

Honolulu, Hawaii

APR 19 , 2022

RE: S.C.R. No. 159
S.D. 1
H.D. 1

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-First State Legislature
Regular Session of 2022
State of Hawaii

Sir:

Your Committee on Water & Land, to which was referred S.C.R. No. 159, S.D. 1, entitled:

"SENATE CONCURRENT RESOLUTION URGING THE OFFICE OF PLANNING AND SUSTAINABLE DEVELOPMENT TO DEVELOP A PLAN TO INCLUDE A SPECIFIC ROLE FOR THE NATIVE HAWAIIAN COMMUNITY IN THE COASTAL ZONE MANAGEMENT PLAN,"

begs leave to report as follows:

The purpose of this measure of this measure is to request that the Office of Planning and Sustainable Development develop a plan to include a specific role for the native Hawaiian community in the coastal zone management plan.

Your Committee received testimony in support of this measure from the Hawai'i State Aha Moku and Kalama'ula Mauka Homestead Association. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Office of Planning and Sustainable Development.

Your Committee finds that past failures to integrate native Hawaiian cultural practices into marine and coastal zone planning have resulted in the loss of important cultural resources and interfered with the exercise of native Hawaiian cultural



practices. Some regulations governing land and natural resources are created without specific consultation or compensation to native Hawaiian beneficiaries. Therefore, the purpose of this measure is to request the Office of Planning and Sustainable Development to develop a consultation implementation plan to ensure that native Hawaiians' voices are integrated into coastal zone management planning.

Your Committee notes the testimony of the Office of Planning and Sustainable Development that 'ike kupuna is already included in the Coastal Zone Management Program's planning practices. Therefore, the office feels that the goals of this resolution will be met without the development of a separate planning process which the Coastal Zone Management Program does not currently have the capacity to complete.

Your Committee has amended this measure by:

- (1) Requiring the Office of Planning and Sustainable Development to submit a consultation implementation plan to the legislature, rather than a report of its finding and recommendations; and
- (2) Clarifying that the Office of Planning and Sustainable Development is urged to integrate the seven policy statements in the consultation and implementation plan.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 159, S.D. 1, as amended herein, and recommends that it be referred to your Committee on Judiciary & Hawaiian Affairs in the form attached hereto as S.C.R. No. 159, S.D. 1, H.D. 1.

Respectfully submitted on
behalf of the members of the
Committee on Water & Land,



DAVID A. TARNAS, Chair



Record of Votes of the Committee on Water & Land

Bill/Resolution No.: SCR 159, SDI	Committee Referral: WAL, JHA	Date: 4/14/2022		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
WAL Members	Ayes	Ayes (WR)	Nays	Excused
1. TARNAS, David A. (C)	✓			
2. BRANCO, Patrick Pihana (VC)	✓			
3. GANADEN, Sonny	✓			
4. KOBAYASHI, Bertrand	✓			
5. KONG, Sam Satoru				✓
6. MORIKAWA, Dee	✓			
7. OHNO, Takashi	✓			
8. McDERMOTT, Bob				✓
TOTAL (8)	6	0	0	2
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: <u>David Tarnas</u>				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				