



Testimony by:
FORD N. FUCHIGAMI
DIRECTOR

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JADE T. BUTAY
ROSS M. HIGASHI
EDWIN H. SNIFFEN
DARRELL T. YOUNG

STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
869 PUNCHBOWL STREET
HONOLULU, HAWAII 96813-5097

IN REPLY REFER TO:

January 31, 2017
10:00 A.M.
State Capitol, Room 312

H.B. 908
RELATING TO THE RIGHT OF FIRST REFUSAL FOR THE DISPOSITION OF
REMNANTS

House Committee on Ocean, Marine Resources, & Hawaiian Affairs

The Department of Transportation (DOT) **supports** the intent of this measure. There is a concern about lands that would be disposed of where this proposal does not distinguish between private land that was legally acquired, and ceded land that was taken by the United States government without the consent or compensation to the Native Hawaiian people or their sovereign government.

Section 171-52 (a) of the Hawaii Revised Statutes (HRS) clearly defines the term remnant land. Section One of H.B. 908 discusses the history and definition of ceded land in Hawaii and the concerns over the disposition of said land. Section Two then defines how disposition is to occur in regards to HRS Section 171-52 (c). We request the second sentence be revised to "Any remnant or portion thereof ceded lands to be disposed of shall be first offered for sale to the office of Hawaiian affairs at the reasonable price based on appraised value." The addition of this distinction will reduce the potential for delays in the processing of previously acquired private lands while fulfilling the intent of this measure.

Thank you for the opportunity to provide testimony.

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 RESOURCS & HAWAIIAN AFFAIRS**

**Tuesday, January 31, 2017
10:00 AM
State Capitol, Conference Room 312**

**In consideration of
HOUSE BILL 908
RELATING TO THE RIGHT OF FIRST REFUSAL FOR THE DISPOSITION OF
REMNANTS**

House Bill 908 proposes to provide the Office of Hawaiian Affairs (“OHA”) with the right of first refusal for any disposition of public lands classified as remnants. **The Department of Land and Natural Resources (Department) does not oppose the concept of providing OHA with a right of first refusal related to potential remnant sales, but offers the following comments for consideration by the committee.**

The Department does not oppose providing OHA with the right of refusal to purchase parcels determined by the Board of Land and Natural Resources (“BLNR”) to be a remnant pursuant Section 171-52, Hawaii Revised Statutes (“HRS”). However, the Department requests the following revision to the proposed amendment to subsection (c) of Section 171-52 for the purpose of clarity and consistency with other provisions of Chapter 171, HRS:

The remnant or portion thereof shall be offered to the office of Hawaiian affairs for a reasonable amount of time prior to offering the remnant for sale to any other person or entity; provided that if the office of Hawaiian affairs elects to purchase the remnant, any abutting landowner whose access to a street requires an easement across the remnant shall be offered such an easement pursuant to section 171-13, for a reasonable amount of time, [~~and for a reasonable price based on appraised value,~~] with the price

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

KEKOA KALUHIWA
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

of the remnant to be sold to the office of Hawaiian affairs reduced accordingly.

At present, the Department does not proactively encourage the sale of remnants, but rather the adjoining private landowner approaches the Department with their interest in purchasing the remnant. The private landowner is then responsible for any costs associated with the sale, such as the appraisal. Assuming this measure's passage, and OHA were to exercise their right of first refusal, OHA would be responsible for any costs associated with the purchase, including the appraisal.

Finally, while the Department supports the revision proposed by this measure, the Department takes umbrage with certain remarks contained in the measure's preamble. The Department notes that all dispositions of remnant parcels are conducted in compliance with the provisions of Section 171-52, HRS. All remnant dispositions are approved by the BLNR in an open, sun-shined public meeting, and are subsequently reviewed by the Department of the Attorney General and reported to the Legislature prior to each session. Furthermore, the Legislature specifically exempted parcels deemed to be remnants from Act 176, Session Laws of Hawaii 2009. Therefore, we find the language in SECTION 1 of the bill to be unfair, vague, and unnecessarily implies wrongdoing on the part of the United States government and the State of Hawaii, and written much like a complaint in a lawsuit. As such, we respectfully ask that all of SECTION 1 of the bill be deleted in its entirety as being unnecessarily inflammatory.



HB908

RELATING TO THE RIGHTS OF FIRST REFUSAL FOR THE DISPOSITION OF REMNANTS

Committee on Ocean, Marine Resources, & Hawaiian Affairs

January 31, 2017

10:00 a.m.

Conference Room 312

The Administration of the Office of Hawaiian Affairs (OHA) will recommend that the Board of Trustees **STRONGLY SUPPORT** HB908. HB908 will close a legal loophole that has allowed for the alienation of public lands, including “ceded” and public land trust lands, without the legislative oversight and public accountability otherwise required.

Unlike other public lands, lands classified as “remnants” may be sold without formal notice to the legislature or OHA, without legislative supermajority approval, and without public auction. While remnants typically consist of formerly condemned lands or abandoned ditches or roads, recent remnant sales have involved much more significant parcels of land – including five acres of ceded, public land trust lands in Hāna, Maui. This Hāna parcel, featuring a stream, waterfall, and pool frequented by both tourists and cultural practitioners, was sold to an adjacent landowner for a mere \$5,000 an acre, and was classified as a “remnant” based solely on an assertion that it was “unsuitable for development.” This adjacent landowner recently listed their property for sale at \$20,000,000, featuring the waterfall and pool, which were acquired as a “remnant.” Subsequently after the sale of the Hāna parcel, a seven-acre parcel of land in Nu‘uanu, O‘ahu was similarly sold as a “remnant” deemed “unsuitable for development.” Given that the vast majority of state lands may be described as “unsuitable for development,” such sales raise grave concerns regarding the potential selling off of our limited public land base, outside of legislatively-established procedural protections.

Accordingly, this measure provides a much-needed safeguard against the privatization of improperly classified public lands as “remnants,” by giving OHA the right of first refusal to purchase remnant lands proposed for sale. Such third-party oversight in the sale of “remnants” allows for intervention in the case of inappropriate remnant classification, and discourages remnant sales that may unduly benefit private purchases. As a leading advocate for the protection of our public lands base, and as a quasi-independent, public agency entrusted with safeguarding the future assets of the Lāhui, OHA is also a highly appropriate entity to review and, if necessary, purchase public and potentially “ceded” lands being sold as “remnants.” Notably, granting OHA a right of first refusal will not diminish the state’s current flexibility in classifying and selling land as “remnants,” and the state will not be required to keep remnant lands it does not want. **In addition, OHA is not likely to intervene in the sale of what it considers bona fide remnant lands, but may choose to purchase “remnants” it believes are inappropriately classified, or that hold particular significance to the Hawaiian community.**

Therefore, OHA urges the Committee to **PASS** HB908. Mahalo for the opportunity to testify on this measure.

gates2 - Thomas

From: Mehana <mehanav@gmail.com>
Sent: Monday, January 30, 2017 10:05 AM
To: omhtestimony
Subject: Please PASS HB 908

Follow Up Flag: Follow up
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Aloha mai Kakou,

Mahalo for your work to serve our Hawai'i nei in the legislature. I am writing about an important bill to prevent the sale of ceded and public lands. Recent events on Kaua'i highlight the history of injustices surrounding lands in Hawai'i, and the need to treat lands not as mere property, particularly those historically placed in particularly categories of Hawaiian land, such as ceded lands. I strongly SUPPORT HB908 which would protect our "ceded" and public lands from being sold as "remnants" exempt from legislative approval and public accountability requirements. By giving OHA the right of first refusal for any proposed remnant sales, this measure will discourage public land sales that inappropriately benefit private purchasers. Any ceded lands that are inappropriately classified and proposed for sale as "remnants" could instead be purchased and held in trust by OHA, on behalf of the Native Hawaiian community. I urge the committee to PASS this bill.

With much aloha and gratitude for your attention, Dr. Mehana Blaich Vaughan

Assistant Professor of Natural Resources and Hawaiian Resource Management University of Hawai'i at Manoa

Kilauea, Kaua'i, Hawai'i
(writing as a private individual)

HAWAIIAN AFFAIRS CAUCUS
Democratic Party of Hawaii
e-mail: leimomikhan@gmail.com

LEGISLATIVE TESTIMONY
Committee on Ocean, Marine Resources & Hawaiian Affairs
Hearing: Tuesday, January 31, 2017, 10:00 a.m.
State Capitol Conference Room 312

IN SUPPORT OF
HB 908, Relating to the Right of First Refusal for the Disposition of Remnants

Rep. Kaniela Ing, Chair
Rep Cedric Asuega Gates, Vice Chair
Members of the Committee on Ocean, Marine Resources & Hawaiian Affairs

Aloha mai kākou

The Hawaiian Affairs Caucus of the Democratic Party of Hawai'i urges your committee to adopt HB 908, Relating to the Right of First Refusal for the Disposition of Remnants that would provide the Office of Hawaiian Affairs with the right of first refusal for any disposition of public lands classified as remnants.

Granting OHA a right of first refusal to any contemplated disposition of "remnant" lands would constitute some level of accountability in the permanent alienation of public and potentially "ceded" lands. As the lead advocate for the protection of our public lands base, and as a quasi-independent, public agency entrusted with safeguarding the future assets of the Lāhui, OHA is a highly appropriate entity to review and, if necessary, directly intervene in the expedited sale of public and potentially "ceded" lands as remnants, especially when they may hold particular cultural or other significance.

Respectfully

(by on-line testimony)

LEIMOMI KHAN
Chair

gates2 - Thomas

From: mailinglist@capitol.hawaii.gov
Sent: Monday, January 30, 2017 12:21 PM
To: omhtestimony
Cc: blawaiianlvr@icloud.com
Subject: Submitted testimony for HB908 on Jan 31, 2017 10:00AM

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HB908

Submitted on: 1/30/2017

Testimony for OMH on Jan 31, 2017 10:00AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
De MONT R. D. CONNER	Ho'omana Pono, LLC.	Oppose	Yes

Comments: We OPPOSE this bill as it is written & seek an amendments: 1:) Because of the self-created crisis that currently exists in OHA & the serious questions regarding the breach of fiduciary duties by the trustees and/or its C.E.O., that has compelled the beneficiaries to call for a forensic audit, this August body should NOT engage in the continued practice of rewarding OHA with anything more than that which it already is given by State Law. Secondly, it is clear that this DE FACTO Government continues to acknowledge the illegal overthrow of our beloved Country by America & American businessmen, to which this De Facto Government owes its very existence & allegiance to. Yet, instead of simply returning these stolen lands to native Hawaiians, you propose to "sell" these stolen lands back to us. SHAMEFUL! How about simply returning these lands to us, through DHHL. This would make better sense & put action behind your words of reconciliation towards native Hawaiians.

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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 31, 2016

Re: HB 908

RELATING TO THE RIGHT OF FIRST REFUSAL FOR THE DISPOSITION OF REMNANTS.

Provides the office of Hawaiian affairs with the right of first refusal for any disposition of public lands classified as remnants.

TESTIMONY IN OPPOSITION

This testimony explains three reasons why HB 908 should be rejected: (1) An abutting landowner is far preferable to OHA to have the right of first refusal for purchase of remnant land, because the abutter will have an interest in keeping the land clean and putting it to good use for the same purposes as the abutting land is already used, whereas OHA would be merely an absentee landlord; (2) If a Hawaiian tribe gets

federal recognition, the remnant land would be controlled by a different set of laws causing conflict with neighbors; (3) The first page of HB 908 is filled with historical, legal, and moral falsehoods dangerous to the State of Hawaii and which the legislature should repudiate.

(1) Why an abutting landowner should have right of first refusal for purchase of remnant land

If an abutting landowner has his own home or residential rental property there, he is likely to take good care of the remnant land he purchases and might use it to build an addition on his house or build a separate house for rental income, such as a recently passed ordinance of the County of O'ahu has authorized. If an abutting landowner already has a farm or business there, he is likely to use the remnant land for the same purpose to increase his income, which will benefit the State of Hawaii and the county by increasing the tax base and providing more services to neighbors. However, if OHA purchases the remnant, the land might lie unused and would be poorly supervised by its absentee owner OHA, which already has an empire of other lands scattered throughout Hawaii whose higher value commands its attention. Vacant unsupervised land becomes a nuisance in a neighborhood -- a place used by gangs and druggies.

(2) If a Hawaiian tribe gets federal recognition, the remnant land would be controlled by a different set of laws causing conflict with neighbors.

It's possible -- indeed likely -- that the tribe would have its own police force and courts with different laws from the state or county. Tribal lands are not required to obey local zoning laws -- thus, a remnant of only an acre or two might be used for a gas station, bar, liquor store, tobacco shop, nightclub, etc. even in a residential neighborhood. Tribal businesses would not be required to obey labor laws such as minimum age for working or the right to unionize; and would not be required to be insured for workers compensation or other liability. Indeed, for these reasons it might be wise to set a negative preference against

OHA, so that even if OHA is the highest bidder, the remnant would be sold to any other bidder who then chooses to match OHA's offer.

(3) The first page of HB 908 is filled with historical, legal, and moral falsehoods dangerous to the State of Hawaii and which the legislature should repudiate.

HB 908 says "Hawaii's public lands have a complex history as unlawfully seized and "ceded" former national and crown lands of the Hawaiian Kingdom." Let's be clear. The Hawaiian revolution of 1893 overthrew the monarchial form of government and resulted in a Republic. Hawaii remained an independent nation from January 1893 until annexation in 1898 -- a period of nearly six years. The public lands of Hawaii remained the public lands of Hawaii -- only the government changed, not the government ownership of the public lands. The situation of the public lands was similar to what happens when the U.S. government changes hands between Democrat and Republican -- the land is owned by the government on behalf of all the people, although the laws for using the land might slowly change over time. No private lands were taken. Furthermore, the former crown lands became owned by the government because of an act passed by the Kingdom legislature and signed by King Lot Kamehameha V in 1864. Queen Lili'uokalani never personally owned the crown lands -- see full documentation of the facts in *Liliuokalani v. United States*, 45 Ct. Cl. 418 (1910), summarized and with full text of the Court decision provided at

<http://www.angelfire.com/hi2/hawaiiansovereignty/liliucrownlands.html>

SB2125 says "after the illegal overthrow of the sovereign Kingdom of Hawaii, "one million eight hundred thousand acres of crown and government lands were ... ceded to the United States without consent or compensation to the Native Hawaiian people or their sovereign government." and "the Native Hawaiian people never relinquished their claims to ... their national lands ..." Let's be clear. The successor

government of the Republic of Hawaii was internationally recognized as the lawful, rightful government by all the nations that had previously maintained relations with the Kingdom. Letters are in the State archives personally signed by Emperors, Kings, Queens, and Presidents of 19 nations on 4 continents in 11 languages recognizing President Sanford B. Dole as head of the Republic.

Therefore, under international law, the Republic had the right to speak on behalf of the nation of Hawaii and to strike a deal with the U.S. for annexation. The Treaty of Annexation ceded the public lands of Hawaii to the U.S. to be placed in trust and held for the benefit of Hawaii's people, with income to be used for education and other public purposes, until those lands were returned to Hawaii upon Statehood in 1959. In return, the U.S. paid the accumulated national debt of the nation of Hawaii, most of which came from the Kingdom period (Kalakaua's trip around the world, construction of Iolani Palace, etc). Thus all the people of Hawaii, including Native Hawaiians, were compensated for the ceding of the public lands; and as noted previously, Native Hawaiians never collectively owned either the government lands or the crown lands. See webpage "Treaty of Annexation between the Republic of Hawaii and the United States of America (1898). Full text of the treaty, and of the resolutions whereby the Republic of Hawaii legislature and the U.S. Congress ratified it" at <http://www.angelfire.com/big09a/TreatyOfAnnexationHawaiiUS.html>

The legislature of 2016 should be ashamed that the legislature of 2013 passed a resolution containing the falsehoods and militant language cited in HB 908, and should certainly not perpetuate those falsehoods by passing this bill.

HB 908 on page 2 refers to Act 176 Session Laws of Hawaii 2009. But HB 908 fails to mention what prompted the legislature to pass Act 176. On March 31, 2009 the U.S. Supreme Court ruled 9-0 -- unanimously -- that the ceded lands belong to the State of Hawaii in fee simple absolute, and that the 1993 apology resolution is merely a

resolution of sentiment with no legally enforceable consequences, and does not in any way affect the right of the State to sell any parcel of ceded lands. The decision cited the 1898 treaty of annexation and the 1959 Hawaii statehood act as evidence regarding the chain of custody of the ceded lands. The 12-page decision is easy to read, and can be found on the Supreme Court's own website at <http://www.supremecourt.gov/opinions/08pdf/07-1372.pdf>

It should be noted that Act 176 imposing a requirement of a 2/3 vote by both chambers of the legislature to authorize a sale of ceded lands was a session law of 2009. It is not a part of the Constitution and therefore it cannot bind future legislatures. This legislature of 2017, or any future legislature, has a right to set aside Act 176 by a simple majority vote. In any case section 171-52, Hawaii Revised Statutes, allows the sale of remnant lands to take place without legislative approval.

Thus there is no prohibition on the sale of remnant lands. Neither the apology resolution, nor Act 176, nor anything else limits the right of the State to sell remnant lands, nor the right of the State to sell such lands to the highest bidder; and nothing requires the State to give preference or right of first refusal to OHA.

Please reject SB2125 for the reasons described in sections 1 and 2 of this testimony, and because the State of Hawaii should not further enshrine the falsehoods debunked in section 3 of this testimony. When selling remnant lands the best practice is to allow right of first refusal to abutting landowners, and thereafter to sell to the highest bidder.

Indeed, for reasons described in section 2 of this testimony, it might be wise to set a negative preference against OHA, so that even if OHA is the highest bidder, the remnant would be sold to any other bidder who then chooses to match OHA's offer.

gates2 - Thomas

From: Kilia Purdy Avelino <kilia@hawaii.edu>
Sent: Monday, January 30, 2017 9:03 AM
To: omhtestimony
Subject: Please PASS HB 908

Follow Up Flag: Follow up
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I strongly SUPPORT HB908 which would protect our "ceded" and public lands from being sold as "remnants" exempt from legislative approval and public accountability requirements. By giving OHA the right of first refusal for any proposed remnant sales, this measure will discourage public land sales that inappropriately benefit private purchasers. Any ceded lands that are inappropriately classified and proposed for sale as "remnants" could instead be purchased and held in trust by OHA, on behalf of the Native Hawaiian community.

I would also like to include in the bill, the collaboration of the Department of Hawaiian Home Lands as another Hawaiian entity existing on behalf of our Hawaiian people. I strongly believe that these two entities can and should work together for the benefit of our people and our resources.

I urge the committee to PASS this bill
with revisions to include DHHL.

Me ka ha'aha'a,
Kilia W. Purdy-Avelino

gates2 - Thomas

From: mailinglist@capitol.hawaii.gov
Sent: Monday, January 30, 2017 8:39 AM
To: omhtestimony
Cc: kksbaker@hotmail.com
Subject: *Submitted testimony for HB908 on Jan 31, 2017 10:00AM*

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HB908

Submitted on: 1/30/2017

Testimony for OMH on Jan 31, 2017 10:00AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
Matthew Baker	Individual	Support	No

Comments:

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gates2 - Thomas

From: June Davis <mauikaraokequeen@yahoo.com>
Sent: Monday, January 30, 2017 8:30 AM
To: omhtestimony
Subject: Please PASS HB 908

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I strongly SUPPORT HB908 which would protect our "ceded" and public lands from being sold as "remnants" exempt from legislative approval and public accountability requirements. By giving OHA the right of first refusal for any proposed remnant sales, this measure will discourage public land sales that inappropriately benefit private purchasers. Any ceded lands that are inappropriately classified and proposed for sale as "remnants" could instead be purchased and held in trust by OHA, on behalf of the Native Hawaiian community. I urge the committee to PASS this bill.

gates2 - Thomas

From: Lu Faborito <kaluhiokalanik@aol.com>
Sent: Monday, January 30, 2017 8:54 AM
To: omhtestimony
Subject: Please PASS HB 908

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I strongly SUPPORT HB908 which would protect our "ceded" and public lands from being sold as "remnants" exempt from legislative approval and public accountability requirements. By giving OHA the right of first refusal for any proposed remnant sales, this measure will discourage public land sales that inappropriately benefit private purchasers. Any ceded lands that are inappropriately classified and proposed for sale as "remnants" could instead be purchased and held in trust by OHA, on behalf of the Native Hawaiian community. I urge the committee to PASS this bill.

gates2 - Thomas

From: terrie hayes <terriehayes@gmail.com>
Sent: Monday, January 30, 2017 10:03 AM
To: omhtestimony
Subject: Please PASS HB 908

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I strongly SUPPORT HB908 which would protect our "ceded" and public lands from being sold as "remnants" exempt from legislative approval and public accountability requirements. By giving OHA the right of first refusal for any proposed remnant sales, this measure will discourage public land sales that inappropriately benefit private purchasers. Any ceded lands that are inappropriately classified and proposed for sale as "remnants" could instead be purchased and held in trust by OHA, on behalf of the Native Hawaiian community. I urge the committee to PASS this bill.

Mahalo,
Llewellyn Kaohelaulii
Kona Moku Kauai
and Terrie Hayes

gates2 - Thomas

From: Robert Kakalia <robertkakalia@gmail.com>
Sent: Monday, January 30, 2017 8:25 AM
To: omhtestimony
Subject: Please PASS HB 908

Follow Up Flag: Follow up
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I strongly SUPPORT HB908 which would protect our "ceded" and public lands from being sold as "remnants" exempt from legislative approval and public accountability requirements. By giving OHA the right of first refusal for any proposed remnant sales, this measure will discourage public land sales that inappropriately benefit private purchasers. Any ceded lands that are inappropriately classified and proposed for sale as "remnants" could instead be purchased and held in trust by OHA, on behalf of the Native Hawaiian community. I urge the committee to PASS this bill.

Robert SK Kakalia
91-1058A Keekolo St
Kapolei, HI 96707
808-990-9139

gates2 - Thomas

From: Leilani I-Lovell <kuaanaio@hotmail.com>
Sent: Monday, January 30, 2017 9:39 AM
To: omhtestimony
Subject: Please PASS HB 908

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*I strongly SUPPORT HB908 which would protect our "ceded" and public lands from being sold as "remnants" exempt from legislative approval and public accountability requirements. By giving OHA the right of first refusal for any proposed remnant sales, this measure will discourage public land sales that inappropriately benefit private purchasers. Any ceded lands that are inappropriately classified and proposed for sale as "remnants" could instead be purchased and held in trust by **an entity**, on behalf of the Native Hawaiian community. I urge the committee to PASS this bill.*

gates2 - Thomas

From: mailinglist@capitol.hawaii.gov
Sent: Monday, January 30, 2017 10:07 AM
To: omhtestimony
Cc: noalania@gmail.com
Subject: Submitted testimony for HB908 on Jan 31, 2017 10:00AM

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HB908

Submitted on: 1/30/2017

Testimony for OMH on Jan 31, 2017 10:00AM in Conference Room 312

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

Comments: I Noalani Nakasone strongly SUPPORT HB908 which would protect our "ceded" and public lands from being sold as "remnants" exempt from legislative approval and public accountability requirements. By giving OHA the right of first refusal for any proposed remnant sales, this measure will discourage public lands sales that inappropriately benefit private purchasers. Any ceded lands that are inappropriately classified and proposed for sale as "remnants" could instead be purchased and held in trust by OHA, on behalf of the Native Hawaiian community. I urge the committee to PASS this bill. Mahalo, Noalani Nakasone

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gates2 - Thomas

From: Rod Kalune <rodk@rklogisticsgroup.com>
Sent: Monday, January 30, 2017 7:54 AM
To: omhtestimony
Subject: Please PASS HB 908

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I strongly SUPPORT HB908 which would protect our "ceded" and public lands from being sold as "remnants" exempt from legislative approval and public accountability requirements. By giving OHA the right of first refusal for any proposed remnant sales, this measure will discourage public land sales that inappropriately benefit private purchasers. Any ceded lands that are inappropriately classified and proposed for sale as "remnants" could instead be purchased and held in trust by OHA, on behalf of the Native Hawaiian community. I urge the committee to PASS this bill.

Rodney Kalune

gates2 - Thomas

From: Angienora Rogers <rangien2010@yahoo.com>
Sent: Monday, January 30, 2017 8:56 AM
To: omhtestimony
Subject: Please PASS HB 908

Follow Up Flag: Follow up
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Aloha mai kakou,

For the record, my name is Puanani Rogers. I am 77years old and was born and raised in the ahupua`a o Kealia, Mokupuni o Kauai. He Hawaii au!

First I declare that our lands were never legally "ceded"to the State of Hawai`i. They were seized and usurped, not ceded, neither do I agree with the term "remnant" lands and need a clearer definition of what that means.

I strongly SUPPORT HB908 which would protect our public lands from being sold as "remnants" exempt from legislative approval and public accountability requirements. By giving OHA the right of first refusal for any proposed remnant sales, this measure will discourage public land sales that inappropriately benefit private purchasers. Any ceded lands that are inappropriately classified and proposed for sale as "remnants" could instead be purchased and held in trust by OHA, on behalf of the Native Hawaiian community. I urge the committee to PASS this bill.

Mahalo to OHA and for your kokua to protect our lands.

Puanani Rogers
Ho`okipa Network - Kauai

gates2 - Thomas

From: mailinglist@capitol.hawaii.gov
Sent: Monday, January 30, 2017 10:03 AM
To: omhtestimony
Cc: melissia_sugai@hotmail.com
Subject: Submitted testimony for HB908 on Jan 31, 2017 10:00AM

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HB908

Submitted on: 1/30/2017

Testimony for OMH on Jan 31, 2017 10:00AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
Melissia Sugai	Individual	Support	No

Comments: I strongly SUPPORT HB908 which would protect our "ceded" and public lands from being sold as "remnants" exempt from legislative approval and public accountability requirements. By giving OHA the right of first refusal for any proposed remnant sales, this measure will discourage public land sales that inappropriately benefit private purchasers. Any ceded lands that are inappropriately classified and proposed for sale as "remnants" could instead be purchased and held in trust by OHA, on behalf of the Native Hawaiian community. I urge the committee to PASS this bill.

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gates2 - Thomas

From: Keoahunui Warrington <cualesmile@aol.com>
Sent: Monday, January 30, 2017 11:11 AM
To: omhtestimony
Subject: Please PASS HB 908

Follow Up Flag: Follow up
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I strongly SUPPORT HB908 which would protect our "ceded" and public lands from being sold as "remnants" exempt from legislative approval and public accountability requirements. By giving OHA the right of first refusal for any proposed remnant sales, this measure will discourage public land sales that inappropriately benefit private purchasers. Any ceded lands that are inappropriately classified and proposed for sale as "remnants" could instead be purchased and held in trust by OHA, on behalf of the Native Hawaiian community. I urge the committee to PASS this bill.

Mahalo,
Constance Keoahunui Uale Warrington
1515 Nuuanu Avenue #119
Honolulu, Hawaii 96817

Sent from my iPhone

gates2 - Thomas

From: Isaiah Kaauwai <ikaauwai@hawaii.edu>
Sent: Monday, January 30, 2017 2:46 PM
To: omhtestimony
Subject: Please PASS HB 908

Follow Up Flag: Follow up
Flag Status: Flagged

I strongly SUPPORT HB908 which would protect our "ceded" and public lands from being sold as "remnants" exempt from legislative approval and public accountability requirements. By giving OHA the right of first refusal for any proposed remnant sales, this measure will discourage public land sales that inappropriately benefit private purchasers. Any ceded lands that are inappropriately classified and proposed for sale as "remnants" could instead be purchased and held in trust by OHA, on behalf of the Native Hawaiian community. I urge the committee to PASS this bill.

Isaiah Kaauwai
Kaua`i

gates2 - Thomas

From: mailinglist@capitol.hawaii.gov
Sent: Monday, January 30, 2017 3:14 PM
To: omhtestimony
Cc: kaliko08@gmail.com
Subject: Submitted testimony for HB908 on Jan 31, 2017 10:00AM

HB908

Submitted on: 1/30/2017

Testimony for OMH on Jan 31, 2017 10:00AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
Donna K Santos	Individual	Support	No

Comments: I strongly SUPPORT HB908 which would protect our "ceded" and public lands from being sold as "remnants" exempt from legislative approval and public accountability requirements. Any ceded lands that are inappropriately classified and proposed for sale as "remnants" could instead be purchased and held in trust by OHA, on behalf of the Native Hawaiian community. I urge the committee to PASS this bill.

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gates2 - Thomas

From: mailinglist@capitol.hawaii.gov
Sent: Monday, January 30, 2017 4:47 PM
To: omhtestimony
Cc: mendezj@hawaii.edu
Subject: *Submitted testimony for HB908 on Jan 31, 2017 10:00AM*

Follow Up Flag: Follow up
Flag Status: Flagged

HB908

Submitted on: 1/30/2017

Testimony for OMH on Jan 31, 2017 10:00AM in Conference Room 312

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

Comments:

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gates2 - Thomas

From: Lorna Cummings Poe <1bagpoe@gmail.com>
Sent: Monday, January 30, 2017 4:35 PM
To: omhtestimony
Subject: Please PASS HB 908

Follow Up Flag: Follow up
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I strongly SUPPORT HB908 which would protect our "ceded" and public lands from being sold as "remnants" exempt from legislative approval and public accountability requirements. By giving OHA the right of first refusal for any proposed remnant sales, this measure will discourage public land sales that inappropriately benefit private purchasers. Any ceded lands that are inappropriately classified and proposed for sale as "remnants" could instead be purchased and held in trust by OHA, on behalf of the Native Hawaiian community. I urge the committee to PASS this bill.

gates2 - Thomas

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 2:18 AM
To: omhtestimony
Cc: hynmahi@yahoo.com
Subject: *Submitted testimony for HB908 on Jan 31, 2017 10:00AM*

Follow Up Flag: Follow up
Flag Status: Flagged

HB908

Submitted on: 1/31/2017

Testimony for OMH on Jan 31, 2017 10:00AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
carol lee kamekona	Individual	Support	No

Comments:

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From: Kapu Alquiza <kapualquiza@hawaii.rr.com>
Sent: Monday, January 30, 2017 11:23 PM
To: omhtestimony
Subject: Please PASS HB 908

Follow Up Flag: Follow up
Flag Status: Flagged

I strongly SUPPORT HB908 which would protect our "ceded" and public lands from being sold as "remnants" exempt from legislative approval and public accountability requirements. By giving OHA the right of first refusal for any proposed remnant sales, this measure will discourage public land sales that inappropriately benefit private purchasers. Any ceded lands that are inappropriately classified and proposed for sale as "remnants" could instead be purchased and held in trust by OHA, on behalf of the Native Hawaiian community. I urge the committee to PASS this bill.

Sent from my iPhone

gates2 - Thomas

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 5:00 AM
To: omhtestimony
Cc: kamakane73@gmail.com
Subject: *Submitted testimony for HB908 on Jan 31, 2017 10:00AM*

Follow Up Flag: Follow up
Flag Status: Flagged

HB908

Submitted on: 1/31/2017

Testimony for OMH on Jan 31, 2017 10:00AM in Conference Room 312

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

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 8:47 AM
To: omhtestimony
Cc: shane.nelsen@gmail.com
Subject: *Submitted testimony for HB908 on Jan 31, 2017 10:00AM*

Follow Up Flag: Follow up
Flag Status: Completed

HB908

Submitted on: 1/31/2017

Testimony for OMH on Jan 31, 2017 10:00AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
Shane Nelsen	Individual	Support	No

Comments:

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gates2 - Thomas

From: Terrie Hayes <terriehayes@gmail.com>
Sent: Tuesday, January 31, 2017 7:39 AM
To: omhtestimony
Subject: Please RESEND our support HB 908

Follow Up Flag: Follow up
Flag Status: Completed

HB908 which would protect our "ceded" and public lands from being sold as "remnants" . By giving OHA the right of first refusal for any proposed remnant sales, this measure will discourage public land sales that inappropriately benefit private purchasers.

THESE LANDS Should not be SOLD, period!

please resend our support,

Billy Kaohelaulii and Terrie hayes

gates2 - Thomas

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 7:59 AM
To: omhtestimony
Cc: dkapua@gmail.com
Subject: Submitted testimony for HB908 on Jan 31, 2017 10:00AM

Follow Up Flag: Follow up
Flag Status: Flagged

HB908

Submitted on: 1/31/2017

Testimony for OMH on Jan 31, 2017 10:00AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
Kapua Keliikoa-Kamai	Individual	Support	No

Comments: Aloha kakou, I SUPPORT HB 908 RELATING TO THE RIGHT OF FIRST REFUSAL FOR THE DISPOSITION OF REMNANTS. Provides the office of Hawaiian affairs with the right of first refusal for any disposition of public lands classified as remnants. However, the Department of Hawaiian Home Lands should retain the FIRST first rights of refusal for remnant lands to fulfill their kuleana of rehabilitating (starting with housing) our Hawaiian kanaka. Mahalo for this opportunity to voice my SUPPORT of HB 908. Kapua Keliikoa-Kamai

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gates2 - Thomas

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 7:18 AM
To: omhtestimony
Cc: 3242keao@gmail.com
Subject: Submitted testimony for HB908 on Jan 31, 2017 10:00AM

Follow Up Flag: Follow up
Flag Status: Flagged

HB908

Submitted on: 1/31/2017

Testimony for OMH on Jan 31, 2017 10:00AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
Aggie Marti-Kini	Aha Moku Koolau	Support	No

Comments: Keep Hawaiian Ceded lands in OHA hands! Mahalo

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