



**Department of Land and Natural Resources
Aha Moku Advisory Committee
State of Hawaii
Post Office Box 621
Honolulu, Hawaii 96809**

LATE

Testimony of
Piilani Kaawaloa, Po’o
Aha Moku Advisory Committee

Before the Senate Committee of Ways and Means

Thursday, February 22, 2018
10:10 am.
State Capitol, Room 211

**In Opposition of the INTENTION of
Senate Bill 3090, Senate Draft 1
Relating to Government**

Senate Bill 3090 SD 1 establishes the Mauna Kea Management Authority. It limits the number of telescopes that may be authorized on Mauna Kea; and authorizes the renegotiation of leases, subleases, easements, permits, and licenses pertaining to Mauna Kea. It requires that revenue derived from activities on Mauna Kea be shared with the Office of Hawaiian Affairs. It excludes Mauna Kea lands from the definition of “public lands”. It provides for free access to Mauna Kea for traditional cultural purposes. And it establishes police powers and provides for enforcement of laws on land under the jurisdiction of the Mauna Kea Management Authority as well as appropriate funds.

On behalf of the Aha Moku Advisory Committee, Moku O Keawe and the Moku O Hāmākua, Kohala, Kona, Ka’ū, Puna and Hilo. In order to do what is right for Mauna-a-Wākea (Mauna Kea), the State must look in other directions to restore the trust of the Native Hawaiian people, the indigenous people who look to Mauna-a-Wākea (Mauna Kea) as a sacred place in which our Akua (Wākea, Papa, Kūkauhau’ula, Poli’ahu, Lilinoe, Kalauakole, Kaoakaokalani, Ka’anapu, Keaomelemele, Keanuenu, Mo’oinanea, just to name a few) dwell. We must also honor and recognize the many ‘iwi kupuna that are buried/hidden upon the mauna as their final resting place, for now their spirits wander or return on occasion when visited by a mo’opuna. We the next generation get to witness these appearances in the form of the lightning, thunder, snow, rainbow. I know that every time I traverse the Mauna and say my pule, I not only feel their presence but see their transformations in the wind and the clouds.

There are many who support this Senate Bill 3090 SD1 however there is a greater number who oppose Senate Bill 3090 SD1 on my Moku Puni O Hawai’i (Ka Moku O Keawe).

The Aha Moku System encompasses the eight main Hawaiian Islands and supports the traditional and generational knowledge of the people who are connected to each of the moku, ahupua’a, ‘ili, ‘apana ‘āina. John Kaimikaua, a noted Moloka’i historian shared his ‘ike through translations of ancient oral chants from the 9th century, a time where sustainability and protection of resources ensured existence. Mālama ‘āina, aloha ‘āina ensured survival. Those resource practices were handed down through the generations and many are still



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practiced and taught today. Aha Moku focuses on natural and cultural resource sustainability that is site-specific. Communities mālama their own resources within their unique communities.

The purpose of Aha Moku is to bring forth the voices of the community (people), their concerns along with the concerns from various agencies/communities businesses back to the people to collaborate and work to find resolve. Aha Moku provides recommendations/solutions from the community (people) on natural and cultural resources to the attention of the Department of Land and Natural Resources and other entities. The perspective always from a Native Hawaiian practice that connects generational knowledge and methodologies to protect, preserve and sustain Ka Hōkū-Noho-Aupuni (Milky Way), to Ka Lewa Lani (Highest Stratum in the sky) to ka wēlau (the highest tip)/ka wēkiu (Highest peak) of the mauna, to ka mole (bottom of the sea)/ka papakū (ocean floor).

One of the mandates within the Aha Moku System, via Act 288 SLH 2012, is to “advise the Chairperson of the Board of Land and Natural Resources”, and “the Legislature” on issues pertaining to natural resources. These recommendations come directly from the maka‘ainana (people) to the ahupua‘a representatives, to the moku representatives, then to the moku po‘o.

When the University of Hawaii applied for their permit for the Thirty Meter Telescope (TMT) project to be erected on the summit of Mauna Kea in 2013, the Aha Moku Advisory Committee (AMAC) opposed the ruling. The people opposed the granting of the permit at the Board of Land and Natural Resources meeting. The ensuing contested case was filed by the maka‘ainana (people) to the Moku Representatives (primarily from the Hāmākua Moku) and supported by all the other Moku.

Here are my concerns regarding a few of the aspects of this Senate Bill 3090 SD 1.

- I have spoken to Kūpuna who are trying to follow what is going on with regards to Senate Bill 3090 SD 1. These Kūpuna can't quite grasp/digest the language of this bill and the way this bill is set up. Senate Bill 3090 SD 1 is very lengthy and takes some time to review, understand and process.
- Adequate time should be given so all community members whom are able to review, process and form opinion to be able to provide testimony.
- Community members shared that a bill of this importance should be brought into each community so that the bill can be explained and people can get a clear understand of the language within the bill. This will allow people to form their own opinion.
- Concerning “Authority” meaning the “Mauna Kea Management Authority”
 - We do understand that this group of individuals must meet standards that will meet the needs of Mauna Kea, however,
 - Why must the individuals be appointed by the Governor?
 - Why do these individuals have to come from;
 - the director of business, economic development, and tourism;



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- (2) Members of private organizations, who shall be invited by the governor to participate as follows:

(A) The president of the Association of Hawaiian Civic Clubs, who shall serve as an ex officio member

(B) The president of the East-West Center, who shall serve as an ex officio member

(C) One member of the Native Hawaiian Bar Association who shall be selected by the governor from among three nominations provided by the board of directors of the Native Hawaiian Bar Association

(D) One member who shall be selected by the governor and who shall be a member of the Royal Order of Kamehameha and a resident of the island of Hawaii;

(E) One representative of a statewide business organization; and

(F) One representative of a business organization on the island of Hawaii;

- (3) One member of a private organization who shall be invited by the president of the senate; and
- (4) One member of a private organization who shall be invited by the speaker of the house of representatives;

The reason we ask is, if the intention is the critical need for fresh leadership centered on a new organizational structure, management system, and procedures this is not the only way. This structure lacks input from the community.

- Our recommendation is to;

1)

- provide a prerequisite of the credentials desired for each candidate to the public. All interested parties are asked to provide a resume to include all desired credentials.
- place all names of interested candidates onto a ballot and allow the public/community elect the candidates.
- The public can elect up to 20 candidates to create a pool for the Legislator, the Governor and Office of Hawaiian Affairs to select from.



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2)

- A practitioner or lineal descendent of practitioners of Native Hawaiian traditional and customary practices associated with Mauna Kea; provided that such representative shall have been appointed from a list of nominees submitted by Aha Moku representatives from the Hilo Moku, Hāmākua Moku, Kohala Moku, and the Kona Moku with the support of the Puna and Ka‘ū Moku working in partnership/collaboration with the Office of Hawaiian Affairs (The justification is that the Native Hawaiian practitioner who continues to practice the loina (culture) and ‘ike (ancestral knowledge) that is passed from generation to generation relating to Mauna-A-Wākea will know what is best for Mauna-A Wākea and how to protect its environment, and its sacred importance to/for the people of Hawai‘i and the many malihini who visit its summits).
- Substantial experience as a Native Hawaiian traditional and customary practitioner; provided that such representative shall have been appointed from a list of nominees submitted by Aha Moku representatives from the Hilo Moku, Hāmākua Moku, Kohala Moku, and the Kona Moku with the support of the Puna and Ka‘ū Moku working in partnership/collaboration with the Office of Hawaiian Affairs (The justification is that the Native Hawaiian practitioner who continues to practice the loina (culture) and ‘ike (ancestral knowledge) that is passed from generation to generation relating to Mauna-A- Wākea will know what is best for Mauna-A Wākea and how to protect its environment, and its sacred importance to/for the people of Hawai‘i and the many malihini who visit its summits).

3)

- We strongly oppose the Auction or Selling of any Mauna Kea lands! Once something is gone you can never replace it or return it to its original state. Mauna Kea is sacred with a unique ecosystem and if we continue to sell and build we will lose the mana and beauty of this treasured/valued mauna of Hawai‘i island. We want the future generation to be able to see/enjoy the beauty of Mauna Kea and embrace its mana. We don’t want to have to say “I remember when Mauna Kea _____.” We often hear this from kūpuna and mākuā about the many places on O‘ahu, “I remember the old Waikiki”, “My ‘ohana used to holoholo out Hale‘iwa but no can today”. We don’t want our mo‘opuna to see pictures or documentaries of what our mauna used to look like.

4)

- We understand and value the need for science and astrology however, we oppose the number of telescopes on Mauna-A-Wākea (Mauna Kea). We are in an advance technological age. We should be looking at ways to view the universe through a different lens. Our kūpuna were able to kilokilo the stars and galaxies before telescopes. They knew the solar system without the use of a telescope. Today we have the use of these telescopes taking us even closer, making many new discoveries yet it is not enough. What will happen when our technology and expertise exceeds the need for telescopes? What will happen to these structures that litter our mauna? The damage/haumia is done. The cement that is poured deep into the honua, how do we remove that?



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- We recommend that the existing telescopes be refurbished/repurposed to meet the needs of our scientist/astronomers.
- Replace the 12 existing telescopes (Caltech Submillimeter Observatory (closed), Canada-France-Hawai'i Telescope, Gemini North and Gemini South, NASA Infrared, James Clerk Maxwell, Subaru, Submillimeter Array, United Kingdom Infrared, Very Long Baseline Array, W.M.Keck Observatory, UH88 and UH Hilo Hōkū Kea) with the 1 Thirty Meter Telescope on the same already desecrated land.
- Reduce the number of telescopes/observatories to be built on the mauna. Seeking/developing other more advanced technological means to view our universe that will not change or damage the mauna. Change our lens!

(5)

- We oppose the leasing of lands; Lease provisions, Lease restrictions.
- This sections needs to be discussed further with the public to get mana'o on what is a good length/term of lease.
- A recommendation is no lease shall be for a longer term than five years, with the privilege of extension of another 5 years provide the lease holder is in good standing, responsible to mauna and people, demonstrates good stewardship.
- Much more discussion needs to happen with the public to get the peoples perspective.

(6)

- We oppose the reservation of rights to prehistoric and historic remains along with Minerals and water rights.
- The authority does not have any rights or authorization to prehistoric or historic remains found on the land. These remains belong to kūpuna who traversed these lands. The kuleana of the Authority is to seek out the lineal descendants of said remains.
- Another recommendation is that the Authority needs to work with the People of Hawai'i Island through the Aha Moku, The Hawai'i Preservation Society, The Burial Council or Persons who are experienced in Traditional protocols (in the removal of such remains) prior to the removal any remains.
- Lake Waiau is an important water resource on the mauna. The Authority does not have authorization over the minerals and water. The mauna provides each moku with water from the rain and snow. We should seek ancestral knowledge on how we as a whole can mālama these valuable resources.

There is so much more that needs to be discussed regarding Senate Bill 3090 SD 1. With only 1 week to go through and review is difficult to provide feedback/recommendations that can gain the support needed to move forward.



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With this said, I have brought forth mana‘o and recommendations from members of the Aha Moku o Hawai‘i, Moku O Keawe, Kūpuna who are trying to support the efforts of not only the Mauna but our lāhui and the many people with whom I have had the privilege of listening to their mana‘o and concerns.

We look forward in furthering the discussion to help move the efforts and Mana of the Mauna to what is **Pono** for all.

Na Ke Akua no e kau mai i kona ‘ike, ka na‘auao a me ka mākaukau ma luna o kākou a pau. ‘Āmama, ua noa, lele akula.

‘O wau me ka ha‘aha‘a,

Piilani Kaawaloa, Po’o

Aha Moku Advisory Committee, Moku O Keawe

Phone: 808-896-4172

Email: punatita7@yahoo.com

SB-3090-SD-1

Submitted on: 2/23/2018 1:23:19 AM

Testimony for WAM on 2/23/2018 10:30:00 AM

LATE

Submitted By	Organization	Testifier Position	Present at Hearing
Kealoha Pisciotta	Testifying for Mauna Kea Anaina Hou, Kai Palaoa, Kia™i Kanaloa	Oppose	No

Comments:

TESTIMONY IN OPPOSITION TO SB3090 SD1

My name is Kealoha Pisciotta and I submit this testimony in behalf of myself as president of Mauna Kea Anaina Hou, founder of Kai Palaoa (a marine protection group) and as a member of Kia'i Kanaloa (and Island Wide Network of Ocean and Cetacean protectors).

We again, file testimony in OPPOSITION to this bill. We previously filed OPPOSITION testimony, we stand on our previous testimony and add that we still oppose it with the amendments—completely and wholly!

We have great Aloha for all of you as our fellow Hawaiian and Non-Hawaiian lawmakers and Ohana, and we wish to work with you on this important issues that will IMPACT our beloved MAUNA KEA. However we can work with only on something real and lasting that could heal us and the MAUNA KEA! This measure is not that.

Over time, the legislative process has devolved into a less the ideal of form of Democracy and continues to be zero sums —winner take all. There will be a few winners and many “losers”—unfortunately those “losers” are your Ohana too.

Over 700 testimonies were filed in OPPOSITION and only 4 were filed in SUPPORT—so there is no rational way to explain how these measure was advanced, let alone look like democracy at all.

Further, as was explained in our previous testimony in OPPOSITION TO SD3090 as members of the group Senator Kahele had asked to sit and discuss what has come to be called the Mauna Kea Temple Report that was written over 17 years ago; SB 3090 in no way resembles our Temple Report so we must OPPOSE it.

We recently met to build consensus and we agreed to submit the Audit bill ONLY and we SPECIFICALLY AND EXPRESSLY GOT NO SUPPORT OR AI LIKE (consensus) to have a bill submitted such as SB 3090 for the creation of a MANAGEMENT AUTHORITY at this time.

Again this bill represent that broken trust and a violation of the AI LIKE PROCESS. Evidenced in the overwhelming opposition of SB 3090.

The Temple Report symbolizes real change —this bill is the STATUS QUO.

The Temple Report's first position is

NO FURTHER DEVELOPMENT. The most contentious development such as the TMT could STILL be built under this measure.

The so called Authority could still extend the lease. So we are opposed to limiting practitioners and others and charging local people to go up Mauna Kea.

It is offensive! It is also offensive to treat Mauna Kea as a profit work horse and money funnel. Mauna Kea is a our Temple, like any other Church, Synagogue or house of worship —it is not a Park and it needs to be treated with reverence. No one pays to pray.

The people are not to blame for the problems on the Mauna and even if they were there are laws in place to deal with excessive numbers of people and this is not one

We call on you to to invoke the Aloha Spirit Law to kill” this measure and instead join us to find that higher standard of Aloha.

In Aloha We Remain.

Kealoha Pisciotta

BEFORE THE SENATE WAYS AND MEANS COMMITTEE

Hawaii State Legislature, February 23, 2018
Senate Bill No. 3090 SD1
Relating to Government

Aloha Chair Dela Cruz, Vice-Chair Keith-Agaran, and Members of the Committee

The Ka Lāhui Hawaii Political Action Committee (KPAC) opposes Senate Bill 3090 SD1 which solidify the State's authority over our sacred and historic mountain through the creation of the Mauna Kea Management Authority (MKMA) giving over the governance and management of 11,400 acres of Mauna Kea lands to the MKMA comprised of seven individuals appointed by the Governor.

Despite 700 testimonies in opposition to Senate Bill 3090 (SD1 Proposed) and only four in support of the creation of a MKMA the Senate Higher Education and Water and Land Committee passed SB 3090 SD1 Proposed with amendments. This Bill gives the MKMA the power to exploit and limit access to the sacred and historic Mauna Kea summits through the establishment of entrance fees and management rules and regulations.

Although this bill puts a limit to the number of telescopes allowed on Mauna Kea, it does not stop the building of the Thirty Meter Telescope(TMT) or any industrial developments. Furthermore, the creation of the MKMA undermines pending litigation regarding the future of sacred Mauna Kea and its fragile environments and sidesteps powerful efforts of Kanaka Maoli and the public toward healing and resolution.

KPAC is concerned with this Bill because there has been NO community education, meaningful input, and consensus on the impacts of this bill on the future of sacred Mauna Kea and what is more concerning is that the language of this bill may very likely keep drastically changing as it moves through the legislature.

This Bill exempts lands to which MKMA holds title from the definition of "public lands" - former Crown and Government lands of the Hawaiian Kingdom which was illegally ceded to the US and then as a condition of Statehood transferred to the State of Hawai'i to serve 5 purposes including the "betterment" of the conditions of native Hawaiians (Kanaka Maoli of 50% blood quantum or more). The Admissions Act states that any other object besides the 5 purposes shall constitute a breach of trust.

KPAC asserts the rights of Kanaka Maoli to nearly 2 million acres of public lands currently being held by the State of Hawai'i.

Respectfully submitted,

M. Healani Sonoda-Pale
Chair, KPAC

February 22, 2018



Subject: Testimony of KAHEA: The Hawaiian-Environmental Alliance in Opposition to S.B. 3090, S.D. 1, before the Senate Ways and Means Committee of the 29th Legislature of the State of Hawai'i.

LATE

Aloha e Committee Members,

I am writing on behalf of KAHEA: The Hawaiian-Environmental Alliance, a 501(c)(3) nonprofit organization to **oppose S.B. 3090**. KAHEA is a community-based organization working to improve the quality of life for Hawai'i's people and future generations through the revitalization and protection of Hawai'i's unique natural and cultural resources. We advocate for the proper stewardship of our resources and for social responsibility by promoting cultural understanding and environmental justice.

We acknowledge and appreciate that amendments to S.B. 3090 are responsive to many community concerns. Amendments resulted in the much needed application of conservation district rules under Hawaii Administrative Rules (HAR) chapter 13-5, the inclusion of at least one Hawaiian cultural expert and other relevant expertise requirements amongst the seven member Mauna Kea Management Authority (MKMA) Commission, and the removal of exemptions from civil service and collective bargaining statutes.

S.B. 3090 appropriately recognized that years of mismanagement have "eroded public confidence and demonstrated the critical need for fresh leadership centered on a new organizational structure, management system, and procedures."

Yet, the purpose of S.B. 3090 remains "management." Further provisions in the bill make clear that MKMA will operate as a property manager and require continued development of Mauna Kea to fund future management. MKMA would be attached to the Department of Accounting and General Services (DAGS), whose mission does not include conservation. Two Authority member seats are reserved for business experts, who we fear will forward an agenda to commercialize the sacred mauna. MKMA is required to be self-funded, and entrusted with Mauna Kea summit lands as its only asset.

A new model of governance is needed, but S.B. 3090 does not provide that. It repeats a wrong-headed approach directed at managing development and without acknowledging the problem is *over-development* on the mauna. Facilitating development on Mauna Kea is the *opposite* lesson that we should have learned from litigation and contested case hearings on the Thirty Meter Telescope.

Public confidence has indeed been "eroded" and now, the state cannot present a preformed template and ask the community to trust it to fill in

PROTECTING

NATIVE HAWAIIAN

CUSTOMARY & TRADITIONAL

RIGHTS AND OUR FRAGILE

ENVIRONMENT

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KAHEA: the Hawaiian-Environmental Alliance is a non-profit 501(c)3 working to protect the unique natural and cultural resources of the Hawaiian islands. KAHEA translates to English as "the call."

the blanks. Governance of Mauna Kea must proceed from a truly community-based process that builds trust amongst people who have shown their commitment to protecting the mauna. The wisdom and leadership of these people are nowhere accommodated in this bill.

Thank you for considering KAHEA's testimony.

Me ka mahalo nui,

KAHEA Board of Directors and Staff, 2018

McCully Works
40 Kamehameha Ave.
Hilo, Hi. 96720

SUPPORT for SB3090

LATE

Committee of Ways and Means:

Chair: Donovan Delacruz Vice Chair: Gilbert Keith-Agaran

I write in Strong Support for SB 3090, SD1

SB 3090, SD1 includes significant amendments that reflect the testimony and concerns of the stakeholders as well as the public at large. Important changes include;

1. Due Process is specifically addressed through affirmation of conservation district rules and contested case hearings remaining a right to those qualified claimants.
2. Statutory controls on and of astronomical facilities
3. The proposed board would have a diverse and appropriate representation that reflects both our community and the leaseholders interests.
4. The near parallel restrictions on land use with HRS171 provide the public with assurances that the lands will not be alienated and the uses have sufficient protections for and to the public's interests.
5. The new proposed authority will go through proper procedures as defined in HRS Ch. 91 in establishing administrative rules appropriate to the unique demands placed on the lands composing and surrounding Mauna Kea.

It is long overdue that we achieve the highest level of responsibility and authority over the lands of Mauna Kea. The irreplaceable nature of what it provides requires a committed, focused, and righteous Authority that places the public uses and benefits as it's sole interest. This is in stark contrast with the University and the DLNR, both of which have many competing interests. Their lack of effectiveness and commitment to balance both astronomy and cultural concerns has led to the current quagmire of court proceedings. It is our States collective shame that we now have an international profile for dysfunctional policies and rules because of how these agencies have handled these issues.

There is no perfect solution to the problems that we have created on Mauna Kea. But we have allowed something great to be created there, the foremost astronomical center on our planet. Now let's fix the problems that have accrued along the way.

Please don't let "PERFECT" get in the way of the "GOOD". Support SB 3090, SD1 Mahalo for your consideration,

Jim McCully

IMUA Mauna Kea

LATE

SB-3090-SD-1

Submitted on: 2/22/2018 12:43:22 PM

Testimony for WAM on 2/23/2018 10:30:00 AM

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

Comments:

As a Native Hawaiian I urge you to

Please Support this Bill. Mahalo!

LATE

SB-3090-SD-1

Submitted on: 2/22/2018 6:50:24 PM

Testimony for WAM on 2/23/2018 10:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Mona Daniels	Individual	Support	No

Comments:

LATE

SB-3090-SD-1

Submitted on: 2/22/2018 12:31:19 PM

Testimony for WAM on 2/23/2018 10:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Theodora Akau Gaspar	Individual	Oppose	No

Comments:

SB-3090-SD-1

Submitted on: 2/22/2018 7:32:39 PM

Testimony for WAM on 2/23/2018 10:30:00 AM

LATE

Submitted By	Organization	Testifier Position	Present at Hearing
Cory Harden	Individual	Oppose	No

Comments:

Aloha legislators,

Please oppose SB3090 SD1. It does not reflect the hundreds of earlier testimonies, nor the hours of work by the Hawai'i Island aha. It would not improve management of Mauna Kea.

mahalo,

Cory Harden, Hilo

LATE

SB-3090-SD-1

Submitted on: 2/22/2018 8:23:49 PM

Testimony for WAM on 2/23/2018 10:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Deborah Mader	Individual	Oppose	No

Comments:

Aloha chair,

I strongly oppose SB3090 SD1 for the following reasons:

This Bill would solidify the State's authority over Kanaka Maoli sacred and historic mountain through the creation of the Mauna Kea Management Authority (MKMA) giving over the governance and management of 11,400 acres of Mauna Kea lands to the MKMA comprised of seven individuals appointed by the Governor.

There were over **700 testimonies in opposition** to Senate Bill 3090 (SD1 Proposed) and only four in support of the creation of a MKMA the Senate Higher Education and Water and Land Committee.

This Bill gives the MKMA the power to exploit and limit access to the sacred and historic Mauna Kea summits through the establishment of entrance fees and management rules and regulations.

Although this bill puts a limit to the number of telescopes allowed on Mauna Kea, it does not stop the building of the Thirty Meter Telescope (TMT) or any industrial developments.

The creation of the MKMA undermines pending litigation regarding the future of sacred Mauna Kea and its fragile environments and sidesteps powerful efforts of Kanaka Maoli and the public toward healing and resolution.

There has been NO community education, meaningful input, and consensus on the impacts of this bill on the future of sacred Mauna Kea and what is more concerning is that the language of this bill may very likely keep drastically changing as it moves through the legislature.

This Bill exempts lands to which MKMA holds title from the definition of "public lands" - former Crown and Government lands of the Hawaiian Kingdom which was illegally ceded to the US and then as a condition of Statehood transferred to the State of Hawaii to serve 5 purposes including the "betterment" of the conditions of native Hawaiians (Kanaka Maoli of 50% blood quantum or more). The Admissions Act states that any other object besides the 5 purposes shall constitute a breach of trust.

Please do not pass SB3090 SD1

Mahalo nui
Deborah Mader

LATE

SB-3090-SD-1

Submitted on: 2/22/2018 11:58:56 PM

Testimony for WAM on 2/23/2018 10:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Jennifer Leina'ala Sleightholm	Individual	Oppose	No

Comments:

Aloha hou, my name is Jennifer Leina'ala Sleightholm. I am a party in the second Mauna Kea Contested Case, a resident of Hawai'i island, a mother, grandmother, aloha 'aina, and kia'i mauna. I apologize for the late submission but many of us have been up against a Supreme Court deadline, while trying to balance our family and work life as well as having to submit multiple testimonies.

I strongly oppose SB3090. I'm baffled at how this bill is being passed through even after 700 opposed, not to mention the fact that there is strong bipartisan opposition from both the pro TMT group and the pro mauna group. That says a lot. These are 700 voices, many of whom are voters.

To have a committee that would be appointed by the governor is frightening. He has no pilina with Mauna Kea and is not qualified to appoint people into positions to manage the mountain. What would the vetting process be? Will there even be one? How are businessmen qualified to "manage" a temple?

Until Mauna Kea is cared for with a familial kinship thought process, which the mauna is, a family member, there will never be a "management authority" adequate to care for the mauna.

By passing this bill, it will send a clear message to your constituents that their voices don't matter. I urge you to kill this bill. That would be what's best for Mauna Kea.

LATE

SB-3090-SD-1

Submitted on: 2/23/2018 5:24:02 AM

Testimony for WAM on 2/23/2018 10:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Rocky	Individual	Oppose	No

Comments:

I am against this bill on the principle that the USA committed a terrorist act against my country the Kingdom of Hawaii, kanaka maoli and my culture. Every single year your terrorist organization you represent strips our human rights and ignore the fact that you are the illegal aliens here. You all treat us like we are invisible. Why would a huge country like the USA want to steal my country? History shows it was for greed and power.

I agree that UH/OMKM are a complete failure. But so is the state of Hawaii. Building on Molu o Keawe's largest aquifer is playing Russian roulette with our water supply. Really easy to believe the state will make billions with this bill but it is not a win win situation. My country again loses for the Greed of UH and terrorist State of Hawaii. I am fighting the extinction of my culture with every bill you all try to slip into at the last minute.

This bill SB 3090 was the most unusual bill I have ever seen in that TMT and I are against this bill yet it is still alive. Why? I agree with this bill in that US/SOH/OMKM need to be removed from controlling Mauna Kea but am against the state creating another. This group will be appointed by the Governor? He already shown he would arrest the protectors of Hawai'i nei for money. Arresting kanaka maoli for protecting our most sacred site is another terrorist act against my country.

TMT actually wanted to get the same \$1 dollar a year rent but when we protested this fact. Then they thought that donating a \$1 million dollars a year to the keiki o ka'aina that we would be ok with this. I am not. I see this is another rich white man (Gordon Moore) using his money to eliminate kanaka from the face of the earth. While, TMT wants to give a million dollars a year to our keiki, I want to give the keiki o ka'aina their birthright which is worth more than trillion dollars a year.

So for these reasons I am against SB3090SD1

LATE

SB-3090-SD-1

Submitted on: 2/23/2018 8:26:46 AM

Testimony for WAM on 2/23/2018 10:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Donna Grabow	Individual	Oppose	No

Comments:

Aloha,

I OPPOSE this bill because it is a sneaky way to change the Mauna Kea Summits from "Public Lands", and give title to 11,400 acres to the Mauna Kea Management Authority.

The Royal Hawaiian Land patents were surveyed and documented in the 1800s.

This unfair bill caters to the corporate interests, instead of to the interests of the original people of the Hawaiian nation; kanaka maoli.

There can be a 'management team' of 7 members appointed by the Governor.

This move by the State of Hawai'i undermines pending litigation, yet the Bill continues to move forward despite overwhelming opposition. Furthermore, this Bill proposes limiting access to the sacred Mauna Kea summits to Kanaka Maoli and the public.

Donna Grabow

Hilo, Moku o Keawe

LATE

SB-3090-SD-1

Submitted on: 2/23/2018 9:49:28 AM

Testimony for WAM on 2/23/2018 10:30:00 AM

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

Comments:

Aloha kakou,

I VEHEMENTLY OPPOSE SB 3090 SD1 - RELATING TO GOVERNMENT. Establishes the Mauna Kea Management Authority. Limits the number of telescopes that may be authorized on Mauna Kea. Authorizes the renegotiation of leases, subleases, easements, permits, and licenses pertaining to Mauna Kea. Requires that revenue derived from activities on Mauna Kea be shared with the Office of Hawaiian Affairs. Excludes Mauna Kea lands from the definition of "public lands." Provides for free access to Mauna Kea for traditional cultural purposes. Establishes police powers and provides for enforcement of laws on land under the jurisdiction of the Mauna Kea Management Authority. Appropriates funds. Effective 12/31/2033. (SD1)

I offer these OPPOSING statements:

- Mauna Kea must REMAIN IN THE PUBLIC LAND TRUST to do otherwise is a violation of the fake-state Constitution!
- YOU cannot give title to Mauna Kea to a group of people who only serve the will of this fake-state and it's governor; they won't necessarily serve the PEOPLE of Hawaii and much less the Hawaiians.
- PROVE YOUR TITLE TO MAUNAKEA FROM 1845's Board of Commissioners (Land Commission) or even the 1848 Mahele to today. THERE IS A DISPUTABLE BREAK IN TITLE; therefore NO TITLE TO GIVE!!!
- STOP trying to undermine current or pending litigation!
- STOP limiting acces to Hawaiian cultural practitioners!
- YOU should not be excluding the public from the Summit. Mauna Kea is a treasured and SACRED. As such, it MUST be protected PER YOUR OWN STATUTES and GUIDELINES!

Mahalo for allowing my late testimony is VEHEMENT OPPOSITION TO SB 3090 SD1! Refer it back to it's respective committee's or KILL IT NOW!

Kapua Keliikoa-Kamai,

Concerned Wai'anae Resident

Hawaiian Kingdom Resident

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