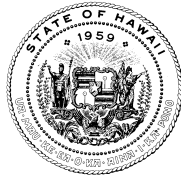


**JOSH GREEN, M.D.**  
GOVERNOR  
STATE OF HAWAII  
*Ke Kia 'āina o ka Moku 'āina 'o  
Hawaii 'i*

**SYLVIA J. LUKE**  
LT. GOVERNOR  
STATE OF HAWAII  
*Ka Hope Kia 'āina o ka Moku 'āina  
'o Hawaii 'i*



**IKAIKA ANDERSON**  
CHAIRMAN DESIGNATE, HHC  
*Ka Luna Ho 'okele*

**KATIE L. DUCATT**  
DEPUTY DESIGNATE TO THE  
CHAIRMAN  
*Ka Hope Luna Ho 'okele*

**STATE OF HAWAII**  
**DEPARTMENT OF HAWAIIAN HOME LANDS**  
*Ka 'Oihana 'Āina Ho 'opulapula Hawaii 'i*

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TESTIMONY OF IKAIKA ANDERSON, CHAIRMAN-DESIGNATE  
HAWAIIAN HOMES COMMISSION  
BEFORE THE HOUSE COMMITTEE ON JUDICIARY & HAWAIIAN AFFAIRS  
HEARING ON FEBRUARY 16, 2023 AT 2:00PM IN CR 325

**HB 1057, RELATING TO INTERIM ADMINISTRATIVE RULES OF THE  
DEPARTMENT OF HAWAIIAN HOME LANDS**

February 16, 2023

Aloha Chair Tarnas, Vice Chair Takayama and members of the Committee:

The Department of Hawaiian Home Lands (DHHL) strongly supports this bill allowing DHHL, after beneficiary consultation and upon approval by the Hawaiian Homes Commission, to issue interim rules that are exempt from the public notice, public hearing, and gubernatorial approval requirements of chapter 91, Hawaii Revised Statutes (HRS). Such interim rules shall be effective for not more than eighteen months. This bill was approved by the Hawaiian Homes Commission and included in the Governor's administrative package by request of our Department.

The Department conducts beneficiary consultation pursuant to its administrative rules prior to initiating the chapter 91, HRS, rule making process. The important process of beneficiary consultation adds additional time to what can be an already lengthy process to promulgate administrative rules. This new section, which is modeled after 103D-202, HRS, will enable the Department to move quickly in issuing interim rules after beneficiary consultation and upon approval by the Hawaiian Homes Commission on important programs and services. The eighteen-month limitation on the life of the interim rules will ensure that the Department has adequate time to adopt permanent rules through formal rulemaking procedures.

Thank you for your consideration of our testimony.

**HB-1057**

Submitted on: 2/15/2023 10:41:58 AM

Testimony for JHA on 2/16/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Ruth Love	Individual	Oppose	Written Testimony Only

Comments:

Should have to be public hearings not backdoor

**HB-1057**

Submitted on: 2/15/2023 1:37:08 PM

Testimony for JHA on 2/16/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Marion K A Kapuniai	Individual	Oppose	Written Testimony Only

Comments:

**'A'OLE LOA!!!**

**This move is a direct infringement of due process and nullifies beneficiary rights to full participation in a process which demands our participation in every step of the rule making process as dictated by HRS 91. Denial of the full rule-making process in the interest of time is ludicrous, unacceptable, detriment and unconscienable behavior of the very agency which exists to implement the intent of theHawaiian Homes Commission Act, as amended.**

**I have participated in those proceedings with disappoiment, where staff restate their opinions and regurgitates the "information" for HHC approval, during which time I again have oppportunity to provide my facts, observations, and additional suggestions.**

**If the current process is too time consuming, terminate and move on!**

**In addition, these bills which directly infringe upon our rights should be subject to Beneficiary Consultation prior to introduction for legislation.**

**DEFER!!!! KILL IT !!!!!**

**Thank you, M Kapuniai**