

# SB2125

**Measure Title:** RELATING TO MARINE LIFE CONSERVATION DISTRICT.

**Report Title:** Aquatic Life; Marine Waters; Shoreline

**Description:** Prohibits the taking or possessing of aquatic life or fish feeding in marine waters within two miles of the shoreline of an island with a population between one hundred and five hundred individuals, with certain exceptions.

**Companion:** [HB1921](#)

**Package:** None

**Current Referral:** WTL/HWN, WAM

**Introducer(s):** HEE, CHUN OAKLAND, ENGLISH, ESPERO, GABBARD, GALUTERIA, GREEN, KAHELE, KEITH-AGARAN, KIDANI, SHIMABUKURO, SOLOMON, WAKAI, Nishihara, Taniguchi, L. Thielen

<a href="#">Sort by Date</a>		Status Text
1/14/2014	S	Pending Introduction.
1/15/2014	S	Introduced.
1/15/2014	S	Passed First Reading.
1/16/2014	S	Referred to WTL/HWN, WAM.
1/29/2014	S	The committee(s) on WTL/HWN has scheduled a public hearing on 02-03-14 1:15PM in conference room 225.

NEIL ABERCROMBIE  
GOVERNOR OF HAWAII



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

POST OFFICE BOX 621  
HONOLULU, HAWAII 96809

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

**Before the Senate Committees on**  
**WATER AND LAND**  
**and**  
**HAWAIIAN AFFAIRS**

**February 3, 2014, Monday**  
**1:15 AM**  
**State Capitol, Conference Room 225**

**In consideration of**  
**SENATE BILL 2125**  
**RELATING TO MARINE LIFE CONSERVATION DISTRICT**

Senate Bill 2125 proposes to prohibit the taking or possession of aquatic life or fish feeding in the waters within two miles of an island with a population between one hundred and five hundred individuals. **The Department of Land and Natural Resources (Department) strongly supports the intent of this bill and stands ready to work with this committee on a management plan to provide for the protection of the natural resources around Ni'ihau.**

The Department is already working on an administrative rule for Ni'ihau. 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 have sufficient 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

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

Before the Senate Committees on  
Water and Land  
And  
Hawaiian Affairs

Monday, February 3, 2014  
1:15 P.M.  
State Capitol, Conference Room 225

**In Support of  
H.B. 2125 with Amendments**

**RELATING TO MARINE LIFE CONSERVATION DISTRICT**

Senate Bill 2125 prohibits the taking or possessing of aquatic life or fish feeding in marine waters within two miles of the shoreline of an island with a population between one hundred and five hundred individuals, with certain exceptions.

Since original habitation in ancient times, indigenous Hawaiians have understood that their survival depended on the conditions of the areas they lived in. Understandably then, a strict and effective resource management foundation had to be established for determining the behavior in which the people of the islands gather food from the land and the ocean. Centuries of observation and practice not only honed practitioner's efficiency in gathering but insured, through judicious maintenance, well-stocked areas at all times. And from those earlier times until today, the people of Niihau who are directly descended from the original Hawaiian inhabitants of the island retain this knowledge and are the ones who are wise in the ways of the land and the ocean, who use the knowledge of their ancestors, and who continue to teach, assess, and learn using generational knowledge. This results in an unbroken line of distinguished performance outcomes unmatched by resource management methodology in other areas of Hawai'i today.

One of the purposes of Act 288, Hawaii Session Laws 2012, is to "formally recognize the Aha Moku System, a system of best practices that is based upon the indigenous resource management practices of moku boundaries, which acknowledges the natural contours of land, the specific resources located within those areas, and the methodology necessary to sustain resources and the community." Niihau embodies everything that Act 288 has mandated the Aha Moku to do. It embodies everything that the Legislature, when they created the Aha Moku entity, asked us to do – bring the peoples voices forward and protect their cultural and natural resources.

Niihau is an island rich in natural ocean resources and has sustained the people of Niihau for centuries. Through dedication to the sustainability of their resources they have been able to maintain and shelter the very source of their existence until recently. Now, because their own resources have been depleted, outsiders are plundering very fish, opihi and other marine species that the people depend upon. Remember, there are no stores on Niihau.

Although there are many reasons why Niihau must be protected, I ask that you also look at:

1. The importance of spirituality: The Native Hawaiians who live on Niihau are part of the shoreline and ocean and are symbiotic with the island. They go to the ocean not only for sustenance, but for cleansing, prayer and renewal.
2. The protection of monk seals: The monk seals, an endangered species protected by federal law, are abundant on Niihau and also have suffered from outside influences. What is not largely known is that the seals have a special relationship with the Niihau inhabitants. They have reached the unspoken but very real rapport with the people and all have learned to live with each other.
3. The protection of the Hawaiian way of life: There is no place left in Hawaii where the native Hawaiian population still exists where the primary dependence for food is the ocean; where the Hawaiian language, in the dialect of that specific island is spoken primarily and English is a secondary learned language; and where Christianity is strong and prevalent, Hawaiian traditions have never been lost.

Thank you for the opportunity to testify. The Aha Moku Advisory Committee believes in the people of Kawelonakala. We ask you to help us protect Niihau, this piece of Hawaii. If this is lost, we will never have it again and we have lost far too much that can never be reclaimed.

We strongly support this bill and urge its passage.

Respectfully yours,

Leimana DaMate, Executive Director  
Aha Moku Advisory Committee  
Ph: 808-587-1498





**SB2125**  
**RELATING TO MARINE LIFE CONSERVATION DISTRICTS**  
Senate Committee on Water and Land  
Senate Committee on Hawaiian Affairs

February 3, 2014

1:15 p.m.

Room 225

The Office of Hawaiian Affairs (OHA) offers the following **COMMENTS** on SB2125, which seeks to empower communities from islands with limited populations, such as Ni‘ihau, to more directly regulate the harvesting of marine resources they may rely on for subsistence and cultural purposes.

**Community-based fisheries management can help Hawai‘i sustain our nearshore resources, and the island populations that may depend upon them.**

OHA appreciates and supports the intent of this measure, in providing an opportunity for community-driven management of important subsistence fisheries, including those surrounding the island of Ni‘ihau. Community-based fisheries management has long been cited as a key component in sustainably managing our ocean resources, which are currently open to exploitation by the general public, and are typically subject to generic regulations of questionable sufficiency.<sup>1</sup> Community-based management relies in part upon local communities’ intimate knowledge of the resources in their area, as well as their direct interest in maintaining the health of these resources, to guide their sustainable, place-specific harvesting practices.

With respect to the application of this bill to Ni‘ihau specifically, OHA urges the committee to give consideration to possible adverse impacts to non-residents who have expressed concerns about limiting fishing within 2 miles of Ni‘ihau. Non-residents may include Native Hawaiians who have direct or ancestral ties to the island, but who may no longer reside there for various reasons. Fishing in the waters of Ni‘ihau may be one way that such individuals can continue to maintain a connection to an island that they consider a part of their personal cultural heritage. Further, the experience of observing the ocean resources surrounding Ni‘ihau may also provide these individuals with an appreciation of the relatively abundant fisheries that once flourished throughout Hawai‘i nei.

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<sup>1</sup> See, e.g., Wayne Tanaka, *Ho‘ohana aku a Ho‘ōla aku: First steps to averting the tragedy of the commons in Hawai‘i’s nearshore fisheries*, 10 ASIAN PACIFIC LAW AND POLICY J. 235 (2008) available at [http://blog.hawaii.edu/aplpj/files/2011/11/APLPJ\\_10.1\\_tanaka.pdf](http://blog.hawaii.edu/aplpj/files/2011/11/APLPJ_10.1_tanaka.pdf).

Therefore, OHA urges the committee to explore possible ways to allow such individuals some degree of fishing access to the waters surrounding Ni'ihau, without threatening the resources that are essential for the physical and spiritual well-being of this unique and culturally invaluable kīpuka island.

Mahalo for the opportunity to testify on this important matter.



## **Association of Hawaiian Civic Clubs**

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

### **SENATE COMMITTEES ON WATER AND LAND and HAWAIIAN AFFAIRS SB 2125 RELATING TO MARINE LIFE CONSERVATION DISTRICT**

Monday; 2/3/14; 1:15 pm; Room 225

Aloha Madam Chair Solomon and Madam Chair Shimabukuro of the Senate Committees on Water and Land and Hawaiian Affairs. I am Soulee Stroud, president of the Association of Hawaiian Affairs here to speak in support of this bill that would serve to protect the resources of Hawaii's less populated islands, such as Niihau, where the residents rely heavily on the island's fisheries for their life subsistence.

A marine life conservation district such as proposed here would empower the residents to manage and regulate the nearshore fisheries in much the same way as the kupuna did through the konohiki system. It was the konohiki who understood the seasons and controlled the community's fishing through kapu, assuring a steady and reliable supply of food.

Just as we rely on the current residents of Niihau to help us in maintaining our native language and cultural values, so must we assist them to keep a traditional and customary lifestyle without the detrimental intrusions of contemporary society.

Thank you for the opportunity to testify.

Contact: [jalna.keala2@hawaiiantel.net](mailto:jalna.keala2@hawaiiantel.net)



February 2, 2014

THE SENATE  
THE TWENTY-SEVENTH LEGISLATURE  
REGULAR SESSION OF 2014

COMMITTEE ON WATER AND LAND

Senator Malama Solomon, Chair  
Senator Brickwood Galuteria, Vice Chair

COMMITTEE ON HAWAIIAN AFFAIRS

Senator Maile S.L. Shimabukuro, Chair  
Senator Clayton Hee, Vice Chair

TESTIMONY IN OPPOSITION TO: SB2125

Chair Solomon, Vice Chair Galuteria and Members of the Committee on Water and Land; and, Chair Shimabukuro, Vice Chair Hee and Members of the Committee on Hawaiian Affairs:

The Hawaii Fishermen's Alliance for Conservation and Tradition, Inc. (HFACT) stands in **opposition** to the above noted bill as it has the potential to initiate similar bills throughout the State of Hawaii regarding marine resource management measures and potentially redefining the rights of private landowners with ocean front properties resulting in more and more loss of access to marine resources by citizens of the State of Hawaii..

We believe SB2125 was initiated in reaction to the press conference organized by the Robinson Family and not on the basis of sound science and prudent review of the science supporting claims of overfishing by non-residents, and consideration of existing management tools available to the State through the HRS Chapter 91 Administrative Rule Procedure.

The Department of Land and Natural Resources, specifically through the Division of Aquatic Resources, is well suited to the address the issue of marine resource management of the Ni'ihau area, and more importantly all of the marine waters of the State of Hawaii. Marine and fisheries resource issues should follow a methodical process that includes public input from all stakeholders. This process should be led by DLNR with input from a wide group of stakeholders.

As such, we oppose the bill and recommend that it be tabled until such time that adequate scientific review, data analyses such as catch and effort are conducted and legal review by the State Attorney General completed. Until these analyses and other questions are adequately addressed and answered, there is inadequate ground to move forward with SB2125.

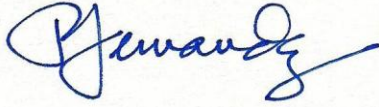
Additionally, there is also the need to define "community" as referenced in SB2125. Who are members of the community? Community-based management may be viewed as a solution as it is presumed that the "community" supports whatever is being proposed but without understanding who the community represents, the initiative may not be in the best interest of the larger community. We have long understood that the State's jurisdiction extends to the high

***Hawai'i Fishermen's Alliance for Conservation and Tradition, Inc.***

***P.O. Box 240813 Honolulu, HI 96824-0813***

water mark and those areas are deemed to be open to the public. We believe that SB2125 is contrary to the larger public interest.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Philip Fernandez", is written over a light-colored rectangular background.

Philip Fernandez, President

where both bill 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 ( UNKOS JOHN KAGAWA, GARY ITO, EDWARD "KOOKIE" RABELAS) (THE LIST GOES ON) WOULD PLAN TRIPS ACROSS TO NI'IIHAU 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, THROW NET 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'IIHAU. GROWING UP IN WAIMEA I REMEMBER SEEING THE FAMILIES OF NI'IIHAU SHOPPING AT ISHIHARA MARKET, KAUMAKANI THRIFTY MART, AND BIG SAVE SUPERMARKETS BUYING CASES AND PALETS OF SUPPLIES TO BRING BACK TO NI'IIHAU ON THE ROBINSON BARDGE THAT PERIODICALLY TRANSITS BACK AND FORTH BETWEEN KAUAI AND NI'IIHAU. 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, AIR STIP 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 KAUAIANS FROM RESIDENTS OF ALL THE OTHER ISLANDS FROM UTILIZING OUR RESOURCES, AS WELL AS ALL THE ISLANDS FROM EACH OTHER. GIVEN MORE NOTICE, WE WOULD HAVE A BETTER TURN OUT IN RESPONSE TO THIS ISSUE. WE ALSO ATTENDED HOUSE HEARING ON WEDNESDAY THE 29TH WHERE BOTH BILLS WERE DEFERRED. THE FEW KAUAI FISHERMEN THAT GO ACROSS TO NI'HAU ARE 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 IS JUST MY OPINION. AS MENTIONED AT THE HR HEARING ON 1/29/14, MORE STUDIES NEED TO BE MADE TO FIND OUT THE FACTS OF FISH POPULATION IN THE WATERS SURROUNDING THE ISLAND OF NI'HAU BEFORE MAKING SUCH A DRASTIC DECISION OF COMPLETE SHUT DOWN. A THOROUGH AUDIT OF EVERYTHING THAT TAKES PLACE ON NI'HAU SHOULD BE DONE. ALSO THE STATE THAT HAS SEPARATED THE STATE LANDS INTO DISTRICTS PUTTING NI'HAU IN DISTRICT 16 (MODERN DAY AHA PUA'A) WHICH INCLUDES NI'HAU, LEHUA, KOLOA AND WAIMEA. ONCE AGAIN I APOUSE THIS BILL. IF IT MAKES ANY DIFFERENCE, I AM A NATIVE HAWAIIAN.

MAHALO NUI LOA

EDWIN RAY "A'ALONA" DELA CRUZ

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [WTLTestimony](#)  
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**Subject:** Submitted testimony for SB2125 on Feb 3, 2014 13:15PM  
**Date:** Thursday, January 30, 2014 9:23:05 AM

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**SB2125**

Submitted on: 1/30/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Ian Amaki	Individual	Oppose	Yes

Comments: Aloha my name is Ian Amaki I am born and raised on the island of Kauai. I feel that closing the access to niihau for a few Hawaiians and blocking out the rest of us fisherman is prejudiced and discrimination by race. I feel there is some other way to benefit both sides of the party. Fishing is our way of life here in Hawaii by taking away a piece of the ocean is like taking away a piece of our culture. Therefore I oppose bill SB2125 thank you for taking the time to read my comment

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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**Subject:** Submitted testimony for SB2125 on Feb 3, 2014 13:15PM  
**Date:** Thursday, January 30, 2014 5:29:49 PM

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**SB2125**

Submitted on: 1/30/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Kahea	Individual	Support	Yes

Comments: SB2125 Aloha mai, I am writing in support of this bill with a request for the following amendments: 1) Section 2b: I'd like to request that "one hundred and five hundred" be changed to "zero and five hundred." 2) Section 2b, line items 1 and 2: I am requesting that the "within two miles of the shoreline" be changed to "within three miles of the shoreline." Thank you for hearing this bill and thank you for your consideration of my request for amendments.

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**Subject:** Submitted testimony for SB2125 on Feb 3, 2014 13:15PM  
**Date:** Sunday, February 02, 2014 9:19:16 PM

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Kahea	Individual	Support	Yes

Comments: Aloha mai kakou: Mahalo no a nui to the sponsors and supporters of SB 2125, and for this opportunity to present testimony. I am a product of the community that this bill seeks to protect, Niihau. Growing up, all problems were resolved amongst us, the families and our Luna Aina. Any major decision concerning the land and the welfare of the whole was made with our Haku Aina, the Robinsons. Things were always taken care of for the betterment of the land. I never envisioned a day that my family members would leave their beloved homes and families to travel here, to Oahu in protection of what sustains them, the land. I never envisioned a day that my family members would be treated with such hostility for protecting what they have always known as their's to protect, Niihau. This land is what gives them life, and it is what has given them life for an eternity. I also never envisioned a day, that our Haku Aina, would be compelled to come forward publicly, to ask for help to protect what they have been doing for over a hundred years now without any support from outside agencies, a burden that they have humbly carried for so long. It is truly heartbreaking to see the level of concern and frustration in the faces of Niihau people and its owners. In regards to those who have a "tradition" or even a "history" of fishing off of Niihau. What people fail to realize is the history and tradition of these families, the Niihau families, and their legacy which goes back thousands of years. Also, with respect to the fisherman and tour companies from outside of Niihau, their practices is a part of a bigger community, a bigger "tradition" of depleting the resources in their areas and moving on. I know this is a sweeping claim and that there are many good people working to preserve our resources, but the fact is that the freedom we enjoy as individuals have not always been tempered by good judgment in regards to the resources shared and needed by all. I see this bill, SB2125, as a means to rectify this recent tradition of poor judgment, and to honor the intelligence of its indigenous people, and the protection of a threatened lifestyle. Should these families lose its ability to sustain itself on Niihau, they may be forced to move and be in danger of assimilating into American society to survive. Which will absolutely extinguish the last native speaking community of Hawaiian in the world, and extinguish the source of who we are as a people. In conclusion, I stand in strong support of SB2125, and send my sincere appreciation to those amongst you who have demonstrated your unwavering support and advocacy for the land, and its people.

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**Cc:** [kunigoto3@gmail.com](mailto:kunigoto3@gmail.com)  
**Subject:** \*Submitted testimony for SB2125 on Feb 3, 2014 13:15PM\*  
**Date:** Saturday, February 01, 2014 5:10:43 PM

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**SB2125**

Submitted on: 2/1/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Kuni Goto	Individual	Support	Yes

Comments:

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## **Testimony by Leimomi Morgan – In Support of SB2125**

Aloha mai kākou,

I am a Hawaiian Studies graduate student at the University of Hawai'i at Mānoa, where I have been fortunate to get to know a few of the Native people of Ni'ihau. While in a summer 'ōlelo Hawai'i immersion program called Mauiakama, I came to know a couple of the Ni'ihau boys, and spent some time with their family and friends in Kaua'i. To put it simply, these people are walking treasures in these ever-changing and over-populated Hawaiian Islands. As a part-Hawaiian myself, I have struggled my whole life to learn the language and ways of my ancestors. This is not only an issue for this select group of people, but an issue also for the fragile populations of Native fish that are being fished-out constantly in our waters. I come from a family of fishermen, and definitely understand the need and taste for the 'ono foods from the sea. However, it also scares me to think that if more regulations are not put in place, there might not be any Native fish left for my children to enjoy, too. In the time before the United States occupation of Hawai'i, there were strict kapu on when and what to fish. This bill also represents a start to the larger need for stronger fishing regulations statewide. The lives and ways of the Ni'ihau people are so precious for the Hawaiian culture and diversity of Hawai'i, and to hear that people from other islands are encroaching on their resources is deeply upsetting. Please pass this senate bill 2125 so that they may continue to practice their ways of living, and that hopefully not all of our Native fish will disappear because of over-fishing. Mahalo.

Thomas T. Shirai Jr  
P. O. Box 601  
Waialua, HI 96791  
Email: [Kawaihapai@hawaii.rr.com](mailto:Kawaihapai@hawaii.rr.com)

February 2, 2014

Committee on Water & Land  
Senator Malama Solomon, Chair  
Senator Brickwood Galuteria, Vice Chair

Committee on Hawaiian Affairs  
Senator Malie Shimabukuro, Chair  
Senator Clayton Hee, Vice Chair

Notice of Hearing  
Monday, February 3, 2014  
1:15PM  
Conference Room 225  
State Capitol  
415 South Beretania Street

Testimony Supporting SB 2125 (Relating to Marine Life Conservation District)

Aloha Chair's Solomon, Shimabukuro, Vice Chair's Galuteria, Hee and Committee Members,

I am a lifetime resident of Mokule'ia with lineage spanning several generations in Waialua. I'm currently serving on the North Shore Neighborhood Board 27 (Sub-District 1 Mokule'ia – Ka'ena Point) who is active in community and cultural concerns. However, I'm testifying as an individual and member of the general public.

I'm in strong support of SB 2125 (Relating Marine Life Conservation District) which is preservation of subsistence resources for the Niihau Community because of the influx of outsiders encroaching upon them 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.

Here in Mokule'ia, my Grandfather taught me the ways of the ocean and shared the following which I've continued throughout my entire life:

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 gathering 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.

If passed and eventually enacted, it's hopeful that SB 2125 gives a long overdue protection of marine seafood subsistence that the Niihau Community is highly deserving of. Perhaps a community pilot project held at Mo'omomi on the Island of Molokai could be done for the Niihau Community.

I humbly request an amendment to SB 2125 by increasing the distance from the shoreline from 2 miles to 3 miles (three mile limit) which would protect near shore and mid to deep water fisheries and their marine resources for the Niihau Community.

The Niihau Community needs help and SB 2125 is legislation needed to accomplish this. Thank you for the opportunity to present testimony supporting SB 2125. Malama Pono.

Thomas T Shirai Jr  
Mokule'ia, Waiialua

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Anela Kamana	Individual	Support	No

Comments:

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**SB2125**

Submitted on: 1/31/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Annette Kuuipolani Kanahele Wong	Individual	Support	No

Comments: I was born, raised, and educated on the island of Niihau. Both of my parents are from Niihau. The ocean has always been the source of food for Niihau residents. There are no stores on the island. The Niihau diet is dependent on fish from the ocean. Without this resource, the future survival of the Niihau people is skeptical.

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Barbara Borgnino	Individual	Support	No

Comments: I support this bill, but also feel native Hawaii's should not be allowed to commercialize these fish stocks, or sell fighting rights to non Hawaiians

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Chai Blair-Stahn	Individual	Support	No

Comments: I support the restrictions on fishing proposed in this bill. In Hawai'i the concept of an ahupua'a was for people to have all the resources needed from mountains to sea. People had to take care of the resources within their ahupua'a; if they didn't, they were NOT allowed to enter someone else's and simply take as much as they desired. Rather than continue to overfish and overharvest our resources, we need to think about how to care for what we have and bring back abundance to areas that have been depleted, rather than further depleting other areas. Thank you.

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**SB2125**

Submitted on: 2/2/2014

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<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Charles	Individual	Support	No

Comments:

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Cherish Register	Individual	Support	No

Comments:

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Cole Yamane	Individual	Support	No

Comments:

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**SB2125**

Submitted on: 2/2/2014

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<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Courtney Bruch	Individual	Support	No

Comments:

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**SB2125**

Submitted on: 2/2/2014

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<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
CTarleton	Individual	Support	No

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Senator Malama Solomon, Chair

Senator Brian T. Taniguchi, Member

Senator Brickwood Galuteria

Water and Land Committee

Monday, February 03, 2014

Support for S.B. No. 2125, S.D. 1, Relating to Marine Life Conservation

The Water and Land Committee includes those relating to sustainability; land and water management, community development, ocean resources, forest management and coastal zone management. I am a ninth grade student at Mililani High School and I am currently working on a Y.E.S.(Youth Envisioning Sustainable) Futures project for my biology and history class on sustaining reefs on Oahu. I strongly support S.B. No. 2125, S.D. 1, Relating to Marine Life Conservation, which would help Hawaii's coral reefs and fishery restoration and conservation. The people of Hawaii need to know that our coral reefs and fishery are dying out, and we need to take action now.

My biology class recently went on a field trip to Maili Beach to check out their tide pool. When we were looking for coral reef and other organisms I noticed that there were trash along the shoreline. We weren't able to find any organisms because it was high tide. Pollution is one of the major concerns because it can easily kill our sea creatures. Plastic bags are the worst to leave on our beaches because the organisms, including coral can suffocate and die. Pollution on Oahu beaches need to be enhanced stronger and must have harsher consequences, so we keep our coral reefs and organisms protected and they can reproduce at a constant rate.

In expanding Oahu's reefs we need to work together and form sustainable reefs. I am also involved in Mililani's Key Club(serve in the community to help our environment) and I will bring up this issue when we meet up again. My name is Darcy Ohta and I am willing to find ways to help this issue, on restoring Oahu's reefs. Please feel free to contact me at [dgirl@hawaii.rr.com](mailto:dgirl@hawaii.rr.com) if you have any questions or concerns. Thank you for this opportunity to testify.

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Daylin-Rose Gibson	Individual	Support	No

Comments:

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Edward Demar Corbell III	Individual	Support	No

Comments:

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Glenn J. Barr	Individual	Support	No

Comments: Ni'ihau Has no fresh water. The Ocean is their resource. If commercial fishing is limited around Ni'ihau Their small population will not affect fish stocks. The fish and culture will ren=bound. Pass this!

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To: Senator Solomon, Chair of the Senate Committee on Water and Land  
Senator Shimabukuro, Chair of the Senate Committee on Hawaiian Affairs  
Re: SB2125 - Relating to Marine Life Conservation District  
Hearing: 1:15pm on February 3, 2014, Room # 225

Chair Solomon, Chair Shimabukuro, and Members of the Committees:

My name is Jacqueline Baker. I am a student at the William S. Richardson School of Law pursuing a certificate in Environmental Law. I am submitting testimony in support of SB2125.

I would like to begin by stating that I am not a local resident of Hawaii and have only lived in this beautiful State for the past 2.5 years. Despite not having any personal connection to the Hawaiian culture, I can still appreciate the immense need to preserve the history and cultural practices of the Native Hawaiians. Hawaii has a history that is unlike any other and in this modern age of cultural blending, unique customs are so easily forgotten. Niihau represents a snap shot of times past and is an exceptional opportunity to allow ancient practices to thrive outside of modern influences. I fully support any effort designed to ensure such a vital representation of living history is able to continue.

Aside from appreciating the need to preserve Native Hawaiian customs and practices, I am also an avid environmentalist and ocean conservationist. Shortly after moving to these islands, I was fortunate enough to have the opportunity to scuba dive in the waters surrounding Niihau. In a single afternoon we saw monk seals, whales, dolphins, and manta rays which amounts to the best day of diving I have done on any of the Hawaiian Islands. I am not a fisherman and I do not know the state of Niihau's fish stocks, but I do know that for any ocean ecosystem to remain healthy and balanced, any fishing that occurs must be done in a sustainable fashion. Too many commercial and recreational fisheries operate under the "take, take, take" mentality and I support any bill that protects an area that has not yet suffered irreparable damage caused by overfishing. Too often measures are taken to restore ocean ecosystems once the destruction has already occurred. I applaud this effort to provide preventative safeguards for Niihau's waters.

Thank you for the opportunity to submit testimony in support of SB2125.

Jacqueline Baker  
[Jacqueline.s.baker@gmail.com](mailto:Jacqueline.s.baker@gmail.com)

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Jamie DeMello	Individual	Support	No

Comments:

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February 2, 2014

Re: Support for SB 2125, RELATING TO MARINE LIFE CONSERVATION DISTRICT.

Aloha Honorable Senators:

Please support SB 2125, RELATING TO MARINE LIFE CONSERVATION DISTRICT.

My husband's grandmother was born and raised on Ni'ihau. While neither my husband or I have ever been to the island, my mother-in-law often shares stories with us of what it was like for her growing up and visiting her 'ohana on Ni'ihau. She would board the boat with her mom and siblings and go back for family parties, to visit aunties and uncles, and to spend time reconnecting with their home island. She fondly recalls the different ways that food was prepared and most of all, the love that was shared.

The Ni'ihau community is dependent upon having access to abundant marine resources for their food and survival. To fail to protect those resources would be to threaten their existence. My family and I are grateful that this measure has been introduced to provide protection for the existence and well-being of the Ni'ihau 'ohana, and we urge you to pass the bill.

In more recent years, I have been fortunate to meet members of the Ni'ihau community through the Hawaiian charter school network, Nā Lei Na'auao. Their connection to the Hawaiian language and unique island culture is invaluable to all of us in Hawai'i.

The Ni'ihau 'ohana are living treasures of Hawai'i, as are the ocean resources upon which they rely. We should do everything necessary to honor, celebrate and protect such precious parts of our island community.

Please pass SB 2125.

Mahalo nui,  
J. Noelani Goodyear-Ka'ōpua, Associate Professor of Political Science, UH Mānoa  
2924 Alphonse Place  
Honolulu, HI 96816

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Jennifer Wheeler	Individual	Support	No

Comments: Please protect the marine resources of Ni'ihau island.

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Joe Ritter	Individual	Support	No

Comments: Please protect these people. Respectfully, Dr. Joe Ritter

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**Joseph N. Donaghy, II**  
212 Ho‘oulu Ln Apt 406  
Wailuku, HI 96793  
(808) 769-8133

February 2, 14

Subject: Support of SB2125

Aloha kākou. I am writing to express my strong support for the passage of SB2125, which will help to protect the lifestyle and livelihood of the Ni‘ihau community. This community has maintain a sustenance lifestyle for centuries, and it breaks my heart to learn how this lifestyle is being threatened by selfish individuals who are intruding into Ni‘ihau waters and wrongfully landing on the island.

I fully understand and support of the need to protect Hawai‘i’s citizens and their access to shorelines on our major islands. However, I strongly believe that the waters surrounding Ni‘ihau and its shorlines should be protected from intrusion by non-residents of the island.

We should look toward the people of Ni‘ihau as an example of a community that has successfully maintained their natural resources, while we have allowed our own waters to be depleted.

Mahalo for your consideration.

Joseph N. “Keola” Donaghy  
Waikulu, Maui

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**SB2125**

Submitted on: 2/3/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Juanita Kawamoto Brown	Individual	Support	No

Comments: I strongly support the need for this bill. As a Native Hawaiian and Ohana to people of Niihau, it is by practicing this legislation that we are still able to feed Hawaii's people 1500 plus years later. We cannot deny the people of Niihau their right to subsistence, the convenience of mass food distribution on all the other major islands is not afforded the Niihau community. All that is asked is to give priority to communities like theirs and allow them control of their destiny and rights to provide for their own. The rest of the people of Hawaii have access to rest of the pacific ocean to troll for food including their local grocers, please respect konohiki kapu systems .

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Kaleiopia Guth	Individual	Support	No

Comments:

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**SB2125**

Submitted on: 1/31/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Kapela Wong	Individual	Support	No

Comments: I strongly believe that prohibiting the taking of aquatic life from a low populated island will not only ensure the survival of marine life but also help maintain Hawaii's precious and delicate ecosystem. Niihau is certainly one of Hawaii's last kipuka meaning that the people of this island are able to live a traditional lifestyle through the island's natural resources. By allowing others to come and take large sums of fish, it will deplete Niihau of all its natural resources, of life. The time to make decisions has passed by, we need to make a change now.

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
KATHERINE ROSEGUO	Individual	Support	No

Comments: Please support this bill and honor the people of Niihau!

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Katie Hoppe	Individual	Support	No

Comments: I believe that as an island community, it is essential for those populations who are relying on their surroundings for subsistence to have their food and resources protected from interference by outsiders.

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
KEANI RAWLINS-FERNANDEZ	Individual	Support	No

Comments:

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**SB2125**

Submitted on: 2/1/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Keao NeSmith	Individual	Support	No

Comments: I support this bill because it protects subsistence fishing for Niihau residents. Kauai residents need to be more engaged in sustainable practices and foster policies that will have the effect of increasing its supply of seafood as needed/wanted by Kauai residents. The same goes for the other islands of Hawaii. We should not be in the practice of harvesting from someone else's yard because of the thrill or because of depletion of natural resources in our own yard. We should be conservation-conscious all the time.

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**SB2125**

Submitted on: 1/30/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Keoki Faria	Individual	Support	No

Comments: The support of this bill is vital to all and everything that is Hawaii. I am in support of this bill with a request that the mile from shoreline be extended to three miles, and the total population be decreased from one hundred to zero. Mahalo no a nui, keoki

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**SB2125**

Submitted on: 1/31/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Kevin Mika Kahuwailani Wong	Individual	Support	No

Comments: My mother was born and raised on the island of Niihau. Her identity and way of life is shaped by the culture present on Niihau. Fishing is the primary source of food on which the the subsistence life style on Niihau is based. Without exclusive access to the ocean and it's resources surrounding Niihau, the Niihau people and their way of life will be lost. The people of Niihau deserve the right to practice their culture without any reservation of fear that the resources that keep them and kept their ancestors alive begin to disappear.

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Kilin	Individual	Support	No

Comments: Please malama the shores and waters of Ni‘ihau as these should be reserved for the inhabitants of Ni‘ihau’s people. Sustainability means that there must be mediation to keep nature in balance. Kapu systems were always in place to serve the purpose of balance. The resources are finite on this tiny isle and need to be protected to ensure longevity for Ni‘ihau’s current and future ‘ohana. Ki

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**SB2125**

Submitted on: 1/31/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Kurt Iona Kaihilani Wong	Individual	Support	No

Comments: My name is Kurt Iona Kaihilani Wong, my family has been living on Niihau for many generations. The ocean is an important resource for the families that live and call Niihau their home. I have seen the effects of over-fishing on the other islands and believe that if outside people continue to over-fish there will be nothing left for the Niihau people as well as the future generations of Hawaiians. The Niihau people are dependent on the ocean and have taken only what is needed and leaving the rest for future needs. Niihau is one of the last places where many of our native ocean life thrive and if we do not take a stand now to protect the delicate ocean life, there will be nothing left in the near future.

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**SB2125**

Submitted on: 1/31/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Lawrence Keola Wong	Individual	Support	No

Comments: My wife was born, raised, and educated on Niihau. My mother-in-law and brother-in-law continue to reside on the island with their families. I have been to Niihau more-than 20 times, at times staying there for three months at a time; therefore, I have witnessed the Niihau community dependence on the ocean for their survival.

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Leah Lilia Lindsey Martinho	Individual	Support	No

Comments: Please pass this bill and help Niihau. It's important to protect.

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Leialoha	Individual	Support	No

Comments: I would like to give testimony in support of this bill. I most ardently agree with what SB 2125 proposes. As a resident of Hawaii I believe that the shores off of Niihau should be left alone and not open to the public, but should be managed by the residents of Niihau who have lived a traditional Hawaiian lifestyle for centuries. We should be supporting communities who live a sustainable lifestyle, and those who TRAVEL to the waters surrounding Niihau should be focusing on revitalizing their own community fisheries so that they do not have to take from another's. I hope this bill is passed without hesitation.

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Leimana	Individual	Support	No

Comments:

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Liam Kernell	Individual	Support	No

Comments: Please protect the vulnerable people of Ni'ihau by placing restrictions on island access and overfishing/overharvesting of their critical resources.

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**SB2125**

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Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Lisa Kaanoi	Individual	Support	No

Comments:

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Marion Cadora	Individual	Support	No

Comments:

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Matthew	Individual	Support	No

Comments:

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To the legislation of 2014

Regarding HB 1687 and SB 2125 and HB 1685

You have to know the facts about the people of Niihau and the protection they need is from the Robinson's. The civil rights have been violated forever by the Robinson's. They are not allowed to speak freely about how they are treated. If they speak the truth they are banned from living on Niihau, Their entire family is banned. Their civil rights are pre historic. The Robinson's have polluted and harmed the fish on Kauai for decades; look at the reefs along the South and West side of Kauai. Watch the plastic from their fields flow into the ocean every time it rains here. The reefs are covered in silt from their fields. They have done major harm to our island. Do not let them continue to harm our environment here or on Niihau ever. HB 1687 and HB 1685 have to be killed. The ocean is all one eco-system; you need to protect the entire state of Hawaii, although first you need to know the facts. You have not met with any one on Kauai to learn before you act. Listen to the people who know the past and present family's from Niihau and the civil rights that have been violated. Meet with them. If you want to protect their ability to fish from the shore as that is the style of fishing they do, then make a law that states no one can fish from the shore. If commercial industry harms the fish then stop the military from harming the fish with sonar. Listen to the law makers from Kauai before you make a bill that the law makers from Kauai know is wrong. The problems with Niihau are created by the Robinson's do not reward them with more laws for their self-interest. The waters of the state have to be protected as one body of water; it is all connected and always has been. It is not to be divided by requests from a person who has a military agenda. That do not live here, that do not know the facts and the truth. Protect the environment through science based facts, not through the questionable request of a land owner. Speak with the law makers from Kauai to gather some truth, and then look further.

Sincerely Mel Wills III

[CaptMelWills@msn.com](mailto:CaptMelWills@msn.com) 808 635 5795 Kalaheo Kauai .

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Roxane Stewart	Individual	Oppose	No

Comments:

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Ryan Bell	Individual	Support	No

Comments: Aloha Water and Land and Hawaiian Affairs committees, I urge you to pass bill SB2125. As it is written in the bill, Ni'i'hau is one such cultural kipuka. I believe because Ni'i'hau residents maintain a traditional lifestyle their cultural practices, fishery and nearshore resources need to be protected from non-residents coming over to harvest these resources. Mahalo for your time and work.

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Schar Freeman	Individual	Support	No

Comments: Aloha Senators, Please join hearts and hands to pen this into a law for the protection and health as well as sustainability for our neighboring island of Ni'ihau and her people. It is very important to help maintain law and order on the shores of this particular island. There have been so many people filled with greed gleaning the shores of this fragile environment and this should not be allowed to happen. ONLY the born and raised Niihau people should be allowed to fish and gather along the shores and for the proposed 2 mile buffer around the entire island of Ni'ihau.

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Shannon Rudolph	Individual	Support	No

Comments: Support.

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**Subject:** SB 2125  
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Aloha,

My name is Tadashi Muratake, and I strongly oppose this Bill. I am a lifelong fisherman of Hawaiian decent and I find this Bill highly offensive. I stand in opposition of this Bill for a number of reasons. First of all, there still is no hard data to support such a harsh measure that would deeply impact so many lives. Here are some questions that need answers before moving forward. How many people currently live on Niihau?, what is their annual fish consumption?, what is the fish population?, what was the fish population five years ago?, Is there a significant change?, what has been the impact on the fish population since bringing more monk seals to Niihau from the North West Hawaiian Islands? How many recreational fisherman/commercial fishermen fish the waters around Niihau? These questions need answers.

Secondly, Taking away such a large portion of my fishing grounds would be devastating to my family's survival. I am a lifelong resident of Kauai and have been fishing and diving the waters around Niihau for over thirty years. If anyone should know about the fish population around Niihau it is the fishermen, and I can tell you that it is healthy.

Also, how can it be ok for Bruce robinson to allow the military and tourists access to the island and at the same time try to deny other Hawaiians access to the ocean that he does not own? Bruce Robinson should not be making a profit from true outsiders while at the same time asking the state to help him deny Hawaiians their right to fish and gather.

Finally, trying to protect our marine resources by stepping on our rights as fishermen and Hawaiians is not the answer. Hopefully if we work together we can come up with a better answer. Mahalo, and Aloha!

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [WTLTestimony](#)  
**Cc:** [terevarevahaunui@gmail.com](mailto:terevarevahaunui@gmail.com)  
**Subject:** \*Submitted testimony for SB2125 on Feb 3, 2014 13:15PM\*  
**Date:** Sunday, February 02, 2014 10:43:46 PM

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Terevarevahaunui Jacobson	Individual	Support	No

Comments:

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**To:** [WTLTestimony](#)  
**Cc:** [terez\\_lindsey@yahoo.com](mailto:terez_lindsey@yahoo.com)  
**Subject:** \*Submitted testimony for SB2125 on Feb 3, 2014 13:15PM\*  
**Date:** Sunday, February 02, 2014 9:06:13 PM

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Terez Lindsey	Individual	Support	No

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**Cc:** [chibichiluvr@gmail.com](mailto:chibichiluvr@gmail.com)  
**Subject:** \*Submitted testimony for SB2125 on Feb 3, 2014 13:15PM\*  
**Date:** Sunday, February 02, 2014 2:09:41 PM

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Tessa Boyer	Individual	Support	No

Comments:

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**To:** [WTLTestimony](#)  
**Cc:** [tyresakapu@yahoo.com](mailto:tyresakapu@yahoo.com)  
**Subject:** Submitted testimony for SB2125 on Feb 3, 2014 13:15PM  
**Date:** Sunday, February 02, 2014 12:45:20 PM

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
tyresa kapu	Individual	Support	No

Comments: I support this bill. Keep Niihau private and respect the island.

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**To:** [WTLTestimony](#)  
**Cc:** [rittew@hotmail.com](mailto:rittew@hotmail.com)  
**Subject:** Submitted testimony for SB2125 on Feb 3, 2014 13:15PM  
**Date:** Sunday, February 02, 2014 11:16:41 AM

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Walter Ritte	Individual	Support	No

Comments: My name is Walter Ritte from the Island of Molokai. Molokai has the same problem as Ni'ihau, I support this bill SB2125. SUBSISTENCE AND SHARING IS THE PREFERRED WAY OF LIFE FOR HAWAIIANS.

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**To:** [WTLTestimony](#)  
**Cc:** [wiles@hawaii.edu](mailto:wiles@hawaii.edu)  
**Subject:** \*Submitted testimony for SB2125 on Feb 3, 2014 13:15PM\*  
**Date:** Sunday, February 02, 2014 8:30:31 PM

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Wendy Miles	Individual	Support	No

Comments:

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**To:** [WTLTestimony](#)  
**Cc:** [alajimine@gmail.com](mailto:alajimine@gmail.com)  
**Subject:** Submitted testimony for SB2125 on Feb 3, 2014 13:15PM  
**Date:** Sunday, February 02, 2014 2:57:54 PM

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Ajimine 'Ohana	Individual	Comments Only	No

Comments: STOP the obtrusive occurrences that are happening upon their unique lifestyle.

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**To:** [WTLTestimony](#)  
**Cc:** [haleyk@hawaii.edu](mailto:haleyk@hawaii.edu)  
**Subject:** Submitted testimony for SB2125 on Feb 3, 2014 13:15PM  
**Date:** Sunday, February 02, 2014 9:52:45 AM

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Haley Kailiehu	Individual	Comments Only	No

Comments: February 2, 2014 Re: Support for SB 2125, RELATING TO MARINE LIFE CONSERVATION DISTRICT. Aloha Honorable Senators: Please support SB 2125, RELATING TO MARINE LIFE CONSERVATION DISTRICT. About two years ago I went through an unforgettable experience. I was invited to teach art on the island of Niihau. I spent about a week there with the ohana (family) and had such an amazing time. The one thing I remember distinctly was their aloha towards me. They knew that I loved opihi (limpets) so they went out to the kai (ocean) and brought some back for me to eat before sundown. Coincidentally two students were graduating when I was there so they put together a huge luau (commemorative party), which meant gathering a lot fish and cooking it for the feast. There was just enough for everyone to eat and enjoy! I noticed that a lot of the foods we were eating were straight from the kai (ocean) so I asked them why that was and they described to me that there is a lack of water on the island so they're not able to grow a lot of food rendering plants. They're highly dependent on the resources from the kai (ocean) as it is their many means of sustenance The family living on the island of Niihau is very precious. They live together and survive together. We need to protect their resources and save them from a life of hardship. Please pass SB 2125. Mahalo nui, Haley Kailiehu, PhD student (UHM, College of Education) 3660 Kahekili Hwy., Wailuku, HI 96793 (808)281-2002

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**To:** [WTLTestimony](#)  
**Cc:** [nalani.1010@gmail.com](mailto:nalani.1010@gmail.com)  
**Subject:** Submitted testimony for SB2125 on Feb 3, 2014 13:15PM  
**Date:** Sunday, February 02, 2014 10:10:31 PM

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**SB2125**

Submitted on: 2/2/2014

Testimony for WTL/HWN on Feb 3, 2014 13:15PM in Conference Room 225

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Nalani Griffiths	Individual	Comments Only	No

Comments: Today there are less than 8,000 people who are pure Hawaiian. Enough has been taken from the people of Hawaii. Most people that I speak with on the mainland don't understand that Hawaiian is it's own separate race. When I say that I'm part Hawaiian, they ask if that means I'm Samoan or Tongan. Please protect the people of Ni'ihau and please protect their way of life. Teach others that Hawaiian is it's own race. If the Hawaiian race was an endangered animal they would have more legal protection. Protect Hawaiians and their way of life!

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**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

Senator Maile S. L. Shimabukuro, Chair, Committee on Hawaiian Affairs  
Senator Clayton Hee, Vice Chair, Committee on Hawaiian Affairs  
Members, Senate Committee on Hawaiian Affairs

**Date:** January 30, 2014

**Subject:** Testimony in Support of Senate Bill 2125: Relating to Marine Life Conservation District  
Hearing Date: February 3, 2014 at 1:15 p.m.

Aloha mai kakou:

Mahalo no a nui to the sponsors and supporters of SB 2125, and for this opportunity to present testimony. I am a product of the community that *this bill seeks to protect, Niihau. Growing up, all problems were resolved amongst us, the families and our Luna Aina. Any major decision concerning the land and the welfare of the whole was made with our Haku Aina, the Robinsons. Things were always taken care of for the betterment of the land. I never envisioned a day that my family members would leave their beloved homes and families to travel here, to Oahu in protection of what sustains them, the land.*

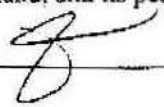
I never envisioned a day that my family members would be treated with such hostility for protecting what they have always known as their's to protect, Niihau. This land is what gives them life, and it is what has given them life for an eternity. I also never envisioned a day, that our Haku Aina, would be compelled to come forward publicly, to ask for help to protect what they have been doing for over a hundred years now without any support from outside agencies, a burden that they have humbly carried for so long. It is truly heartbreaking to see the level of concern and frustration the Niihau people and its owners.

In regards to those who have a "tradition" or even a "history" of fishing off of Niihau. What people fail to realize is the history and tradition of these families, the Niihau families, and their legacy which goes back thousands of years. Also, with respect to the fisherman and tour companies from outside of Niihau, their practices is a part of a bigger community, a bigger "tradition" of depleting the resources in their areas and moving on. I know this is a sweeping claim and that there are many good people working to preserve our resources, but the fact is that the freedom we enjoy as individuals have not always been tempered by good judgment in regards to the resources shared and needed by all.

I see this bill, SB2125, as a means to rectify this recent tradition of poor judgment, and to honor the intelligence of its indigenous people, and the protection of a threatened lifestyle. Should those families lose its ability to sustain itself on Niihau, they may be forced to move and be in danger of assimilating into American society to survive. Which will absolutely extinguish the last native speaking community of Hawaiian in the world, and extinguish the source of who we are as a people.

In conclusion, I stand in **strong support** of SB2125, and send my sincere appreciation to those amongst you who have demonstrated your unwavering support and advocacy for the land, and its people.

Name: Kahealani Kaohelauiji Faria

Signature: 

Address: 2640 Dole Street, Honolulu, Hawaii 96822

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

Senator Maile S. L. Shimabukuro, Chair, Committee on Hawaiian Affairs  
Senator Clayton Hoc, Vice Chair, Committee on Hawaiian Affairs  
Members, Senate Committee on Hawaiian Affairs

**Date:** January 30, 2014

**Subject:** Testimony in Support of Senate Bill 2125: Relating to Marine Life Conservation District  
Hearing Date: February 3, 2014 at 1:15 p.m.

Aloha mai kakou,

Mahalo nui for this opportunity to present testimony. I stand in strong support of Senate Bill 2125 which provides greater protection for the ecosystems of Hawaii's least populated islands, such as Niihau, whose communities currently, or in the future, may depend upon healthy and carefully managed nearshore fisheries for their subsistence and cultural needs.

In particular, I support Section 2 with the following amendments:

- Pertaining to the population in Section 2A, it should be changed from zero to five hundred *individuals*.
- In Section 2A (1 & 2), I would ask that the protected area be increased to within three miles of the shoreline of the island, instead of two as the bill currently reads.

I believe that this will allow these communities to act accordingly within their traditions to restore the balance within these systems without threat or intrusion from others. In addition, I believe that support of this bill will benefit the overall well being of Hawaii's fisheries, as fish protected within these areas will move into areas previously depleted due to issues highlighted within this bill.

I would also like to highlight the importance of Section 2C, which allows the department of land and natural resources to adopt administrative rules to implement this section. These communities have long standing successful traditions of protecting and managing their own resources without support or help from outside of their communities, such as Niihau. In light of the recent hostilities toward Niihau residents by outsiders I believe that it is the state's responsibility to protect them from confrontational and potentially violent situations while acting in protection of their fisheries.

In conclusion, I stand in strong support of Senate Bill 2125 and send my sincere aloha to those who have authored, solicited support, and who support this bill for their ability to understand the depth and importance of things relating to the land and it's people. Generations to come will benefit from the foresight of legislation such as this.

Name: Brian Farib Signature: Brian Farib

Address: 2640 Dole St. E-152 Honolulu, HI 96822

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

Senator Maile S. L. Shimabukuro, Chair, Committee on Hawaiian Affairs  
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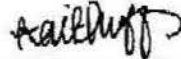
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Name: Kaitlyn (Kait) Huff Signature: 

Address: 1054 Ke'eaumoku street, Hanalei, HI 96722

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

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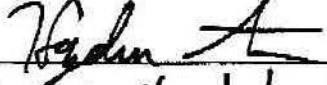
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Name: Hayden Atkins Signature: 

Address: 1654 Keeaumoku St Honolulu, HI 96822



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

Senator Maile S. L. Shimabukuro, Chair, Committee on Hawaiian Affairs  
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Name: RYAN SASAKI Signature: 

Address: 1654 Keenamoku St Honolulu, HI 96822

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
 Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
 Members, Senate Committee on Water and Land

Senator Maile S. L. Shimabukuro, Chair, Committee on Hawaiian Affairs  
 Senator Clayton Hoo, Vice Chair, Committee on Hawaiian Affairs  
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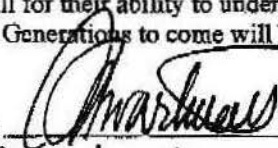
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Name: Suzanne Swartman Signature: 

Address: 95-202 Nohonani Pl. Kaneohe HI

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

Senator Maile S. I. Shimabukuro, Chair, Committee on Hawaiian Affairs  
Senator Clayton Hee, Vice Chair, Committee on Hawaiian Affairs  
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Name: EVVA LIM

Signature: 

Address: 92-306 Kiowao Place, Kapolei, HI 96707



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

Senator Maile S. L. Shimabukuro, Chair, Committee on Hawaiian Affairs  
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**Date:** January 30, 2014

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Hearing Date: February 3, 2014 at 1:15 p.m.

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Name: Carolyn Remedios Signature: Carolyn Remedios

Address: 45-206 Nohonani Pl. Kaneohe 96744

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
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Name:

Jessica Stamm

Signature:

Jessica Stamm

Address:

550 Po Box 241028 Honolulu, HI 96824

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
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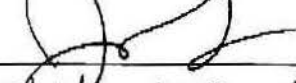
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Name: Joshua Stamm Signature:   
Address: PO Box 241028 Honolulu, HI 96824

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
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Name: Ipo Morri Signature: 

Address: 47-123 Waialehua Rd Kaneohe HI 96744



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
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Name: Keilly Swartman-Hogan

Signature: 

Address: 46-202 Nohonani Pl.

Kamehame, HI

96744



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

Senator Maile S. I. Shimabukuro, Chair, Committee on Hawaiian Affairs  
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Name: Laurel Kila Signature: 

Address: 1515 Kamehameha Ave Apt #101 Honolulu HI 96814

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
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Name: Lavanina K. Kia Signature: LAVANINA K. KIA

Address: 1450 PALA ST. #1206 HON. HI - 96817

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

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Name: Wendy Kia Signature: Wendy Kia  
Address: 1515 Nuuanu Ave #153 96817



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

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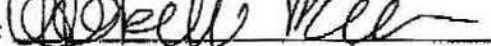
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Name: Hokulani Beale Signature: 

Address: 1450 Aiala St. # 1206 Honolulu, HI 96817

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Name: Shirley Kawamoto Signature: 

Address: 1725 Apuake Street, Honolulu, Hawaii 96817

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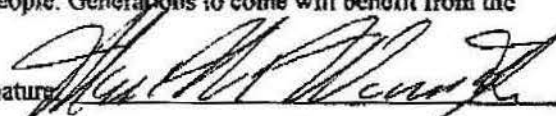
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Name: Mark M. Warrington Signature: 

Address: 1515 Nuuanu Ave #119 Honolulu HI 96817



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
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Name: MICHELE BOWEN Signature: 

Address: 909 West Grove Pkwy Apt. 2007 Tempe, AZ 85283

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
 Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
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Name: C. Kes'ohuni Warrington Signature: C. Kes'ohuni Warrington

Address: 1515 Kamehameha Ave., # 1656 Honolulu HI 96817



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
 Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
 Members, Senate Committee on Water and Land

Senator Maile S. L. Shimabukuro, Chair, Committee on Hawaiian Affairs  
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**Date:** January 30, 2014

**Subject:** Testimony in Support of Senate Bill 2125: Relating to Marine Life Conservation District  
 Hearing Date: February 3, 2014 at 1:15 p.m.

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Name: SHARMALE BARRES

Signature: [Handwritten Signature]

Address: PO BOX 1845 KUNIAWAO, HI 96792

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
 Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
 Members, Senate Committee on Water and Land

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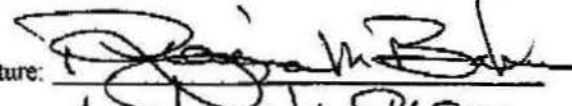
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Name: Resina M. Eda Signature: 

Address: 1526 Hala Drive A, Hanalei, HI 96817



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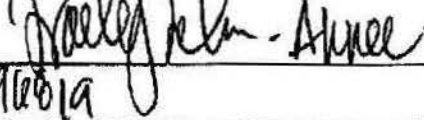
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Name: WADE BAHNI-AH NEE Signature:   
 Address: 1520 HALEA DR. HONOLULU, HI 96819

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
 Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
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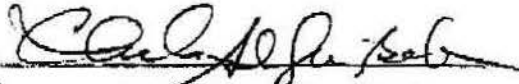
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Name: Charles Anna-Brown Signature: 

Address: 1526 Hana Drive A, Hanalei, HI 96817



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
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Name: NOHEA TAUFASAU

Signature: 

Address: 2081 YOUNG ST., APT. 5, HONOLULU, HI 96826

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

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Name: Brock Huddleston Signature: Brock Huddleston  
Address: 2081 Young St. Apt 5 Honolulu, HI 96826



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
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Name: Kyle Kaiser Signature: Kyle Kaiser  
Address: 5496 Kalaniana'olaha Hwy, Honolulu, HI 96821

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
 Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
 Members, Senate Committee on Water and Land

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Name: Jeremiah Figueroa

Signature: 

Address: 1341 Kaihala St Makiki HI 96822



To: Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galutria, Vice Chair, Committee on Water and Land  
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Name: Howard Chi Signature: 

Address: 95-1037 Kaapehu St #263, Niihau HI 96789

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Name: JOEL NAKAMURA

Signature: 

Address: 11020 Pili Kai ST APT 5 HONOLULU HI 96822



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
 Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
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Name: Aryton Page Signature: 

Address: 930 Kaneke St Apt. 1103 Honolulu, HI 96814

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
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Name: Rosemary Keamou-Grickland

Signature: 

Address: 5037 Mo'i Rd Hanapepe, HI 96816



**To:** Senator Melama Solomon, Chair, Committee on Water and Land  
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Name: Tama Rios

Signature: 

Address: 654A

Judd Street, Honolulu, HI 96817

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
 Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
 Members, Senate Committee on Water and Land

Senator Maile S. L. Shimalukuro, Chair, Committee on Hawaiian Affairs  
 Senator Clayton Hee, Vice Chair, Committee on Hawaiian Affairs  
 Members, Senate Committee on Hawaiian Affairs

**Date:** January 30, 2014

**Subject:** Testimony in Support of Senate Bill 2125: Relating to Marine Life Conservation District  
 Hearing Date: February 3, 2014 at 1:15 p.m.

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Name: Florence P. Nicholas Signature: Florence P. Nicholas

Address: 2143 Puunani Lane Hon, HI 96819



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
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Name: VERNON NIIHU-PUHUPAU Signature: Vernon Niihu-Puhupau

Address: 816 BIRCH ST #306 HONO, HI 96814



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
 Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
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Name: Hapuaiani Nuanu-Pulipua Signature: Meguelani Nuanu Pulipua

Address: 816 Birch St. #306 Hon, HI 96814



To: Senator Malama Solomon, Chair, Committee on Water and Land  
 Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
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Senator Maile S. L. Shimabukuro, Chair, Committee on Hawaiian Affairs  
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Name: Lacey Karahole Signature: Lacey Karahole

Address: P.O. box 1722 96792



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
 Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
 Members, Senate Committee on Water and Land

Senator Maile S. L. Shimabukuro, Chair, Committee on Hawaiian Affairs  
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Name: Johnny Kanahole Signature: Johnny Kanahole  
 Address: P.O. box 1222 96752



To: Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galateria, Vice Chair, Committee on Water and Land  
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Senator Maile S. L. Shimabukuro, Chair, Committee on Hawaiian Affairs  
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Name: Kalchua Kanahela Signature: Kalchua Kanahela  
Address: P.O box 1222 96752



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
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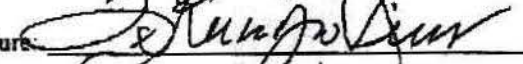
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Name: Kunipo Kim Signature: 

Address: 84-889 Moa St. Waianae, HI 96792



To: Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galateria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

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Name: Maynard Kelley Signature: Maynard Kelley  
Address: P.O. Box 69049 Makaweli, HI 96769

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

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Name: Kalei Kanahale Signature: Kalei Kanahale  
Address: P.O. BOX 1222 96752

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
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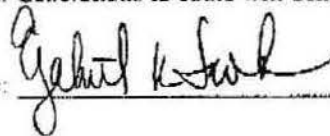
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Name:

Elizabeth Jacobs

Signature:



Address:

PO Box 12124



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
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Name: Rebecca Kupatnide Signature: [Handwritten Signature]  
 Address: 440 Lowery St Honolulu HI 96815

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
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Name: Mike Cyma Signature: 

Address: 1732 Clua St, Honolulu, HI,

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
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Name: Kalani Kea Signature: 

Address: 830 - Paani St 303 ~~96804~~ 96804

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

Senator Maile S. L. Shimabukuro, Chair, Committee on Hawaiian Affairs  
Senator Clayton Hee, Vice Chair, Committee on Hawaiian Affairs  
Members, Senate Committee on Hawaiian Affairs

**Date:** January 30, 2014

**Subject:** Testimony in Support of Senate Bill 2125: Relating to Marine Life Conservation District  
*Hearing Date: February 3, 2014 at 1:15 p.m.*

Aloha mai kakou.

Mahalo nui for this opportunity to present testimony. I stand in strong support of Senate Bill 2125 which provides greater protection for the ecosystems of Hawaii's least populated islands, such as Niihau, whose communities currently, or in the future, may depend upon healthy and carefully managed nearshore fisheries for their subsistence and cultural needs.

In particular, I support Section 2 with the following amendments:

- Pertaining to the population in Section 2A, it should be changed from zero to five hundred individuals.
- In Section 2A (1 & 2), I would ask that the protected area be increased to within three miles of the shoreline of the island, instead of two as the bill currently reads.

I believe that this will allow these communities to act accordingly within their traditions to restore the balance within these systems without threat or intrusion from others. In addition, I believe that support of this bill will benefit the overall well being of Hawaii's fisheries, as fish protected within these areas will move into areas previously depleted due to issues highlighted within this bill.

I would also like to highlight the importance of Section 2C, which allows the department of land and natural resources to adopt administrative rules to implement this section. These communities have long standing successful traditions of protecting and managing their own resources without support or help from outside of their communities, such as Niihau. In light of the recent hostilities toward Niihau residents by outsiders I believe that it is the state's responsibility to protect them from confrontational and potentially violent situations while acting in protection of their fisheries.

In conclusion, I stand in strong support of Senate Bill 2125 and send my sincere aloha to those who have authored, solicited support, and who support this bill for their ability to understand the depth and importance of things relating to the land and its people. Generations to come will benefit from the foresight of legislation such as this.

Name: Kenji Shimata Signature: Kenji Shimata

Address: 45-122 Namoku Street Kaneohe, HI

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

Senator Maile S. I. Shimabukuro, Chair, Committee on Hawaiian Affairs  
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Name: COLETT WELCH Signature: 

Address: P.O. Box 1509 KAPA'A, HI. 9674



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

Senator Maile S. L. Shimabukuro, Chair, Committee on Hawaiian Affairs  
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Name: Diana Bowman Signature: Diana Bowman

Address: 5034 Haua'alo Rd. Kapaa HI 96746

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galucra, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

Senator Maile S. L. Shimabukuro, Chair, Committee on Hawaiian Affairs  
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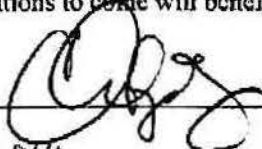
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Name: Christopher S.K. Izon Signature: 

Address: 930 Kahaka St. 1102 Hon, HI 96814



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

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Name:

*Naomi N. Naselmenito*

Signature:

*Naomi N. Naselmenito*

Address:

*1525 PENNSACOLA ST. # 45 Hon HI 96822.*

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
 Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
 Members, Senate Committee on Water and Land

Senator Maile S. L. Shimabukuro, Chair, Committee on Hawaiian Affairs  
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Name: Math Love Signature: Math Love

Address: 41-209 Ikaohale St Waimanalo HI

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
 Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
 Members, Senate Committee on Water and Land

Senator Maile S. L. Shimabukuro, Chair, Committee on Hawaiian Affairs  
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Name: Ehu Karahak Signature: 

Address: P.O. Box 690228

Makawele He 96769

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land  
  
Senator Maile S. L. Shimabukuro, Chair, Committee on Hawaiian Affairs  
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Name: DANA A Kaohelauii Signature: Dana A. Kaohelauii

Address: P.O. Box 690273 Makaweli, HI 96769

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

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Name: Fay Palana Kainilani Niinu Jr Signature: Fay Palana Kainilani Niinu Jr

Address: P.O. Box 690053 MAKAHEE HI 96769



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

Senator Maile S. L. Shimabukuro, Chair, Committee on Hawaiian Affairs  
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Name: M. Ella Kanakeke Signature: M. Ella Kanakeke

Address: P.O. Box 690246 Makaweli Hi 96769

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

Senator Maile S. L. Shimabukuro, Chair, Committee on Hawaiian Affairs  
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Name: Anna K Kaohelaui Signature: Anna K Kaohelaui

Address: P.O BOX 690273 Makaweli HI 96769

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
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Name: Rochelle L. Kanahala Signature: Rochelle L. Kanahala

Address: P.O. BOX 69050 Makawae HI 96769

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galutera, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

Senator Maile S. L. Shimabukuro, Chair, Committee on Hawaiian Affairs  
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Name: Tiaina K. Ta'ala Signature: 

Address: P.O. Box 69049 Makaweli, HI 96769

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
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Members, Senate Committee on Water and Land

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In conclusion, I stand in strong support of Senate Bill 2125 and send my sincere aloha to those who have authored, solicited support, and who support this bill for their ability to understand the depth and importance of things relating to the land and it's people. Generations to come will benefit from the foresight of legislation such as this.

Name: Colleen K. Niace Signature: Colleen K. Niace

Address: P.O. Box 690053 MAKAUOLI HI 96769



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
 Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
 Members, Senate Committee on Water and Land

Senator Maile S. I. Shimabukuro, Chair, Committee on Hawaiian Affairs  
 Senator Clayton Hee, Vice Chair, Committee on Hawaiian Affairs  
 Members, Senate Committee on Hawaiian Affairs

**Date:** January 30, 2014

**Subject:** Testimony in Support of Senate Bill 2125: Relating to Marine Life Conservation District  
 Hearing Date: February 3, 2014 at 1:15 p.m.

Aloha mai kakou.

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Name: Janelle Niau Signature: Janelle Niau

Address: P.O. Box 69053 Makapuu HI 96769

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

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Name: Annice K. Kanahala Signature: Annice K. Kanahala

Address: P.O. Box 262 Makanihale, HI

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
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Name: Diane H. Kanahē Signature: Diane H. Kanahē  
Address: P.O. Box 690156, Makaweli, HI, 96769

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
 Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
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Name: Keiki Aloha K. Signature: Jehannaha Keiki Aloha K.

Address: P.O. Box 262



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
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Name:

Kelmar Karahule

Signature:

Kelmar Karahule

Address:

PO Box 1154 Volcano Hawaii 96785



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
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Name: Katdyna K Kanahala

Signature: 

Address: P.O. Box 154 Makawali HI 96767

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
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Name: chassidy-ann K. Kanahale Signature: Chassidy Ann K Kanahale  
Address: 8020 Ho'omanu St. Kekaha, HI 96752

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
 Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
 Members, Senate Committee on Water and Land

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Name: Rob L Escudora Signature: 

Address: 832 Paani St # 303, Honolulu, HI 96826



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
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Name: Kualii Lum

Signature: 

Address: Honolulu

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
 Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
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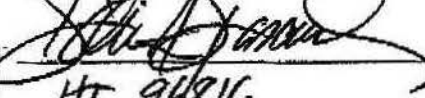
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Name: Darin Paschal Signature: 

Address: 2138-E 10th Ave., Hon., HI 96816



**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

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Name: JEFF Au Hoy Signature: [Signature]  
Address: 821A WILWILI ST HON HI 96826

**To:** Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

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Name: Kira Lee Signature: Kira Lee

Address: 1654 Keaunohu St., Honolulu, HI 96822

To: Senator Malama Solomon, Chair, Committee on Water and Land  
Senator Brickwood Galuteria, Vice Chair, Committee on Water and Land  
Members, Senate Committee on Water and Land

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Aloha mai kakou:

Mahalo no a nui to the sponsors and supporters of SB 2125, and for this opportunity to present testimony. I am a product of the community that this bill seeks to protect, Niihau. Growing up, all problems were resolved amongst us, the families and our Luna Aina. Any major decision concerning the land and the welfare of the whole was made with our Haku Aina, the Robinsons. Things were always taken care of for the betterment of the land. I never envisioned a day that my family members would leave their beloved homes and families to travel here, to Oahu in protection of what sustains them, the land.

I never envisioned a day that my family members would be treated with such hostility for protecting what they have always known as their's to protect, Niihau. This land is what gives them life, and it is what has given them life for an eternity. I also never envisioned a day, that our Haku Aina, would be compelled to come forward publicly, to ask for help to protect what they have been doing for over a hundred years now without any support from outside agencies, a burden that they have humbly carried for so long. It is truly heartbreaking to see the level of concern and frustration <sup>of</sup> the Niihau people and its owners.

In regards to those who have a "tradition" or even a "history" of fishing off of Niihau. What people fail to realize is the history and tradition of these families, the Niihau families, and their legacy which goes back thousands of years. Also, with respect to the fisherman and tour companies from outside of Niihau, their practices is a part of a bigger community, a bigger "tradition" of depleting the resources in their areas and moving on. I know this is a sweeping claim and that there are many good people working to preserve our resources, but the fact is that the freedom we enjoy as individuals have not always been tempered by good judgment in regards to the resources shared and needed by all.

I see this bill, SB2125, as a means to rectify this recent tradition of poor judgment, and to honor the intelligence of its indigenous people, and the protection of a threatened lifestyle. Should these families lose its ability to sustain itself on Niihau, they may be forced to move and be in danger of assimilating into American society to survive. Which will absolutely extinguish the last native speaking community of Hawaiian in the world, and extinguish the source of who we are as a people.

In conclusion, I stand in strong support of SB2125, and send my sincere appreciation to those amongst you who have demonstrated your unwavering support and advocacy for the land, and its people.

Name: Kahcalani Kaohelaulii Faria

Signature: 

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