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GOVERNOR OF HAWAII



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

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KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

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

**Before the House Committees on
OCEAN, MARINE RESOURCES, & HAWAIIAN AFFAIRS
and
WATER & LAND**

**Monday, February 3, 2014
8:45 AM
State Capitol, Conference Room 325**

**In consideration of
HOUSE BILL 2329
RELATING TO THE PAPA HANAUMOKU AKEA MARINE NATIONAL MONUMENT**

House Bill 2329 proposes to recognize the State's role in co-managing Papahānaumokuākea Marine National Monument (PMNM). **The Department of Land and Natural Resources (Department) strongly supports this bill as it reflects the State's long term commitment to co-manage the resources of PMNM into perpetuity.**

The Department greatly values the Legislature's recognition of the State's role as a co-trustee of Papahānaumokuākea Marine National Monument (PMNM).

On June 15, 2006, the Northwestern Hawaiian Islands National Marine Monument was established by Presidential Proclamation 8031 under the authority of the U.S. Antiquities Act (16 U.S.C. 431-433). The State of Hawaii, alongside the National Oceanic and Atmospheric Administration (NOAA) and the United State Fish and Wildlife Service (US FWS) were named as the Co-Trustees for the area.

The Co Trustees then entered into an agreement which outlined how the agencies would achieve coordinated management for the area. The "Memorandum of Agreement Among the State of Hawai'i Department of Land and Natural Resources and the U.S. Department of the Interior U.S. Fish and Wildlife Service and the U.S. Department of Commerce National Oceanic and Atmospheric Administration for Promoting Coordinated Management of the Northwest Hawaiian Islands Marine National Monument was signed by then Governor, Linda Lingle, on 12-8-06.

In 2007, the Monument was re-named with its Hawaiian name Papahānaumokuākea, and the following year it was designated as a Particularly Sensitive Sea Area (PSSA) by the Marine Environmental Protection Committee of the International Maritime Organization. In 2010, Papahānaumokuākea was inscribed as a mixed (natural and cultural) World Heritage Site by the delegates to the 34th United Nations Educational, Scientific and Cultural Organization (UNESCO) World Heritage Convention in Brasilia, Brazil.

One of the world's largest marine protected areas, PMNM is the largest conservation area in the United States, encompassing an area over seven times as large as all the country's national parks combined. PMNM comprises about two-thirds of the Hawaiian archipelago- extending roughly about 1,000 miles past Kauai and N'ihau.

The Department has stewardship responsibility for managing, administering, and exercising control over the public trust and submerged lands (most of which are ceded lands), ocean waters, and marine resources, around each of the Northwestern Hawaiian Islands, except at Midway Atoll, Section 171-3 Hawaii Revised Statutes (HRS). In 2005, Hawaii Governor Linda Lingle established the Northwestern Hawaiian Islands Marine Refuge (0-3 nautical miles around all emergent lands, except Midway Atoll) under Sections 187A-5 and 188-53(a), HRS (established as ch. 60.5, Hawaii Administrative Rules). The Department's Division of Aquatic Resources (DAR) manages these waters. The Department's Division of Forestry and Wildlife (DOFAW) manages the emergent lands of the Kure Atoll State Wildlife Refuge. The State Historic Preservation Division (SHPD) and the State Historic Preservation Officer (SHPO) oversee cultural and historical resources statewide (including PMNM). The Department's Division of Conservation and Resources Enforcement (DOCARE) maintains full police powers, including the power of arrest, within all lands and waters within the State's jurisdiction.

State recognition of both our role in co-management and our underlying responsibilities for the area is critical to maintain state sovereignty and to underscore the State's commitment to the resources of PMNM over the long-term.

The Department will continue to work with NOAA on management issues, including more equitable funding, but to effectively engage in the co-management of PMNM, it is important for the State of Hawaii to officially recognize and support its co-management responsibilities.



Association of Hawaiian Civic Clubs

P. O. Box 1135
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Testimony of President Soulee Stroud

House Bill 2329 RELATING TO PAPA HANAUNUIMOKUAKEA NATIONAL MARINE MONUMENT

JOINT COMMITTEES ON OCEAN, MARINE
RESOURCES & HAWAIIAN AFFAIRS
AND
WATER AND LAND

Monday, February 3, 2014; 8:45 a.m.; Room 325

Aloha Madam Chair Hanohano, Madam Chair Evans and members of the joint committees. I am Soulee Stroud president of the Association of Hawaiian Civic Clubs here to support HB2329 adding a new chapter to Hawaii Revised Statutes that codifies and recognizes Hawaii's role in the co-management of the Papahanaunui Mokuakea National Marine Monument.

The Department of Land and Natural Resources is designated as the lead state agency in accordance with the memorandum of agreement signed between the State Department of Land and Natural Resources, the US Department of the Interior, the US Fish and Wildlife Service and the US Department of Commerce, National Oceanic and Atmospheric Administration.

Thank you for the opportunity to provide testimony.

Contact: jalna.keala2@hawaiiantel.net

**Testimony of Leimana DaMate
Aha Moku Advisory Committee**

Before the House Committees on
Ocean, Marine Resources & Hawaiian Affairs
And
Water and Land

Monday, February 3, 2014
8:45 A.M.
State Capitol, Conference Room 325

**In Support of
H.B. 2329**

**RELATING TO THE PAPAHAUUMOKUAKEA MARINE NATIONAL
MONUMENT**

House Bill 2329 recognizes the State's role in co-managing the Papahānaumokuākea Marine National Monument in the Hawaii Revised Statutes.

The Aha Moku Advisory Committee (AMAC) acknowledges and strongly supports the Legislature's recognition of the State's role as co-trustee of Papahānaumokuākea Marine National Monument.

We know that by Presidential Proclamation 8031, the three Co-Trustees of the monument are the State of Hawaii, the National Oceanic and Atmospheric Administration (NOAA) and the U.S. Fish and Wildlife Service (US FWS). However, we believe there is a glaring disparity on the funding and position structure that speaks loudly to our communities. Why are there so many federal positions (40+) to our two state staff for this monument?

Of all the people in Hawaii, our Native Hawaiians are impacted the most. The State has constitutional mandates to protect the well-being of the Native Hawaiian people. Based on our dependence on the State to manage our cultural and natural resources, particularly in the farthest reaches of our archipelago, we support this bill and ask that it be passed.

Respectfully yours,

Leimana DaMate
Executive Director
Aha Moku Advisory Committee

cullen3

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, January 30, 2014 10:06 PM
To: omhtestimony
Cc: rnvfishing@gmail.com
Subject: Submitted testimony for HB2329 on Feb 3, 2014 08:45AM

HB2329

Submitted on: 1/30/2014

Testimony for OMH/WAL on Feb 3, 2014 08:45AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Roy N Morioka	Individual	Oppose	No

Comments: Chairs Hanohano & Evans, Vice Chairs Cullen and Lowen, Members of the House Committees on Ocean Resources and Hawaiian Affairs, and water and Land: I oppose this bill because I strongly believe that the State of Hawaii must have sole control and authority over the NWHI and joint management of the national monument be eliminated. The NWHI are the State's resource reserve should there be a natural or other disaster isolating our islands from outside points. As such, sole jurisdiction and authority is essential in our sustainability planning. We continue marginalize our autonomy by "selling" our resources to the federal government by creating "national" sanctuaries, monument, and parks. In the process we lose our control over these assets and subordinate our rights as a state. It is time to rethink our state's future control over its natural resources in view of our sustainability initiatives. Mahalo for your consideration, Respectfully, Roy N. Morioka

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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