HB1687

Submitted on: 1/28/2014

Testimony for OMH on Jan 29, 2014 08:45AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Kevin Sakuda	Individual	Oppose	No

Comments: there are already too much closed area why more?

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cullen2

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, January 29, 2014 1:35 AM
To: omhtestimony
Cc: kaheaf@gmail.com
Subject: Submitted testimony for HB1687 on Jan 29, 2014 08:45AM

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HB1687

Submitted on: 1/29/2014

Testimony for OMH on Jan 29, 2014 08:45AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Kahea	Individual	Support	Yes

Comments: I am in support of this bill and am humbly requesting the following amendments: 1) Section 1a, line items 1 and 2: please add recreational vessels as well 2) Section 1a, line 3: please change one mile to two miles, and to specify that Niihau is inclusive of the following islands, Lehua, Kaula and Nihoa - which is consistent with traditional stories and accounts. 3) That fishing by Niihau residents, and guests of residents be allowed to continue without any restrictions to their traditions within the above noted area of restriction. Thank you very much for you consideration

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Before the House Committee on
Ocean, Marine Resources and Hawaiian Affairs

Wednesday, January 29, 2014

8:45 A.M.

State Capitol, Conference Room 325

**In Support H.B. 1687 WITH AMENDMENTS
RELATING TO OPIHI**

Aloha Chair Hanohano, Vice-Chair Cullen and Members of the Committee on Ocean, Marine Resources and Hawaiian Affairs,

House Bill 1687 prohibits commercial fishing within one-mile of the shoreline of the island of Ni'ihau.

Aloha Chair Hanohano, Vice-Chair Cullen and Members of the Committee on Ocean, Marine Resources and Hawaiian Affairs,

On behalf of my 'ohana, community members and those who feel that the protection of the natural resources for Niihau should be protected for the Hawaiians who live there, We **SUPPORT** House Bill 1686 with the amendment that the commercial fishing should be prohibited within two-miles of the shoreline of Niihau.

Respectfully yours,

Winnie Basques, Nana'I Kaula (Lana'i)
Phone: 808-215-1101

Testimony of Rocky Kaluhiwa **LATE TESTIMONY**

Before the House Committee on
Ocean, Marine Resources and Hawaiian Affairs

Wednesday, January 29, 2014
8:45 A.M.
State Capitol, Conference Room 325

**In Support H.B. 1687 WITH AMENDMENTS
RELATING TO OPIHI**

Aloha Chair Hanohano, Vice-Chair Cullen and Members of the Committee on Ocean, Marine Resources and Hawaiian Affairs,

House Bill 1687 prohibits commercial fishing within one-mile of the shoreline of the island of Ni'ihau.

Aloha Chair Hanohano, Vice-Chair Cullen and Members of the Committee on Ocean, Marine Resources and Hawaiian Affairs,

On behalf of my 'ohana, community members and those who feel that the protection of the natural resources for Niihau should be protected for the Hawaiians who live there, We **SUPPORT** House Bill 1686 with the amendment that the commercial fishing should be prohibited within two-miles of the shoreline of Niihau.

Respectfully yours,

Rocky Kaluhiwa, Moku O Kakuhihewa
Ph: 808-286-7955

Before the House Committee on
Ocean, Marine Resources and Hawaiian Affairs

Wednesday, January 29, 2014
8:45 A.M.
State Capitol, Conference Room 325

**In Support H.B. 1687 WITH AMENDMENTS
RELATING TO OPIHI**

Aloha Chair Hanohano, Vice-Chair Cullen and Members of the Committee on Ocean, Marine Resources and Hawaiian Affairs,

House Bill 1687 prohibits commercial fishing within one-mile of the shoreline of the island of Ni'ihau.

Aloha Chair Hanohano, Vice-Chair Cullen and Members of the Committee on Ocean, Marine Resources and Hawaiian Affairs,

On behalf of my 'ohana, community members and those who feel that the protection of the natural resources for Niihau should be protected for the Hawaiians who live there, We **SUPPORT** House Bill 1686 with the amendment that the commercial fishing should be prohibited within two-miles of the shoreline of Niihau.

Respectfully yours,

Piilani Kaawaloa, Moku O Keawe
Ph: 808-896-4172

Before the House Committee on
Ocean, Marine Resources and Hawaiian Affairs

Wednesday, January 29, 2014
8:45 A.M.
State Capitol, Conference Room 325

**In Support H.B. 1687 WITH AMENDMENTS
RELATING TO OPIHI**

Aloha Chair Hanohano, Vice-Chair Cullen and Members of the Committee on Ocean, Marine Resources and Hawaiian Affairs,

House Bill 1687 prohibits commercial fishing within one-mile of the shoreline of the island of Ni'ihau.

Aloha Chair Hanohano, Vice-Chair Cullen and Members of the Committee on Ocean, Marine Resources and Hawaiian Affairs,

On behalf of my 'ohana, community members and those who feel that the protection of the natural resources for Niihau should be protected for the Hawaiians who live there, We **SUPPORT** House Bill 1686 with the amendment that the commercial fishing should be prohibited within two-miles of the shoreline of Niihau.

Respectfully yours,

Kamalu Poepoe, Molokai Pule Oo
Ph: 808-646-0397

Before the House Committee on
Ocean, Marine Resources and Hawaiian Affairs

Wednesday, January 29, 2014
8:45 A.M.
State Capitol, Conference Room 325

**In Support H.B. 1687 WITH AMENDMENTS
RELATING TO OPIHI**

Aloha Chair Hanohano, Vice-Chair Cullen and Members of the Committee on Ocean, Marine Resources and Hawaiian Affairs,

House Bill 1687 prohibits commercial fishing within one-mile of the shoreline of the island of Ni'ihau.

Aloha Chair Hanohano, Vice-Chair Cullen and Members of the Committee on Ocean, Marine Resources and Hawaiian Affairs,

On behalf of my 'ohana, community members and those who feel that the protection of the natural resources for Niihau should be protected for the Hawaiians who live there, We **SUPPORT** House Bill 1686 with the amendment that the commercial fishing should be prohibited within two-miles of the shoreline of Niihau.

Respectfully yours,

Thomas Hashimoto, Manokalanipo
Phone: 808-652-0720

Before the House Committee on
Ocean, Marine Resources and Hawaiian Affairs

Wednesday, January 29, 2014

8:45 A.M.

State Capitol, Conference Room 325

**In Support H.B. 1687 WITH AMENDMENTS
RELATING TO OPIHI**

Aloha Chair Hanohano, Vice-Chair Cullen and Members of the Committee on Ocean, Marine Resources and Hawaiian Affairs,

House Bill 1687 prohibits commercial fishing within one-mile of the shoreline of the island of Ni'ihau.

Aloha Chair Hanohano, Vice-Chair Cullen and Members of the Committee on Ocean, Marine Resources and Hawaiian Affairs,

On behalf of my 'ohana, community members and those who feel that the protection of the natural resources for Niihau should be protected for the Hawaiians who live there, We **SUPPORT** House Bill 1686 with the amendment that the commercial fishing should be prohibited within two-miles of the shoreline of Niihau.

Respectfully yours,

Leslie Kuloloio, Aha Moku O Kanaloa
Ph: 808-281-7652

cullen2

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, January 29, 2014 11:47 AM
To: omhtestimony
Cc: lmhubbard@hawaiiintel.net
Subject: Submitted testimony for HB1687 on Jan 29, 2014 08:45AM

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HB1687

Submitted on: 1/29/2014

Testimony for OMH on Jan 29, 2014 08:45AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
	Na Koa Ikaika	Support	Yes

Comments: I am Lela M. Hubbard of Na Koa Ikaika, an Ohana organization that upholds Hawaiian rights. The State constitution guarantees that po'e Hawaii have the right to gather and the right to fish to maintain our traditional lifestyle. Niihauans live a subsistence existence. Their areas should be kapu to outsiders. Moreover, wherever po'e Hawaii are living off the land and ocean, upholding their traditional rights, those areas should reserved, kapu, for them. Once there was an abundance of fish and lobster at Kawela Bay; only those who lived there and their guests used the resources. When the public was allowed in, the area was plundered. At my grandmother's place in Maili we had fish and lobster. That was seventy years ago and is no longer true. Anyone who uses any of our resources should take a test on the proper use of our resources. How many know how to pick limu? How many observe the regulations on when fish may be caught and what sizes are legal? We need to educate Hawaiians and non-Hawaiians to use only what is necessary so there will be resources for future generations. And where is OHA, the advocate for Hawaiian people and Hawaiian rights. They should be here testifying for ka po'e Hawaii.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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Testimony of Bruce and Leiana Robinson

LATE

Before the House Committee on
Ocean, Marine Resources and Hawaiian Affairs

Wednesday, January 29, 2014
8:45 A.M.
State Capitol, Conference Room 325

In Support H.B. 1687 WITH AMENDMENTS RELATING TO OPIHI

Aloha Chair Hanohano, Vice-Chair Cullen and Members of the Committee on Ocean, Marine Resources and Hawaiian Affairs,

House Bill 1687 prohibits commercial fishing within one-mile of the shoreline of the island of Ni'ihau.

On behalf of the Native Hawaiian residents and the Konohiki of Ka Aina O Kawelonakala, more commonly known as Niihau, we thank you for the opportunity to give you our mana'o on this bill that relates to our island. As you know, the residents of Niihau live as our native ancestors did, in harmony with nature, the land and the sea. We survive on the bounty of the ocean, and what we can grow ourselves. Opihi and fish is a staple for us – we have no modern conveniences such as stores where we can purchase our food. We grow it, we gather and we fish. Opihi is a major part of our food staples.

We believe in sustaining our resources and follow a strict seasonal system where we allow the resources to recover, spawn and reproduce. Following that system, we have always had enough to sustain our village and our people. However, in recent years, people who do not belong to Niihau have decimated our resources and we have had to appeal to our legislators for kokua.

We **SUPPORT** House Bill 1687 with the following amendments:

Lines 8 through 10: strike ~~(2) Provide vessel charter services for the fishing, taking, or catching of marine life.~~ Insert **(2) Provide vessel charter services for the fishing, taking, or catching of marine life within two-miles of the shoreline of the island of Niihau**

With the amendments stated above, we, as residents of Niihau, and as direct descendants of the original inhabitants of the island dating from 1864, we support House Bill 1687 and ask that this committee pass this bill.

Mahalo for your consideration. The undersigned are all 'ohana, residents and supporters of Niihau.

Respectfully yours,

Leiana and Bruce Robinson
Phone: 808-335-3500
Email: niihauisland@hawaiian.net

HB1687

Mr. M. K. ...
Gingetijim Dewi Karahale
Meldia K. Pakatehwa
Darius Noki Pakatehwa

- ... K. ...
- ... Shurtarij
- ... Pakatehwa
- ... Pamiching
- ... Karahale
- ... Karahale
- Uilana H. Karahale
- ... K. Karahale
- ... K. Karahale
- ... K. Pakatehwa
- ... K. Karahale
- ... P. Karahale
- ... K. Pakatehwa
- ... I. Karahale
- ... Karahale

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Group Pendidikan Kabale

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Andri K. Kulehna Shidani

Yuan K. Shintani

Yuan K. Kulehna

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Budget K. Shertani

Kelly W. Kakahele

Jesse Iolama Bertram

Kamaita Kakahele

Kalena Niu

Walter K. Kamahele

Kelly K. Kakahele

Andria K. Niu

Britney K. Kamahele

Shania Evans Kamahele

Glady L. Kakahele

Annie Kamahele

George Kamahele

Kuipo Kamahele

Luella Kamahele

Jayna Niu Jr

Frank K. Kamahele

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Kamahele

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Margaret K Kelley

Jay Spitzer

Jane Erika Koehelau

Benny K. Shortman

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Frank S. Smith

Patrick Nease

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Wilbert Pahlke

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 Doris N Niwa Makaweli HI 96769
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Ambrose Kanahale	Kekaha HI 96752
Jaylynn Kanahale	Kekaha HI 96752
Ryan Kanahale	Kekaha HI 96752
Ambrose Kanahale JR	Kekaha HI 96752
Amy Kahala	Kekaha HI 96752
Amy Kanahale	Kekaha HI 96752
Shawn Kanahale	Kekaha HI 96752
Kicky Kahala	Kekaha HI 96752
Corey Kahala	Kekaha HI 96752
Jaleka Kahala	Kekaha HI 96752
Mercey Christani	Kekaha HI 96752
Caroline Kahala	HI Kekaha 96752

un Kanahale

Diana Kanahale Kekaha HI 96752
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Billy Nias ~~Jim~~

Jennifer K. Shintani

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Anthony Lamara Jr

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Wilson Kamehale Jr