



**HB1745
RELATING TO TRAINING**

House Committee on Ocean, Marine Resources, & Hawaiian Affairs

January 30, 2018

9:45 a.m.

Room 312

The Office of Hawaiian Affairs (OHA) **STRONGLY SUPPORTS** HB1745, which is a bill in OHA's 2018 Legislative Package. HB1745 **expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law**, so that they may understand and make decisions that are consistent with their fiduciary obligations to the Native Hawaiian people, and to the public trust. As OHA has done in the past, our agency will continue to pay to develop and administer this course, rather than requesting general funds for such purposes.

A training course in Native Hawaiian Law and the Public Trust for policymakers is necessary to fulfill the trust obligations and responsibilities held by the State of Hawai'i towards Kānaka Maoli. Accordingly, since 2013, OHA has offered a Native Hawaiian Law training course for state and county legislators, board and commission members, and other relevant individuals to attend on a voluntary basis. Based on the success of this course, since 2015, members of certain key state boards and commissions have been required to attend a Native Hawaiian Law training course within one year of their appointment. **Course attendees have consistently and continually expressed their appreciation for the course, and have overwhelmingly indicated that as a result of the course, they better understood the State's legal responsibilities towards Native Hawaiians and the public trust.**

The additional state and county officials who would be required to attend a training course under this measure implement policy decisions, administer resources, and manage programs that directly impact Native Hawaiian traditional and customary rights, natural and cultural resources, and the public trust. Each of the agencies represented have specific duties to protect and enforce Native Hawaiian rights, and to administer the public trust in the interest of its beneficiaries, including Native Hawaiians. **Notably, notwithstanding the broad range of expertise and experiences of the individuals elected, appointed, and hired for these positions, many may not possess knowledge of the unique legal rights and responsibilities that relate to Native Hawaiians, or to the public trust.** Unfortunately, this has likely contributed to a sense of disenfranchisement felt by many in the Native Hawaiian community, and policy decisions that have failed to uphold the

constitutional duties of the State and its counties.

Requiring training course attendance by the officials named in this bill, each of whom has unique kuleana to the Native Hawaiian community and under the public trust, will ensure that a greater number of critical decisionmakers are provided with the information they need to successfully fulfill the State's and counties' legal obligations. **More fully-informed decision-making by these individuals will thereby help to uphold our constitutional mandates, increase public confidence in state and county decision-making, and reduce conflicts and legal challenges in policymaking as well as policy implementation and enforcement.** Towards this end, OHA has and will continue to commit funds for the further development and administration of a Native Hawaiian Law and Public Trust training course, eliminating the need for appropriations from the state general fund.

In its current form HB1745 omits from the proposed requirement the deputy directors of the Department of Land and Natural Resources, who are critical decision-makers with authority over many issues involving Hawaiian practices and the resources they depend upon. This omission may significantly limit the effectiveness of this measure and the fulfillment of its purposes. Therefore, to more fully realize the intent of this bill, OHA respectfully requests that the Committee amend the language of Section 2, line 16-17 to read as follows:

(2) The first deputy, deputy for water, and division
heads of the department of land and natural
resources;

Accordingly, OHA strongly urges the Committee to **PASS HB1745**. Mahalo nui loa for the opportunity to testify on this important measure.

DAVID Y. IGE
Governor

SHAN S. TSUTSUI
Lieutenant Governor

LUIS P. SALAVERIA
Director

MARY ALICE EVANS
Deputy Director



LAND USE COMMISSION
Department of Business, Economic Development & Tourism
State of Hawai'i

DANIEL ORODENKER
Executive Officer

Bert K. Saruwatari
Planner
SCOTT A.K. DERRICKSON AICP
Planner

RILEY K. HAKODA
Chief Clerk/Planner

FRED A. TALON
Drafting Technician

Statement of
Daniel E. Orodenker
Executive Officer
Land Use Commission
Before the
House Committee on Ocean, Marine Resources, and Hawaiian Affairs
Tuesday January 30, 2018
9:45 AM
State Capitol, Conference Room 312

In consideration of
HB 1745
RELATING TO TRAINING

Chair Ing, Vice Chair DeCoite, and members of the Committee on Ocean, Marine Resources, and Hawaiian Affairs:

The Land Use Commission supports this measure to expand the training courses on Native Hawaiian and Hawaiian Rights.

Commissioners have had the opportunity to attend these training sessions for the past several years. During that time the feedback we have received from our commissioners and staff has been overwhelmingly positive. Many commissioners and staff have opted to attend more than one session due to the value in learning the most current information to assist them in carrying out their duties.

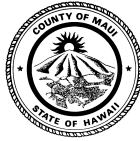
Thank you for the opportunity to testify on this matter.

Council Chair
Mike White

Vice-Chair
Robert Carroll

Presiding Officer Pro Tempore
Stacy Crivello

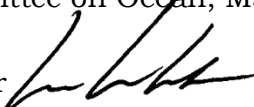
Councilmembers
Alika Atay
Elle Cochran
Don S. Guzman
Riki Hokama
Kelly T. King
Yuki Lei K. Sugimura



COUNTY COUNCIL
COUNTY OF MAUI
200 S. HIGH STREET
WAILUKU, MAUI, HAWAII 96793
www.MauiCounty.us

January 29, 2018

TO: The Honorable Kaniela Ing, Chair
House Committee on Ocean, Marine Resources, & Hawaiian Affairs

FROM: Mike White
Council Chair 

SUBJECT: **HEARING OF JANUARY 30, 2018; OFFERING COMMENTS ON
HB 1745, RELATING TO TRAINING**

Thank you for the opportunity to offer **comments** on this measure. The purpose of this bill is to require certain additional government decision-makers at both the state and county levels to complete the Office of Hawaiian Affairs' training courses on Native Hawaiian and Hawaiian rights established by Act 169, SLH 2015.

The Maui County Council has not had the opportunity to take a formal position on this measure. Therefore, I am providing this testimony in my capacity as an individual member of the Maui County Council.

Training on Native Hawaiian history, law, and rights is crucial in assisting decision makers create policies that respect, perpetuate, and reflect the culture of our islands.

I support the intent of this measure, but offer the following comments:

1. Understanding the effectiveness of the training course created by the Office of Hawaiian Affairs through Act 169, the Maui County Council passed Bill 119 (2016). The bill required the Maui, Molokai, and Lanai Planning Commissions along with the Hana Advisory Committee, to take part in this specific Native Hawaiian law training course. In deliberations over the bill, Councilmembers were informed that funding was available from the Office of Hawaiian Affairs to meet these training requirements.
2. In the fall of 2017, the Maui County Department of Planning attempted to organize the training for commissioners. They were notified that trainings were only available on weekends and at a central location. Training was not available for each island or during a commission meeting. Therefore, this would require travel by Molokai, Lanai, and Hana members to a central location. As funds were not available for such travel, the county requested to utilize the Council's video conferencing system. For Molokai, Lanai, and Hana to view the training being conducted in the Council Chamber, a live-stream must be broadcasted on Akaku, our public access television provider. Due to the nature of the training, the Office of Hawaiian Affairs did not want the training to be broadcasted.

January 29, 2018

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3. Logistics are still being discussed to allow future Maui County trainings. However, appropriate funding is necessary to implement the trainings effectively. Please keep in mind that Maui County consists of Maui, Molokai, Lanai, and the rural district of Hana. Each of these unique areas have their own commissions and therefore, would be required to travel to a central location, or individual trainings would need to be organized in their respective communities. Appropriate funding is necessary, otherwise this will become another unfunded mandate.
4. When legislative bodies are subject to training, especially when it may relate to official board business, the sunshine law must also be considered. Hawaii Revised Statutes, 92-2.5 (e) states:
(e) Two or more members of a board, but less than the number of members which would constitute a quorum for the board, may attend an informational meeting or presentation on matters relating to official board business, including a meeting of another entity, legislative hearing, convention, seminar, or community meeting; provided that the meeting or presentation is not specifically and exclusively organized for or directed toward members of the board. The board members in attendance may participate in discussions, including discussions among themselves; provided that the discussions occur during and as part of the informational meeting or presentation; and provided further that no commitment relating to a vote on the matter is made or sought.
5. Trainings that encompass issues that are or may become board business must be conducted in compliance with Chapter 92-2.5 (e). An alternative is to exempt this specific training from the sunshine law.

These comments are offered with the spirit and desire to make this training achievable statewide and not as a deterrent. The training created by the Office of Hawaiian Affairs is truly invaluable and should be expanded.

Mahalo.

DAVID Y. IGE
GOVERNOR OF
HAWAII



STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES

POST OFFICE BOX 621
HONOLULU, HAWAII 96809

Testimony of
SUZANNE D. CASE
Chairperson

Before the House Committee on
OCEAN, MARINE RESOURCES & HAWAIIAN AFFAIRS

Tuesday, January 30, 2018
9:45 AM
State Capitol, Conference Room 312

In consideration of
HOUSE BILL 1745
RELATING TO TRAINING

House Bill 1745 proposes to expand training on Native Hawaiians Rights by expanding the categories of people required to attend. **The Department of Land and Natural Resources (Department) supports this measure as a way to ensure a deeper understanding of native Hawaiian rights in government.**

The Department has encouraged its pertinent staff to attend the training, provided there is space and most have taken advantage of the opportunity. Department staff who have previously attended have commented that the training is well worth the time spent. The Department asks that at least one additional training be added per year so that staff have adequate options to fit their schedules. The Department appreciates the Office of Hawaiian Affairs providing this training.

Thank you for the opportunity to testify on this measure.

SUZANNE D. CASE
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

ROBERT K. MASUDA
FIRST DEPUTY

JEFFREY T. PEARSON, P.E.
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

Council Chair
Mike White

Vice-Chair
Robert Carroll

Presiding Officer Pro Tempore
Stacy Crivello

Councilmembers
Alika Atay
Elle Cochran
Don S. Guzman
Riki Hokama
Kelly T. King
Yuki Lei K. Sugimura



COUNTY COUNCIL
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WAILUKU, MAUI, HAWAII 96793
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January 29, 2018

TO: Honorable Kaniela Ing, Chair
House Committee on Ocean, Marine Resources, & Hawaiian Affairs

FROM: Stacy Helm Crivello
Councilmember

A handwritten signature in cursive script, appearing to read "Stacy Helm Crivello", is written over the printed name.

DATE: Tuesday, January 30, 2018

SUBJECT: **SUPPORT OF HB 1745, RELATING TO TRAINING**

Thank you for the opportunity to testify in **support** of this important measure. The purpose of this measure is to require certain additional government decision-makers at both the state and county levels to complete the Office of Hawaiian Affairs' training courses on Native Hawaiian and Hawaiian rights established by Act 169, SLH 2015.

I **support** this measure for the following reasons:

1. The training course has educated decision-makers, lawmakers and government staff about their legal responsibilities regarding the rights of Native Hawaiians and the public trust.
2. The training has provided a deeper understanding of the public land trust, native Hawaiian traditional and customary rights, Hawaii's water laws, native Hawaiian burials and the public trust doctrine enabling public officials to be better equipped to develop and implement policies.
3. Expanding the required training to additional state and county officials helps ensure a greater level and wider berth of understanding and protection of the native Hawaiian and Hawaiian people.

For the foregoing reasons, I **support** this measure.

2018HB1745Support

HB-1745

Submitted on: 1/29/2018 2:26:12 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Councilmember Yuki Lei Sugimura	Maui County Council	Support	No

Comments:

I am in support of this measure which requires government decision-makers at both State and Cunt levels to complete the OHA training corses on Native Hawaiian culture and rights established by ACT 169, SLH 2015.

Thank you.

Yuki Lei Sugimura

HB-1745

Submitted on: 1/27/2018 12:10:47 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Millie Ho		Support	No

Comments:

I **STRONGLY SUPPORT HB1745**, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to **PASS HB1745**.

Harry Kim
Mayor



Wil Okabe
Managing Director

Barbara J. Kossow
Deputy Managing Director

County of Hawai'i Office of the Mayor

25 Aupuni Street, Suite 2603 • Hilo, Hawai'i 96720 • (808) 961-8211 • Fax (808) 961-6553
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January 29, 2018

Representative Kaniela Ing, Chair
Committee on Ocean, Marine Resources and Hawaiian Affairs
Hawai'i State Capitol, Room 309
Honolulu, HI 96813

Dear Chair Ing and Committee members:


**RE: HB 1745 Related to training courses on Native Hawaiian and
Hawaiian rights
Hearing: 01/30/18 – 9:45 am; House Conference Room 312**

I am often reluctant to endorse any mandate, especially an unfunded mandate that will impact county governments. However, there are few things as important as fostering a better understanding of Hawai'i's First Nation, and I have heard great things about the OHA training course.

Therefore, I support the concept behind HB 1745. However, I think there needs to be more detail. For example, what is the time commitment that each participant must make? It would seem that if training is mandated, there should also be a mandate that the course be no more than a certain number of hours.

I would also ask that a provision be made to offer the courses on the neighbor islands so that travel will not become a barrier to participation. It seems to me that at least twice a year on each island would be the minimum necessary.

Respectfully submitted,



Harry Kim
Mayor

Center for Hawaiian Sovereignty Studies
46-255 Kahuhipa St. Suite 1205
Kane'ohe, HI 96744
Tel/Fax (808) 247-7942
Kenneth R. Conklin, Ph.D. Executive Director
e-mail Ken_Conklin@yahoo.com
Unity, Equality, Aloha for all



To: HOUSE COMMITTEE ON OCEAN, MARINE RESOURCES, &
HAWAIIAN AFFAIRS

For hearing Tuesday, January 30, 2018

Re: HB 1745

RELATING TO TRAINING.

Requires certain additional government decision-makers at both the state and county levels to complete the Office of Hawaiian Affairs' training courses on Native Hawaiian and Hawaiian rights established by Act 169, SLH 2015.

TESTIMONY IN OPPOSITION

Last year OHA cajoled the legislature into passing a law that forced heads of specified state and county departments to take a training course whose content and instructors are dictated by OHA. This year OHA wants to expand its empire by requiring more government employees of additional departments to endure the OHA training. Next year OHA will seek to expand even further.

Make no mistake about what's going on here. OHA has certain views on controversial political issues and wants to make sure that decision-makers and employees of other government agencies get brainwashed to believe in OHA's propaganda, with no presentation of opposing views. Would any member of a state or county department dare to ask a question in class that challenges the correctness of what the OHA-designated teacher is saying, or disagrees with the opinions being presented? By analogy, imagine the situation of a middle-school student from a Christian fundamentalist family being forced to attend a sex-education course which graphically describes anal sex as normal behavior, and whose parents are denied the right to opt-out.

This bill places one state agency, OHA, in a position of authority over other state agencies by requiring employees to pass a course whose purpose is to brainwash them with the political views of OHA. Dozens -- perhaps hundreds -- of state and county department heads would now be placed under the direct authority and supervision of OHA, knowing that if they refuse to kow-tow to their OHA instructor they will be given a failing grade in this mandatory course and will then be ineligible to continue in their job. Does any state agency other than OHA exercise comparable authority over other agencies?

OHA has certain views regarding who owns the ceded lands and whether the state has a right to sell parcels of ceded lands. The Hawaii Supreme Court made a 5-0 decision upholding OHA's views. But on appeal, the U.S. Supreme Court ruled 9-0 that OHA's views are wrong. Can we expect OHA to teach correct information about who owns the ceded lands and whether the state can sell them?

OHA has certain views about the Hawaiian revolution of 1893 that overthrew the monarchy, and points to the Blount Report of 1893

and the U.S. apology resolution of 1993 to bolster OHA's views. But those views are controversial, and are disproved by the Morgan Report issued by the U.S. Senate in 1894 and by the majority report of the Native Hawaiians Study Commission issued by a joint Senate/House commission in 1996. Can we expect OHA to provide both sides of this controversy, or will OHA brainwash state employees by teaching only the views OHA endorses?

This bill would require government employees to learn about, and give deference to, the ancient Hawaiian religion as the justification for various state laws and practices regarding water rights for taro, protection of ancient burials, etc. It would constitute an establishment of religion contrary to the First Amendment of the U.S. Constitution; and it would also force employees who have no Hawaiian blood to bow to a religion which portrays people who do have Hawaiian blood as possessing an inherent God-given right to rule these islands.

This bill requires government employees to learn about "traditional and customary rights" of Native Hawaiians to ensure that in carrying out their duties, the employees will give respect and deference to Native Hawaiian beliefs and cultural values. For example, we might expect employees to be trained regarding sacred places, the reasons why taro patches are given special guarantees of access to water, the reasons why ancient burials must not be disturbed, etc.

Those topics, and many others, are based in the ancient Hawaiian religion, which has a creation legend which today's sovereignty activists (incorrectly) describe as portraying Native Hawaiians (and only Native Hawaiians) as genealogically the children of the gods and the brothers to these islands, and the younger brothers

of the taro plant, in a way nobody ever can be who lacks a drop of native blood.

The Hawaiian religion is the only one to be given special deference under the terms of this bill; thus this bill would be a government establishment of religion. Under terms of this legislation, government money will be used to indoctrinate government employees with a religious belief. Furthermore, the way that belief is likely to be taught can best be described as religious fascism because it provides a theological justification for giving governmental authority over land-use decisions to a particular racial group.

In 1819, the year before the American missionaries came to Hawaii, the sovereign King Liholiho Kamehameha II, with his birth mother Keopuolani and his regent stepmother Queen Ka'ahumanu, and with Kahuna Nui (High Priest) Hewahewa, exercised self-determination on behalf of all native Hawaiians to abolish the ancient religion, and ordered the destruction of the heiaus and burning of idols. Those ethnic Hawaiians who try to resurrect the ancient religion for political purposes disrespect the decision of their ali'is and ancestors. By seeking to elevate that ancient religion above all other religions, they disrespect the right to freedom of religion possessed by all Americans.

This committee should not disrespect the mainstream majority of today's ethnic Hawaiians, and the multiracial, multicultural people of Hawaii, by passing this bill. Please vote "No."

HB-1745

Submitted on: 1/29/2018 2:50:36 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Shane Akoni Nelsen	Kuakini Hawaiian Civic Club	Support	No

Comments:

Aloha Chair and members of the committee,

Its imperative that those who are making critical decisions for Native Hawaiians should have some understanding and background on that community. I urge that you strongly support HB1745. Mahalo, Shane

HB-1745

Submitted on: 1/28/2018 11:36:35 AM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Benton Kealii Pang, Ph.D.	Hawaiian Civic Club of Honolulu	Support	No

Comments:

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to **PASS HB1745**.

decoite2 - Amanda

From: Paul Bucher <rockmanpaul@gmail.com>
Sent: Monday, January 29, 2018 10:15 AM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

HB-1745

Submitted on: 1/28/2018 5:45:17 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
De MONT R. D. CONNER	Ho'omanapono Political Action Committee (HPAC)	Support	Yes

Comments:

Aloha Ke Kaua! WE ARE IN STRONG SUPPORT OF THIS BILL. In light of recent events with Judge Blaine Kobsyashi's issuance of a frivolous Bench Warrant against Maui Community College professor Kaleikoa Ka`eo, it is clear that even at the State Court levels of government, individuals need to be trained in the laws that govern native Hawaiians. WE RESPECTFULLY REQUEST PASSAGE OF THIS BILL. Mahalo.

decoite2 - Amanda

From: kahili@hawaiiantel.net
Sent: Monday, January 29, 2018 10:10 AM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust.

This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

HB-1745

Submitted on: 1/28/2018 6:36:56 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Joseph Kohn MD	We Are One, Inc. - www.WeAreOne.cc - WAO	Support	No

Comments:

decoite2 - Amanda

From: Lani Kaleikini <lanibkaleikini@gmail.com>
Sent: Monday, January 29, 2018 10:45 AM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

Professor Melody Kapilialoha MacKenzie
Ka Huli Ao Center for Excellence in Native Hawaiian Law
William S. Richardson School of Law, UH–Mānoa
2515 Dole Street, Honolulu, Hawai'i 96822

H.B. 1745
Relating to Training

House Committee on Ocean, Marine Resources, & Hawaiian Affairs

Rep. Kaniela Ing, Chair
Rep. Lynn DeCoite, Vice Chair

Hearing on Tuesday, January 30, 2018, at 9:45 a.m.

Mahalo for this opportunity to submit testimony in strong **support** of H.B. 1745, which expands the applicability of Act 169, Session Laws of Hawai'i 2015, to require that certain state and county officials attend the Native Hawaiian law training course, funded by the Office of Hawaiian Affairs (OHA). This training is necessary so that more key decision-makers will better understand their legal responsibilities to Native Hawaiians and their public trust duties.

I am a professor at the William S. Richardson School of Law and the founding director of Ka Huli Ao Center for Excellence in Native Hawaiian Law. I have been the lead at Ka Huli Ao in working with OHA to establish and implement the training. We began this training initiative in 2013 and, since then, Ka Huli Ao has conducted ten Native Hawaiian law trainings with almost 700 people in attendance. Although Act 169 specifically targets members of state boards, councils, and commissions, a number of state legislators, county councilmembers, and other decision-makers and staff have also attended the trainings.

The response to the training course has been overwhelmingly positive. As a result, Ka Huli Ao was invited to hold a training on Kaua'i for key state and county decision-makers. We were also honored to provide condensed training sessions to both the University of Hawai'i Board of Regents and the Governor's Cabinet. Finally, we have received requests from both Maui County and Hawai'i Island County to bring the training to those islands.

Another indication of the success of the training course has been the positive evaluations and feedback we have received from attendees. The evaluations from our most recent December 2017 training indicate that 88% of those responding were *very satisfied* with the course. Furthermore, 77% of those responding felt that the course provided them with a better understanding of the state's legal and trust responsibilities. When asked to identify the most important "take-aways" from the December 2017 training, responses included:

- We all have a responsibility to protect our natural and cultural resources
- I am a trustee; all public natural resources are held in trust by the state for the benefit of the people

- [The] Public trust doctrine has a particular articulation in Hawaii
- There are no vested rights in water
- Native Hawaiian interests are everyone's interests
- Traditional & customary rights need to be clarified/brought into the 21st century
- Be proactive in dealing with iwi [Native Hawaiian ancestral remains] in light of climate change and environmental threats
- The law is still unclear and so black & white application is not yet possible
- Lawmakers and agencies must really understand the underlying laws and cultural history to make good decisions

We believe that the training courses have greatly increased the understanding of attendees and have given them the knowledge and tools to aid in making difficult decisions. Furthermore, the training course facilitates interactions and discussion between attendees, allowing them to share concerns and possible solutions with each other, thus helping to build common understanding and increased cooperation among different agencies and departments.

Our natural and cultural resources are irreplaceable. The state's duty to protect these resources is enshrined in our State constitution and other laws, and has been reaffirmed by our courts time and again. Expanding the training course requirement to include those identified in this bill will help to ensure that more key decision-makers have a better understanding of their obligations to Native Hawaiians and the public trust, especially in relation to traditional and customary rights, the public land trust, water, and iwi kūpuna.

Mahalo for this opportunity to express **strong support** for H.B. 1745.

decoite2 - Amanda

From: Keoahunui Warrington <cualesmile@aol.com>
Sent: Monday, January 29, 2018 11:41 AM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

Constance Keoahunui Uale Warrington

Sent from my iPhone

HB-1745

Submitted on: 1/29/2018 12:33:59 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Jeanne Kapela		Support	Yes

Comments:

I am a 23-year-old Native Hawaiian woman. I grew up in the Kona community on the Big Island, but my family was not affluent. We had enough to get by, but little more. Looking back on my childhood, I can see that the struggles we faced were not only the result of individual choices, but stemmed from generations of dispossession and cultural trauma faced by the Native Hawaiian people in their homeland.

Ever since the onslaught of annexation in 1898, the Hawaiian people have been marginalized. Hawaiian children comprise the largest demographic in the public school system, yet Hawaiian language and cultural programming is scarce and has been cut back to make room for standardized testing. Hawaiians are also dramatically overrepresented in the state's prison system. People of Native Hawaiian ancestry make up roughly 25 percent of the state's population, but approximately 39 percent of incarcerated detainees, according to a comprehensive study by the Office of Hawaiian Affairs. The situation is even worse for Hawaiian women, who comprise 19.8 percent of the state's female population, but 44 percent of the state's female inmate population. We are routinely denied access to sacred lands and silenced in conversations about how to care for our beloved 'Ä• ina, including atop the summit of Mauna Kea.

State officials cannot make informed decisions about how government policies will impact the indigenous community without a better understanding of Hawaiian history and Hawaiian's cultural practices. As an emerging young leader, I want to build a future in which myself and my children are filled with aloha and reverence for the manner in which who we were yesterday shapes who we are today and where we will voyage tomorrow. For the sake of future generations of Hawaiians and the preservation of their previous heritage, I humbly ask you to pass this bill.

HB-1745

Submitted on: 1/26/2018 10:23:55 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Tamara Paltin		Support	No

Comments:

Aloha Representatives,

I am testifying in strong support of (HB1745) having additional government officials attend a Native Hawaiian Law and Public Trust Training Course. After what happened this past week with Judge Blaine Kobayashi and Deputy Prosecuting Attorney Tiare Nakata on Maui, it is obvious that additional training is necessary at all levels and training additional government officials would better ensure that these key decisionmakers better understand their obligations to Native Hawaiians and under the public trust. Allowing for this bill to move forward would lessen the confusion and hurt that we are continually having to endure regarding Native Hawaiian issues due to lack of education by government officials. My children and grandchildren are enrolled in Hawaiian immersion schools, this issue is not going to go away the movement for reviving the Hawaiian language is growing, and so we should be proactive. I sincerely believe this would be a good thing for all of Hawaii nei - many government officials are really trying to do the best they can but when they have no knowledge of this place, of the culture of this place and may have just moved here with an MBA or MPA or grew up isolated from this culture it makes their job so much harder they are missing a piece of the puzzle and they may not even realize it. Please pass this bill, this type of education will lessen the frustrations and help all of us to move forward.

Respectfully,

Tamara Paltin 808-870-0052

HB-1745

Submitted on: 1/27/2018 12:10:47 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Millie Ho		Support	No

Comments:

I **STRONGLY SUPPORT HB1745**, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to **PASS HB1745**.

HB-1745

Submitted on: 1/29/2018 1:33:51 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Keani		Support	No

Comments:

HB-1745

Submitted on: 1/29/2018 3:11:43 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Zaneta Shintani		Support	No

Comments:

Aloha,

He mea nui ka maopopo Ê»ana i ka pilina politika kÅ«ikawÄ• o ke aupuni HawaiÊ»i i ko ke kÅ«lana o nÄ• Ê»Ä• iwi HawaiÊ»i.

KÄ• koÊ»o.

naÊ»u na KÄ«hau

HB-1745

Submitted on: 1/27/2018 12:32:53 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Kalani Thanee		Support	No

Comments: Support HB 1745 - Expanding the Native Hawaiian Law Training Course I STRONGLY SUPPORTÂ HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

HB-1745

Submitted on: 1/27/2018 1:12:20 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Nako?olani Warrington		Support	No

Comments:

I **STRONGLY SUPPORT HB1745**, which expands the application of **Act 169 (Session Laws 2015)** to provide certain additional state and county officials with training on Native Hawaiian and public trust law. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to **BETTER UPHOLD CONSTITUTIONAL MANDATES**. Please support and **PASS HB1745**.

HB-1745

Submitted on: 1/29/2018 3:51:55 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Joellen Salisbury		Support	No

Comments:

I STRONGLY SUPPORT HB1745. I believe state and county officials as well as policymakers need to know and understand the State's legal responsibilities towards Native Hawaiians and public trust. The OHA-sponsored Native Hawaiian Law Training Course provides attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Therefore, I respectfully urge the Committee to **PASS HB1745.**

HB-1745

Submitted on: 1/27/2018 1:17:17 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Sophia De soto		Support	Yes

Comments:

I **STRONGLY SUPPORT HB1745**, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to **PASS HB1745**.

HB-1745

Submitted on: 1/29/2018 4:03:39 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Kama Hopkins		Support	No

Comments:

decoite2 - Amanda

From: Joy Mills-Ferren <keahipua@gmail.com>
Sent: Monday, January 29, 2018 2:41 PM
To: omhtestimony
Subject: Please PASS HB1744

I am Kanaka Maoli - As Hawaiiin

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to **PASS HB1745**.

Joy Keahipuakauikawekiu Mills-Ferren
Kailua Kona , Hawaii
96740

Sent from my iPhone

HB-1745

Submitted on: 1/27/2018 1:39:09 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Javier Mendez-Alvarez		Support	No

Comments:

HB-1745

Submitted on: 1/27/2018 2:34:18 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Teja Vickrey		Support	No

Comments:

I am in support for a Hawaiian Interpreter for the pending hearing and case and believe that Hawaiians will be allowed equal rights and able to use their own native tongue.

HB-1745

Submitted on: 1/27/2018 3:07:32 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Leanne Fox		Support	No

Comments:

I **STRONGLY SUPPORT HB1745**, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy.

I respectfully urge the Committee to **PASS HB1745**.

Mahalo, Dr. Leanne Kealoha Fox

HB-1745

Submitted on: 1/27/2018 4:27:17 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Kaulana Dameg		Support	No

Comments:

I **STRONGLY SUPPORT HB1745**, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to **PASS HB1745**.

HB-1745

Submitted on: 1/27/2018 4:38:12 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
cheryl		Support	No

Comments:

In light of all of the misinformation, years of colonial oppression of the history, culture, traditions, and language of the Kanaka of the Hawaiian Islands, I feel it is imperative that every person employed by the "State" of Hawai'i receive this training as stated in this bill. It is great to hear that what has been done up to this point has been well-received! Please support this bill.

HB-1745

Submitted on: 1/27/2018 5:47:45 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Yoshiko Jade Mokihana Carrel		Support	No

Comments:

I **STRONGLY SUPPORT HB1745**, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to **PASS HB1745**.

HB-1745

Submitted on: 1/28/2018 2:54:59 AM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Sandra C. Castell	retired	Support	No

Comments:

Dear Hawaiian Affairs Committee Members,

I am OFA beneficiary, and I submit the following testimony:

I **STRONGLY SUPPORT HB1745**, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to **PASS HB1745**.

Yours truly,

Sandra Coffey Castell

91-1298 Kaikohola St.

Ewa Beach, Hawaii 96706

HB-1745

Submitted on: 1/28/2018 9:07:50 AM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Jeff Gilbreath		Support	No

Comments:

I **STRONGLY SUPPORT HB1745**, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to **PASS HB1745**.

HB-1745

Submitted on: 1/28/2018 10:16:51 AM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Moana Ching		Support	No

Comments:

Aloha mai,

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to **PASS HB1745**.

Me ka ha'aha'a,

Ulu Ching

Hilo, Hawaii

HB-1745

Submitted on: 1/28/2018 12:49:02 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Wayne		Support	No

Comments:

Aloha mai Chair Ing, Vice Chair DeCoite, and Members of the Committee,

Too much time and resources have been spent correcting unlawful albeit unintentional decisions by state and county officials who have not had the opportunity to learn about their concrete legal obligations to the Native Hawaiian and larger communities. Please **support** this common-sense legislation to improve the efficiency and legal consistency of state and county actions with regards to Native Hawaiian rights and the public trust doctrine.

Mahalo nui for your favorable consideration of this measure!

Wayne Tanaka

HB-1745

Submitted on: 1/29/2018 8:26:36 AM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Aulii Mitchell		Support	No

Comments:

Aloha to whom it may concern, this is a testimonny in favor of the HB1745.

Aulii Mitchell

HB-1745

Submitted on: 1/29/2018 9:37:22 AM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Noalani Nakasone	Individual	Support	No

Comments:

I am a Native Hawaiian and I am from Kauai.

I urge you to please support this bill.

Mahalo!

HB-1745

Submitted on: 1/29/2018 9:38:17 AM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Letani Peltier		Support	No

Comments:

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to **PASS HB1745**.

HB-1745

Submitted on: 1/29/2018 9:42:11 AM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Donna K Santos		Support	Yes

Comments:

I am a Native Hawaiian from Kauai and I urge your support on this bill.

decoite2 - Amanda

From: chadwick brown <chadwickb96793@gmail.com>
Sent: Saturday, January 27, 2018 7:57 PM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

decoite2 - Amanda

From: Katie Collins <katiejeancollins@yahoo.com>
Sent: Saturday, January 27, 2018 6:19 PM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

Katie Fredrickson

Sent from my iPhone

decoite2 - Amanda

From: Lloydette Helenihi <lloydettewa@yahoo.com>
Sent: Saturday, January 27, 2018 11:30 AM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

decoite2 - Amanda

From: Hooululahui Perry <hooululahui@gmail.com>
Sent: Monday, January 29, 2018 8:33 AM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

Mahalo nui loa,
Ho'oululāhui Erika Perry

(808) 990-7510

decoite2 - Amanda

From: ljab3@aol.com
Sent: Sunday, January 28, 2018 8:04 AM
To: omhtestimony
Subject: Support of HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

Aloha,
Lisa Jaber

decoite2 - Amanda

From: Analu Josephides <analumlis@gmail.com>
Sent: Saturday, January 27, 2018 11:38 AM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

Mahalo,

Analu Kameeiamoku Josephides

decoite2 - Amanda

From: Tabatha Kandiah <tabbykandiah@gmail.com>
Sent: Sunday, January 28, 2018 8:03 AM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

I further ask that you make all classes available to all who are interested in learning and protecting our rights!

Mahalo nui loa,
Tabatha Lei Simon Kandiah

decoite2 - Amanda

From: Jimmy Kuroiwa <kuroiwaj@earthlink.net>
Sent: Sunday, January 28, 2018 10:28 AM
To: omhtestimony
Subject: HB 1745

Sent from [Mail](#) for Windows 10

TESTIMONY IN OPPOSITION TO HB 1745 RELATING TO TRAINING

TO: KANIELA ING, CHAIR; LYNN DE COITE, VICE CHAIR
COMMITTEE: OCEAN, MARINE RESOURCES, & HAWAIIAN AFFAIRS
SUBJECT: RELATING TO TRAINING
DATE AND TIME: TUESDAY JANUARY 30, 2018 AT 9:45 A.M.
PLACE: STATE CAPITOL, CONFERENCE ROOM 312
FROM: JAMES KUROIWA, DIR ALLIANCE FOR WORKERS FREEDOM

We provide testimony in strong opposition to HB 1745. Information are available to all citizens of the United States, and where HB 1745 is not required.

The Islands of Hawaii were visited and occupied by the Marquesan's around the year 300 AD. Then, around 1300 AD the second migration occurred by the Tahitians and later the Samoans.

Then Capt. Cook located the Islands on January 18, 1778, changing the Islands forever.

Kamehameha I began consolidating the Islands in 1782, and completed the task in 1810, when King Kaumualii of Kauai agreed to become part of the Kingdom of Hawaii.

Kamehameha III presented the Kingdom's first Constitution and became a Constitutional Monarchy in 10/8/1840. The Constitution of the Kingdom has been amended and approved continuously into the current Constitution of the State of Hawaii from 6/4/1852, 8/20/1864, 7/6/1887, 7/4/1894 (Republic), 4/30/1900 (Territory), 8/21/1959 (State), and 11/7/1978. The chain has never been broken.

Also, Kamehameha III established the Great Mahele (division of land) in 1845 and was accepted on 9/7/1848 by the Kingdom Legislature, which subdivided and had owners assigned to all the lands in the Kingdom. The Great Mahele as described in the Constitution has not changed since 9/7/1848 and only amended with changes in land subdivisions and ownership until today. The chain has never been broken.

The transfer agreement of Crown Lands to the Hawaiian Kingdom Government on January 3, 1865, was signed by Kamehameha V and accepted by the Kingdom Legislature. The transfer consolidated the Crown and Government Lands and the documents are available for review at the State of Hawaii Judicial Records, also at the State of Hawaii Library and the U.H. Hamilton Library.

Liliuokalani vs. the United States filed in the U.S. Court of Claims attempted to gain income from Ceded Lands on November 20, 1909, and the Court decided against her on May 16, 1910, and without appeal from Liliuokalani. The Court accepted and referenced the July 7, 1898 Newlands Resolution annexing the Republic of Hawaii.

A document of some 1,000 pages was presented by the U.S. Senate Committee on Foreign Affairs No. 227 to Congress on February 24, 1894 that provides much history of Hawaii. The report is also known as the Morgan Report that includes sworn testimony from Commissioner James Blount and many others who experienced the overthrow.

The overthrow of the Monarchy began in 1874, when Kalakaua was elected King over Emma. Most of the citizens preferred Emma as Queen and the result of the Legislative vote caused three days of rioting. Kalakaua requested for British support where they failed to respond, causing the newly elected King to request the U.S. Navy and Marines to assist. The U.S. responded and the riots ended.

The overthrow on January 17, 1893, is known through historical documents that the Committee of Safety, composed of Hawaiian Kingdom citizens, removed the Queen, her Cabinet, and her Sheriff. They were replaced with the Provisional Government of the Islands of Hawaii on January 17, 1893.

We also know through sworn testimony that the United States Ambassador Stevens and Capt. Weltse of the USS Boston and its troops debarked on January 16, 1893 and camped at Arion Hall and was never involved in the removal of the Queen.

The notarized testimony by the Committee on Safety submitted to the U.S. Senate Committee of Foreign Affairs on January 4, 1894, stated, "That the reason of the confidence of the committee in its ability to accomplish its object was that the same men who were supporting the movement had carried through a peaceful revolution in 1887 and suppressed an armed uprising in 1889."

The organized armed men involved were under the command and control of the Provisional Government and were citizens of the Kingdom from the 1890 Kalakaua disbanded Honolulu Rifles.

The Republic of Hawaii is annexed by the United States of America on July 7, 1898 and becomes the Territory of Hawaii. The Newlands Joint Resolution passed the House on June 15, 1898 with a 209 to 91 vote, and the Senate July 6, 1898 42 to 21 vote (26 abstaining) and the Resolution was signed by President McKinley on July 7, 1898. The formal transfer took place on August 12, 1898 when Hawaii became a part of the United States of America.

In three U.S. Supreme Court decisions; Hawaii v Mankichi on June 1, 1903, Rice v Cayetano on February 23, 2000, and Hawaii v Office of Hawaiian Affairs on March 31, 2009, the Court accepted and referenced the July 7, 1898 Newlands Joint Resolution annexing the Republic of Hawaii.

All American citizens of the State of Hawaii are visitors, beginning from the year 300 AD.

decoite2 - Amanda

From: Lawrence <lawrence.chang03@gmail.com>
Sent: Saturday, January 27, 2018 10:32 PM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

Sent from my iPhone

decoite2 - Amanda

From: Vanessa Lee <piihonua@yahoo.com>
Sent: Saturday, January 27, 2018 1:48 PM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

decoite2 - Amanda

From: Bs Mcewen <bsmcewen9@aol.com>
Sent: Sunday, January 28, 2018 3:41 AM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I BS McEwen respectfully urge the Committee to PASS HB1745.

decoite2 - Amanda

From: Moki Me <mokime7@gmail.com>
Sent: Saturday, January 27, 2018 11:27 AM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

decoite2 - Amanda

From: mililanicrowell . <mililanicrowell@gmail.com>
Sent: Saturday, January 27, 2018 8:53 PM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

decoite2 - Amanda

From: Pua'ala Pascua <puaalaikahoni@gmail.com>
Sent: Sunday, January 28, 2018 9:38 AM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

Pua'ala Pascua

decoite2 - Amanda

From: Lorna Cummings Poe <1bagpoe@gmail.com>
Sent: Monday, January 29, 2018 4:48 AM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

Mahalo nui,
Lorna L Poe

decoite2 - Amanda

From: Tadia Rice <tadiarice@gmail.com>
Sent: Sunday, January 28, 2018 1:07 AM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

decoite2 - Amanda

From: Leilani Vakauta <hileilani2@yahoo.com>
Sent: Saturday, January 27, 2018 5:59 PM
To: omhtestimony; Jonette Maio
Subject: Please PASS HB1745

Aloha Committee memmbers

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

Mahalo nui
Cynthia L. Vakauta

decoite2 - Amanda

From: Deborah Warren <zpualani808@gmail.com>
Sent: Monday, January 29, 2018 9:37 AM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

Mahalo
Deborah P Warren

decoite2 - Amanda

From: Serenity Williams <ms_uilani@yahoo.com>
Sent: Sunday, January 28, 2018 9:07 AM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

Serenity U'ilani Williams

decoite2 - Amanda

From: Joyce Wond <kaopuikijoyce@gmail.com>
Sent: Sunday, January 28, 2018 11:17 AM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

decoite2 - Amanda

From: Volker Hildebrandt & Charlotte Yamane <hildebrav001@hawaii.rr.com>
Sent: Monday, January 29, 2018 8:19 AM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

Aloha
Charlotte Y. Yamane

decoite2 - Amanda

From: anubabe12 <anubabe12@yahoo.com>
Sent: Sunday, January 28, 2018 12:48 AM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

Mahalo,
Rhiana Anuhea Kealoha Kawahinehelelaokaiona Young

Sent from my iPhone

HB-1745

Submitted on: 1/29/2018 4:32:19 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Bob Lindsey		Support	No

Comments:

HB-1745

Submitted on: 1/29/2018 4:50:28 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Michele McLean	County of Maui / KIRC	Comments	No

Comments:

Aloha,

The Maui County Planning Department has concerns over HB1745 as drafted. As the testimony submitted by Council Chair Mike White indicates, the Maui County Council recently adopted an ordinance requiring this training for the members of our three island planning commissions. However, providing the training has proved to be problematic.

These commissions are subject to the Sunshine Law and their proceedings are, therefore, open to the public. The Maui Planning Commission's meetings are regularly filmed and rebroadcast by AKAKU - Maui Community Media. OHA was resistant to allowing these training sessions to be open to the public and broadcast over community cable television, which is a deal-breaker. OHA was also not able to provide the training during these commissions' regular meeting days and at their regular locations, which also makes it difficult.

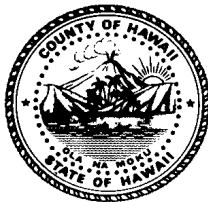
We believe the training would be valuable and insightful, and would encourage our staff and others to also listen in. However, it must be open to the public and must be provided on Lanai and Molokai, and in Hana, during the commissions' regular meeting times.

Mahalo for your consideration,

Michele Chouteau McLean

Deputy Planning Director, County of Maui

From the office of -
Council Member
District 3



Office: (808) 961-8396
Fax: (808) 961-8912
Email: sue.leeloy@hawaiicounty.gov

SUSAN L.K. LEE LOY

25 Aupuni Street, Hilo, Hawai'i 96720

The Honorable Kaniela Ing, Chair
And members of the Committee on
Ocean, Marine Resources, and Hawaiian Affairs

January 29, 2018

Dear Chair Ing and Committee Members,

I strongly support HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course.

Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources.

Having attended one such training course on December 15, 2017, I can personally attest to its value for policy makers in Hawai'i.

The expansion of this course would allow more fully informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy.

Therefore, I respectfully urge the Committee to pass HB 1745.

Aloha Piha,

A handwritten signature in black ink, appearing to read "Susan L.K. Lee Loy".

Susan L.K. Lee Loy
Hawai'i County Council Member, District 3

HB-1745

Submitted on: 1/29/2018 5:48:22 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Mahina Tuteur		Support	No

Comments:

I **STRONGLY SUPPORT HB1745**, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to **PASS HB1745**.

Support HB1747 - Fulfilling the State's Public Land Trust Revenue Obligations to Native Hawaiians

I STRONGLY SUPPORT HB1747, which would seek to ensure that OHA's constitutional and statutory right to a pro rata share is more adequately reflected and that the state's Public Land Trust (PLT) obligations to Native Hawaiians are fulfilled, by: (1) Establishing \$35 million as an interim reflection of the 20% of PLT revenues that should be transferred annually to OHA; (2) Transferring \$119 million to OHA for underpaid PLT revenues between July 1, 2012 and June 30, 2018; (3) Requiring continued annual accounting of revenues from PLT lands; and (4) Convening a Public Land Trust Revenues Committee every six years, to review and make recommendations regarding OHA's portion of PLT revenues.

After years of injustice, it is time to revisit Native Hawaiians' fair share of the PLT revenue. This revenue is the primary source of funding for programs, grants and services that benefit both Native Hawaiians and the larger community. Raising the annual payment to \$35 million will support a wider range of strategic and innovative programs and activities designed to improve the well-being and conditions of Native Hawaiians and Hawai'i. Therefore, I respectfully urge the Committee to PASS HB1747.

Support HB 1745 - Expanding the Native Hawaiian Law Training Course

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

Support HB1746 - Housing Security and Asset Building for Low-Income Beneficiaries

I STRONGLY SUPPORT HB1746, which promotes the economic self-sufficiency and housing security of low-income residents and families, by providing tax incentives for those participating in financial literacy and housing savings account programs. Individual Housing Accounts (IHAs) administered by banks,

community development financial institutions (CDFIs), and other institutions have proven to help participants achieve their goals of purchasing their first home or securing rental housing.

This measure would encourage more Hawai'i families to participate in IHA programs by expanding the adjusted gross income (AGI) deduction categories to include CDFI-administered IHAs and Rental IHAs. Additionally, this bill would update the original AGI deduction limits to better reflect and accommodate the current costs of making a down payment or obtaining rental housing in Hawai'i. This bill would also remove current provisions that deter participation in IHAs by taxing savings when they are disbursed from the account.

Through increased incentives and supported asset-building, this measure helps to stabilize Hawai'i's middle-class and assists families in securing better financial futures. Therefore, I respectfully urge the Committee to PASS HB1746.

HB-1745

Submitted on: 1/29/2018 7:13:37 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Landen Paikai		Support	No

Comments:

I **STRONGLY SUPPORT HB1745**, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to **PASS HB1745**.

HB-1745

Submitted on: 1/29/2018 7:38:02 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Leimomi Khan	DPH Hawaiian Affairs Caucus	Support	Yes

Comments:

The Hawaiian Affairs Caucus of the Democratic Party of Hawaii supports HB1745. The State of Hawaii has a trust obligation and a fiduciary duty to Native Hawaiians. Knowledgeable leaders make sound decisions on matters concerning Native Hawaiians and comply with applicable laws. OHA's training class has been well- received by those who have attended it. Mahalo for the opportunity to testify in support of HB 1745.

HB-1745

Submitted on: 1/29/2018 8:09:36 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Anela Iwane		Support	No

Comments:

I **STRONGLY SUPPORT HB1745**, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to **PASS HB1745**.

HB-1745

Submitted on: 1/29/2018 8:42:08 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Stephanie Lauifi		Support	No

Comments:

HB-1745

Submitted on: 1/29/2018 10:13:20 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Angus Raff-Tierney		Support	No

Comments:

I am Angus Raff-Tierney, Legislative Committee Chair of the Society for Hawaiian Archaeology (SHA). We have over 150 members that include professional archaeologists and advocates of historic preservation in general. I am writing this testimony in **SUPPORT of HB1745**, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Therefore, I respectfully urge the Committee to **PASS HB1745**.

HB-1745

Submitted on: 1/29/2018 10:18:07 PM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Kilia Purdy-Avelino		Support	No

Comments:

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to **PASS HB1745**.

HB-1745

Submitted on: 1/30/2018 1:04:04 AM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Shelley Muneoka		Support	No

Comments:

Aloha OMH committee members,

My name is Shelley Muneoka from He`eia and I strongly support HB1745. It is a common sense bill that can do a lot of good. I've testified in front of many administrative boards/commissions and it is very frustrating and disheartening to have to explain laws and constitutional protections for Native Hawaiian people and practices and the Public Trust to decisionmakers. Better care for our natural and cultural resources should be something we can all get behind.

Mahalo for your time and consideration.



Native Hawaiian Education Council

January 30, 2018

Representative Kaniela Ing, Chair
Representative Lynn DeCoite, Vice Chair
State of Hawai'i, House of Representatives
Committee on Ocean, Marine Resources and Hawaiian Affairs

Via: Electronic Upload

RE: HB1745 – RELATING TO TRAINING

Aloha 'olua mai,

The Native Hawaiian Education Council (NHEC or the Council) **STRONGLY SUPPORTS HB1745 – RELATING TO TRAINING** based on our Native Hawaiian Education Platform and 2017-2018 Education Priorities (attached) and in support of the Native Hawaiian Education Mission, Vision and two Goals.

We also recommend that the training applicability section be expanded to include the heads of the Departments of Education, Health and Human Services as the training on “..Hawaiian and Hawaiian rights, the sources of these rights, and how infringement of these rights, affects the native Hawaiian...” and “...Hawaiian and Hawaiian traditional and customary rights, natural resources and access rights, and the public trust..” is valuable and critical for framing the delivery of services and working with families and communities.

The Native Hawaiian Education Council was established in 1994 under the federal Native Hawaiian Education Act. The Council is charged with coordinating, assessing and reporting and making recommendations on the effectiveness of existing education programs for Native Hawaiians, the state of present Native Hawaiian education efforts, and improvements that may be made to existing programs, policies, and procedures to improve the educational attainment of Native Hawaiians.



Representative Kaniela Ing, Chair
Representative Lynn DeCoite, Vice Chair
January 30, 2018
Page 2

Please feel free to contact the Council's Executive Director, Dr. Sylvia Hussey, directly via e-mail (sylvia@nhec.org) or office (808.523.6432) with any questions.

Sincerely,



Dr. Lisa M. Watkins-Victorino, Chair

Attachments

cc: Policy & Advocacy and Executive Committees and staff



Native Hawaiian Education Platform*

‘O Hawai‘i ke kahua o ka ho‘ona‘auao.
Hawai‘i is the foundation of our learning.

Perpetuate ‘Ōlelo Hawai‘i

Actions on advancing ‘Ōlelo Hawai‘i expectations; actualizing a Hawaiian speaking workforce; amplifying access and support; and achieve normalization of ‘Ōlelo Hawai‘i

Amplify Family and Community Voices

Recognizes parents and families as first educators; Actions that inform, illuminate, elevate and strengthen parent, family and community engagement in education

Advance Hawaiian Culture Based Education

Actions that promote further understanding, connecting, supporting and advancing ‘ike and ‘Ōlelo Hawai‘i: policy and pathways; teachers, leaders and communities; pedagogy and programs; curriculum, instruction, assessment and research practices; and evaluation and accreditation mechanisms.

Intensify Systems Engagement

Actions that intensify systems level action---federal, state, primary, secondary, tertiary, national and international, health, housing—to strengthen families and communities.

* Formal set of principal goals



**Native Hawaiian
Education Council**
735 Bishop Street, Suite 224
Honolulu, Hawaii 96813
808-523-6432
www.nhec.org

2017-2018 Native Hawaiian Education Priorities

Native Hawaiian Education Council

Perpetuate ‘Ōlelo Hawai‘i

- Support the Working Group recommendations re: the Expansion of Hawaiian Language Instruction Throughout the University of Hawai‘I Systems.
- Support continuing work on Hawaiian language standards and assessments.

Amplify Family and Community Voices

- Advocate for the effective implementation of ESSA for the benefit of families and communities.
- Aggregate field data on family and community voices by island community.

Advance Hawaiian Culture Based Education

- Illuminate Models and Practices of Innovation.
- Elevate Accreditation Frameworks, Designations and Schools.
 - Create a Native Hawaiian research agenda.
 - Continue Native Hawaiian education meta-evaluation.
- Include CBE in Teacher Education and Preparation Programs and Professional Development

Intensify Systems Engagement

- Continue national advocacy work re: ESSA implementation and Native Control of Native Education.
- Engage in early learning planning and implementation work.
- Advance the implementation of Board of Education Policy E-3 Na Hopena A‘o.
- Support the continuing 2-Pathways of Education Design and Development



Native Hawaiian
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735 Bishop Street, Suite 224
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KEAOMĀLAMALAMA

www.keaomalalama.org

Nu'ukia (Vision)

'O Hawai'i ke kahua o ka ho'ona'auao.

Hawai'i is the foundation of our learning.

Ala Nu'ukia (Mission)

I nā makahiki he 10 e hiki mai ana e 'ike 'ia ai nā hanauna i mana i ka 'ōlelo a me ka nohona Hawai'i no ka ho'omau 'ana i ke ola pono o ka maui Hawai'i.

In 10 years, kānaka will thrive through the foundation of Hawaiian language, values, practices and wisdom of our kūpuna and new 'ike to sustain abundant communities.

Pahuhopu (Goals)

In the next 10 years, our learning systems will . . .

Goal #1 — 'Ōlelo Hawai'i:

- **Advance 'Ōlelo Hawai'i Expectations**
Develop and implement a clear set of expectations for 'ōlelo Hawai'i that permeates all levels of education.
- **Actualize a Hawaiian Speaking Workforce**
Increase a prepared 'ōlelo Hawai'i workforce to ensure community and 'ohana access and support.
- **Amplify Access and Support**
Increase 'ōlelo Hawai'i context and programming to support the kaiāulu.
- **Achieve Normalization**
Pursue normalization of 'ōlelo Hawai'i.

Goal #2 — 'Ike Hawai'i:

- **Actualize 'Ike Hawai'i**
Increase use of knowledge from traditional and diverse sources.
- **Amplify Leo Hawai'i**
Increase 'ohana and kaiāulu learning and participation.
- **Advance Hana Hawai'i**
Increase resources to support practice and leadership.

HB-1745

Submitted on: 1/30/2018 7:04:07 AM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Kapua Keliikoa-Kamai		Support	Yes

Comments:

Aloha kakou,

I FULLY SUPPORT HB 1745 - RELATING TO TRAINING. Requires certain additional government decision-makers at both the state and county levels to complete the Office of Hawaiian Affairs' training courses on Native Hawaiian and Hawaiian rights established by Act 169, SLH 2015.

The necessity for passage of HB 1745 is to ensure that everyone making a decision that affects Hawaiians come from a place of truth and fact, not ignorance, fraud, and continued deceit. Many people, to include our own Hawaiian people, don't know the history of how the so-called State of Hawai'i came about. Furthermore, it speaks to the eha loa (deep pain) and 'eha'eha nunui (trauma) that so many other Hawaiians suffer to this day. Let's get everyone on the same page before turning to the next one please.

Mahalo for this opportunity to testify in FULL SUPPORT of EAducating the numerous decision-makers via passage of HB 1745 - RELATING TO TRAINING..

Me ka ha'aha'a,

Kapua Keliikoa-Kamai

HB-1745

Submitted on: 1/30/2018 8:15:41 AM

Testimony for OMH on 1/30/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Melodie Aduja	OCC Legislative Priorities	Support	No

Comments:

**PRESENTATION OF THE
OAHU COUNTY COMMITTEE ON LEGISLATIVE PRIORITIES
DEMOCRATIC PARTY OF HAWAII**

TO THE COMMITTEE ON OCEAN, MARINE RESOURCES & HAWAIIAN AFFAIRS

HOUSE OF REPRESENTATIVES

TWENTY-NINTH LEGISLATURE

REGULAR SESSION OF 2018

Tuesday, January 30, 2018

9:45 a.m.

Hawaii State Capitol, Conference Room 312

RE: Testimony in Support of HB 1745, RELATING TO TRAINING

To the Honorable Kaniela Ing, Chair; the Honorable Lynn DeCoite, Vice-Chair, and Members of the Committee on Ocean, Marine Resources & Hawaiian Affairs:

Good morning, my name is Melodie Aduja. I serve as Chair of the Oahu County Committee ("OCC") Legislative Priorities Committee of the Democratic Party of Hawaii. Thank you for the opportunity to provide written testimony on House Bill No. 1745, relating to Hawaiian cultural training to State and County Officials by the Office of Hawaiian Affairs. The OCC Legislative Priorities Committee is in favor of House Bill No. 1745 and support its passage.

House Bill No. 1745, is in accord with the Platform of the Democratic Party of Hawai'i ("DPH"), 2016, as it aims to protect and restore the civil and human rights of the Native Hawaiian people. Specifically, the DPH Platform states, "Native Hawaiian are the indigenous people of Hawai'i and deserve a just relationship with the state and federal governments. We support Native Hawaiian rights to self-determination in the formation of their chosen governmental entity. We support recognition of Native Hawaiians as indigenous people as provided by the U.S. Constitution; such recognition will add to the process of Native Hawaiian self-determination. We also support the international rights of the Native Hawaiian people.

We support the continued engagement and empowerment of the Native Hawaiian community in decisions related to county and state affairs." (Platform of the DPH, P. 4, Lines 204-211 (2016)),

Given that House Bill No. 1745 requires certain additional government decision-makers at both the state and county levels to complete the Office of Hawaiian Affairs' training courses on Native Hawaiian and Hawaiian rights established by Act 169, SLH 2015, it is the position of the OCC Legislative Priorities Committee to support this measure as it perpetuates a just relationship between the Native Hawaiians as the indigenous people of Hawai'i and the state government.

Thank you very much for your kind consideration.

Sincerely yours,

/s/ **Melodie Aduja**

Melodie Aduja, Chair, OCC Legislative Priorities Committee

Email: legislativepriorities@gmail.com, Tel.: (808) 258-8889

decoite2 - Amanda

From: Pake Salmon <pakesalmon@yahoo.com>
Sent: Tuesday, January 30, 2018 9:41 AM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.

decoite2 - Amanda

From: David Laeha <davidl@oha.org>
Sent: Tuesday, January 30, 2018 9:11 AM
To: omhtestimony
Subject: Please PASS HB1745

I STRONGLY SUPPORT HB1745, which expands the application of Act 169 (Session Laws 2015) to provide certain additional state and county officials with training on Native Hawaiian and public trust law, through the OHA-sponsored Native Hawaiian Law Training Course. Since 2015, this course has aided in educating certain key policymakers about the State's legal responsibilities towards Native Hawaiians and the public trust. This highly-successful training course continues to provide attendees with a deeper understanding of the State's legal obligations and leaves them better equipped to develop and implement policies involving our natural and cultural resources. The expansion of this course would allow more fully-informed decision-making and enable our state and county officials to better uphold our constitutional mandates. Furthermore, this measure would help to prevent and reduce conflicts and legal challenges when implementing and enforcing policy. Therefore, I respectfully urge the Committee to PASS HB1745.