

Committee on Beneficiary Advocacy and Empowerment

Trustee John Waihe'e IV, *Chair*Trustee Kaleihikina Akaka, *Vice Chair***Members**

Trustee Leina'ala Ahu Isa, At-Large

Trustee Dan Ahuna, Kaua'i / Ni'ihau

Trustee Keli'i Akina, At-Large

Trustee Brendon Kalei'aina Lee, At-Large

Trustee Carmen Hulu Lindsey, Maui

Trustee Robert K. Lindsey, Jr., Hawai'i Island

Trustee Colette Y. Machado, Moloka'i / Lāna'i



**STATE OF HAWAII'
OFFICE OF HAWAIIAN AFFAIRS**

**MEETING OF THE
COMMITTEE ON BENEFICIARY ADVOCACY AND EMPOWERMENT**

DATE: Wednesday, October 21, 2020**TIME:** 1:00 pm**PLACE:** Virtual MeetingViewable at www.oha.org/livestream OR

Listen by phone: (213) 338-8477,

Webinar ID: 958 3307 6988

Due to the threat of COVID-19, Governor Ige issued the most recent Emergency Fourteenth Supplementary Proclamation dated October 13, 2020 that suspends parts of Hawai'i Revised Statutes Chapter 92, Public Agency Meetings and Records to, among other things, enable boards to conduct business without any board members or members of the public physically present at the same location.

The OHA Board of Trustees and its Standing Committees will hold virtual meetings until further notice. The virtual meetings can be viewed and observed via livestream on OHA's website at www.oha.org/livestream or listen by phone: (213) 338-8477, Webinar ID: 958 3307 6988

AGENDA

- I. Call to Order
- II. Public Testimony on Items Listed on the Agenda* (Please see page 2 on how to submit written testimony or provide oral testimony online. Oral testimony by phone will **not** be accepted)
- III. Approval of Minutes
 - A. September 23, 2020
- IV. Unfinished Business
- V. New Business
 - A. ACTION ITEM: BAE #20-03: Approval of 2021 OHA Legislative Package**†
 - B. ACTION ITEM: BAE #20-04: To Approve the Office of Hawaiian Affairs' 2020 Moloka'i Island Burial Council and Kaua'i/Ni'ihau Islands Burial Council Nominations†
- VI. Announcements
- VII. Adjournment

If you require an auxiliary aid or accommodation due to a disability, please contact Raina Gushiken at telephone number 594-1772 or by email at: rainag@oha.org no later than three (3) business days prior to the date of the meeting.

Meeting materials will be available to the public on Friday, October 16, 2020 and posted to OHA's website at: www.oha.org/bae



**STATE OF HAWAII
OFFICE OF HAWAIIAN AFFAIRS**

†Notice: The 72 Hour rule, pursuant to OHA BOT Operations Manual, Section 49, shall be waived for distribution of new committee materials.

*Public Testimony: Public testimony can be submitted to the OHA Board of Trustees either: (1) in writing emailed at least 24 hours prior to the scheduled meeting, or (2) as live, oral testimony online during the Public Testimony portion of the virtual meeting. **Public testimony must be limited to matters listed on the meeting agenda.** Please visit OHA's website for more detailed information on how to submit public testimony at: <https://www.oha.org/how-to-submit-testimony-for-oha-bot-meetings/>


Persons wishing to provide *written testimony* on items listed on the agenda should submit testimony via *email* to BOTmeetings@oha.org at least **24 hours prior** to the scheduled meeting. Any testimony received after this deadline will be late testimony and distributed to the Board members after the scheduled meeting. **Due to COVID-19, please do not fax, mail, or hand-deliver written testimony.**

Persons wishing to provide *oral testimony online* during the virtual meeting must register here first:

https://zoom.us/webinar/register/WN_C8H1AysQRQsbF31T6bVUWQ

Oral testimony online is limited to items listed on the agenda. The registration to provide oral testimony online will remain open until the Public Testimony section on the agenda has concluded. You will need to register prior to this time if you would like to orally testify. Once you have completed your registration, a confirmation email will be sent to you with a link to join the virtual meeting and further instructions on how to provide oral testimony during the virtual meeting. To provide oral testimony online, you will need (1) a computer or mobile device to connect to the internet, (2) internet access, and (3) a microphone to provide oral testimony. Oral testimony online will be limited to five (5) minutes. Oral testimony by phone will **not** be accepted at this time.

**Notice: Trustees may establish or revise an OHA position on ANY proposed bill/resolution for submission to the state legislature. The Trustees both in Committee and as the Board of Trustees (BOT) reserve the right to discuss any and all bills or resolutions recommended for submission to the state legislature in order to discharge their fiduciary obligations as Trustees of the Office of Hawaiian Affairs.



Trustee John Waihe'e IV, Chair
Committee on Beneficiary Advocacy and Empowerment

10/15/2020

Date

Committee on Beneficiary Advocacy and Empowerment

Trustee John Waihe'e IV, *Chair*Trustee Kaleihikina Akaka, *Vice Chair**Members*

Trustee Leina'ala Ahu Isa, At-Large

Trustee Dan Ahuna, Kaua'i / Ni'ihau

Trustee Keli'i Akina, At-Large

Trustee Brendon Kalei'aina Lee, At-Large

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**STATE OF HAWAII
OFFICE OF HAWAIIAN AFFAIRS
560 N. NIMITZ HIGHWAY, SUITE 200
(VIRTUAL MEETING - VIA ZOOM WEBINAR)**

**COMMITTEE ON BENEFICIARY ADVOCACY AND EMPOWERMENT
MINUTES**

September 23, 2020 10:00 a.m.

ATTENDANCE:

Chairperson John Waihe'e, IV
Vice-Chairperson Kaleihikina Akaka
Trustee Leina'ala Ahu Isa
Trustee Dan Ahuna
Trustee Keli'i Akina
Trustee Brendon Kalei'aina Lee
Trustee C. Hulu Lindsey
Trustee Robert Lindsey
Trustee Colette Machado

BOT STAFF:

Crayn Akina
Dayna Pa
Melissa Wennihan

ADMINISTRATION STAFF:

Sylvia Hussey, Ka Pouhana / CEO
Sterling Wong, Ka Pou Nui Kūikawā / Interim COO
Everett Ohta, Corporation Counsel
Keola Lindsey, Advocacy
Keone Nakoa, Washington D.C. Bureau
Kevin Chak, IT
Marc Bantolina, IT
Raina Gushiken, Corporation Counsel
Wayne Tanaka, Public Policy

I. CALL TO ORDER

Chair Waihe'e calls the Committee on Beneficiary Advocacy and Empowerment meeting for Wednesday, September 23, 2020 to order at **10:01 a.m.**

Chair Waihe'e notes for the record that **PRESENT** are:

MEMBERS			AT CALL TO ORDER (10:01 a.m.)	TIME ARRIVED
CHAIR	JOHN	WAIHE'E, IV	PRESENT	
VICE-CHAIR	KALEIHIKINA	AKAKA	PRESENT	
TRUSTEE	LEINA'ALA	AHU ISA	PRESENT	
TRUSTEE	DAN	AHUNA	PRESENT	
TRUSTEE	KELI'I	AKINA	PRESENT	
TRUSTEE	BRENDON KALEI'AINA	LEE	PRESENT	
TRUSTEE	CARMEN HULU	LINDSEY	PRESENT	
TRUSTEE	ROBERT	LINDSEY	PRESENT	
TRUSTEE	COLETTE	MACHADO	PRESENT	

At the Call to Order, **NINE (9) Trustees are PRESENT**, thereby constituting a quorum.

II. PUBLIC TESTIMONY on Items Listed on the Agenda*

None

III. APPROVAL OF MINUTES

- A. February 19, 2020
- B. February 26, 2020
- C. March 4, 2020

Trustee Machado moves to approve the minutes of February 19, February 26, and March 4, 2020.

Trustee Lee seconds the motion.

Chair Waihe'e asks if there is any discussion. There is none.

Chair Waihe'e calls for a **ROLL CALL VOTE**.

							10:04 a.m.
TRUSTEE		1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
LEINA'ALA	AHU ISA			X			
DAN	AHUNA			X			
VICE-CHAIR KALEIHIKINA	AKAKA			X			
KELI'I	AKINA			X			
BRENDON KALEI'ĀINA	LEE		2	X			
CARMEN HULU	LINDSEY			X			
ROBERT	LINDSEY			X			
COLETTE	MACHADO	1		X			
CHAIR JOHN	WAIHE'E			X			
TOTAL VOTE COUNT				9	0	0	0

MOTION: [X] UNANIMOUS [] PASSED [] DEFERRED [] FAILED

Chair Waihe'e notes for the record that all members present vote 'AE (YES) and the **MOTION CARRIES**.

IV. UNFINISHED BUSINESS

None

V. NEW BUSINESS

- A. OHA Federal Legislative Positioning Matrix**† - Advocacy (Washington, D.C. Bureau)

Chair Waihe'e turns it over to Ka Pouhana Sylvia Hussey.

Pouhana Hussey calls on Chief Advocate Keola Lindsey.

Chief Advocate Lindsey: Aloha Trustee. We will begin with our Federal Matrix; I will turn it over to our Washington D.C. Bureau Chief Keone Nakoa.

Washington D.C. Bureau Chief Nakoa: Aloha, Good morning everyone. Good afternoon from D.C. We've distributed the Federal Matrix. Most of the bills listed have recommended positions that have been available on our matrix for the past few months because of the difficulty in getting BAE meetings and getting us in front of the BAE for positions, during COVID-19. We haven't been able to get formal positions from the Board on the recommendations that Administration has made. Most of these bills should be straightforward and they've been on the matrix for a few months at least, with one exception of this one, that I want to point out and talk a little bit about; FED23 is S4571 and it is a 2020 Census Deadline Extensions Act.

This bill was proposed by Senator Schatz; it has some bipartisan support in the Senate. Basically, what it would do is extend the census deadlines because there have been some reports of issues in being able to get everyone to take the census. Not just in the Native Hawaiian Community, but also across the country and particularly in Native American country, where COVID-19 has been particularly impactful in the community. It would extend the reporting deadline for the United States Census to Congress until April 2021, and that would give time for Congress to finish up their field operations as they had originally intended. Otherwise, they had curtailed some of those efforts to the end of this month, in order to meet the December 31, 2020 deadline. That's the only new bill that we put in to the matrix; I am happy to answer your questions on anything else.

Chair Waihe'e: Thank you. Members; *are any questions on the OHA Federal Legislative Matrix?*

There are none.

Trustee Hulu Lindsey moves to approve Administration's recommendations on:

- **OHA FED 9 through OHA FED 23 all as SUPPORT;**
where OHA FED 9 is SUPPORT of S. 524 only, as the House Bill version, as amended,
is not yet available; and
OHA FED 21 is SUPPORT of both, S. 3650, as amended and H.R. 6535

on the OHA Federal Priorities for the 116th Congress – Federal Legislative Matrix dated 09/23/20.

ITEM NO.	BILL NO.	MEASURE TITLE	DESCRIPTION	POSITION
FED 9	S. 524	Department of Veterans Affairs Tribal Advisory Committee Act of 2019	Establishes the Department of Veterans Affairs Advisory Committee on Tribal and Indian Affairs to advise the Secretary of Veterans Affairs on matters relating to Indian tribes, tribal organizations, and Native American veterans, including Native Hawaiian veterans.	WDCB Recommends: SUPPORT S. 524 <i>NOTE: The House bill as amended is not yet available</i>
	H.R. 2791			
FED 10	S. 1746	Explore America Act of 2019	Authorizes the provision of technical assistance under the Preserve America Program and directs the Secretary of the Interior to enter into partnerships with communities adjacent to units of the National Park System to leverage local cultural heritage tourism assets.	WDCB Recommends: SUPPORT
	H.R. 5839			

ITEM NO.	BILL NO.	MEASURE TITLE	DESCRIPTION	POSITION
FED 11	S. 2384	Botanical Sciences and Native Plant Materials Research, Restoration, and Promotion Act	Promotes botanical research and botanical sciences capacity by proactively encouraging the use of native plants in projects on federal land when feasible, encouraging federal land management agencies to hire botanists, and establishing a collaborative grant program to support efforts to keep rare plant species from becoming endangered and help endangered plant species recover.	WDCB Recommends: SUPPORT
	H.R. 1572			
FED 12	S. 2741	Creating Opportunities Now for Necessary and Effective Care Technologies (CONNECT) for Health Act of 2019	Promotes higher quality of medical care, increased access to care, and reduced spending in Medicare through the expansion of telehealth services. Specifically, this bill would remove geographic and originating site restrictions for mental and emergency services, remove restrictions on Federally Qualified, Rural, and Native Hawaiian Health Centers for telehealth services, and require a study for more ways to expand access to telehealth services.	WDCB Recommends: SUPPORT
	H.R. 4932			
FED 13	S. 3181	Inspiring Nationally Vibrant Economies Sustaining Tribes (INVEST) Act of 2020	Expands the definition of low-income community for purposes of the new markets tax credit to include lands held in trust for Native Americans, lands that enclose all or part of an Indian tribal land, including Hawaiian Home Lands; prioritizes the allocation of credit amounts for investment in American Indian, Alaska Native, and Native Hawaiian communities and requires an allocation of at least 10% of credit amounts to certain Indian community development entities for investments that primarily serve low-income communities.	WDCB Recommends: SUPPORT
FED 14	S. 3232	Promoting Local Arts and Creative Economy Workforce (PLACE) Act of 2020	Promotes and supports the local arts and creative economy in the United States through new small business and creative workforce development grants, technical assistance for creative businesses, and new tax incentives to support the arts and creative economy. This bill also includes Native American expressions of their culture and heritage as activities eligible for these grants, assistance, and programs.	WDCB Recommends: SUPPORT
FED 15	S. 3328	Biliteracy Education Seal and Teaching (BEST) Act	Awards grants to States to establish or improve, and carry out, Seal of Biliteracy programs to recognize high-level student proficiency in speaking, reading, and writing in both English and a second language. The act broadens the definition of “second language” to include Native American languages, and Classical Languages. Hawaii has established a Seal of Biliteracy program for graduating high school students meeting certain criteria.	WDCB Recommends: SUPPORT
FED 16		Native American Language Vitalization Act	Establishes a Native American Language Vitalization and Training program within the U.S. Department of Education to award competitive grants to promote the preservation, revitalization, relevancy, and use of Native American languages, including ‘Ōlelo Hawai‘i.	WDCB Recommends: SUPPORT
	H.R. 4188			

Note: There is no “FED 17”

ITEM NO.	BILL NO.	MEASURE TITLE	DESCRIPTION	POSITION
FED 18		Native American Housing Assistance and Self-Determination Reauthorization Act of 2019 (NAHASDA Reauthorization Act)	Reauthorizes the Native American Housing Assistance and Self-Determination Act of 1996, including authorization for the Native Hawaiian Housing Block Grant at \$13 Million, with annual incremental increases through Fiscal Year 2024	WDCB Recommends: SUPPORT
	H.R. 5319			
FED 19		Tribal Elder Care Improvement Act of 2019	Amends the Older Americans Act of 1965 to expand supportive services for Native American aging programs, including programs for Native Hawaiians	WDCB Recommends: SUPPORT
	H.R. 5323			
FED 20	S. 3666	COVID-19 Designation of Immediate Special Authority of Spectrum for Tribes' Emergency Response (DISASTER) in Indian Country Act	Funds grants for the immediate deployment of wireless broadband on tribal lands and Hawaiian Home Lands and allows tribes, tribal entities, and the Director of the Department of Hawaiian Home Lands to apply for special temporary authority to use electromagnetic spectrum not currently in use.	WDCB Recommends: SUPPORT <i>NOTE: Admin provided a quote for Rep. Haaland's press release issued May 8, 2020</i>
	H.R. 6819			
FED 21	S.3650	Coverage for Urban Indian Health Providers Act	Extends federal torts claim coverage for certain personal injury claims (i.e., medical malpractice liability protection) to urban Indian organizations and their employees by deeming them as part of the Public Health Service. Currently, such coverage is provided to Indian tribes, tribal organizations, Indian contractors, and their employees.	WDCB Recommends: Support Senate version, S. 3650, as amended
	H.R. 6535			
FED 22	S. 4331	Deploying the Internet by Guaranteeing Indian Tribes Autonomy over Licensing on (DIGITAL) Reservations Act	Preserves Indian Tribes' and Native Hawaiians' autonomy of access to spectrum over Tribal lands and expedites immediate deployment of telecommunications services for critical government services, including national emergencies, natural disasters, public health and biohazard threats, safety, education, opportunity to participate in the broadband economy, self-governance, access to Federal, State, and Tribal voting and elections, and the Federal census count, for the protection of life and property in furtherance of the Federal trust responsibility, among other things	WDCB Recommends: SUPPORT <i>NOTE: Admin provided a quote for Rep. Haaland's press release issued July 27, 2020</i>
	H.R. 7774			

ITEM NO.	BILL NO.	MEASURE TITLE	DESCRIPTION	POSITION
FED 23	S. 4571	2020 Census Deadline Extensions Act	Extends two key statutory deadlines by four months to give the agency enough time to compile accurate data sets. The deadline for the delivery of apportionment data to the U.S. House of Representatives is changed to April 30, 2021 from December 31, 2020; and the deadline for the delivery of redistricting data to the states is changed to July 31, 2021 from March 31, 2021. The bill would also require the Census Bureau to continue field operations through the original end date of 2020 Census field operations (October 31, 2020) to give the agency enough time to ensure a full and accurate count in hard-to-count communities like Native Hawaiians.	WDCB Recommends: SUPPORT
	H.R. 558			
	H.R. 3846			

Vice-Chair Akaka seconds the motion.

Chair Waihe'e asks if there is any discussion. There is none.

Chair Waihe'e calls for a **ROLL CALL VOTE**.

							10:11 a.m.
TRUSTEE		1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
LEINA'ALA	AHU ISA			X			
DAN	AHUNA			X			
VICE-CHAIR KALEIHIKINA	AKAKA		2	X			
KELI'I	AKINA			X			
BRENDON KALEI'ĀINA	LEE			X			
CARMEN HULU	LINDSEY	1		X			
ROBERT	LINDSEY			X			
COLETTE	MACHADO			X			
CHAIR JOHN	WAIHE'E			X			
TOTAL VOTE COUNT				9	0	0	0

MOTION: [X] UNANIMOUS [] PASSED [] DEFERRED [] FAILED

V. NEW BUSINESS

B. OHA D.C. Bureau Updates – Advocacy (Washington, D.C. Bureau)

Chair Waihe'e turns it back over to Ka Pouhana Sylvia Hussey.

Pouhana Hussey calls on Washington D.C. Bureau Chief Keone Nakoa.

Washington D.C. Bureau Chief Nakoa: There are three things that I wanted to discuss quickly with the Committee; the first being the potential for a fourth COVID Relief package from the federal government.

As you may have heard the House Democrats and the White House are pretty, far apart on any kind of a deal. What we're hearing is that there is not likely to be any kind of federal relief package coming forward before the election. A price tag of any bill that would come forward is highly unknown at this time. There are still a lot of negotiations that would have to go into that process. There is still a (CR) Continuing Resolution that has been proposed by the House and will be taken up in the Senate. It passed the House, I believe yesterday.

The Senate will be considering that bill soon and the deadline to pass that is September 30th when the funding for the Federal Government would otherwise lapse. So, what we're hearing is that it is expected to pass in some shape or form, or some agreement to get done before the deadline; or right at the deadline.

The other complicating factor for the timelines for a lot of the federal actions is the recent vacancy of the Supreme Court. As you know, Justice Ruth Ginsburg passed away last week, so the timeline has been grounds for a pretty strong fight in the Senate. There could be significant repercussions from the actions that are going to be taken. We're waiting to see how that's going to go. From all indications, President Trump has said that he's going to announce his nomination to replace Justice Ginsburg sometime this weekend. As soon as we find that out, we will start vetting the replacement Justice's qualifications and specifically, if they've had any opinions with regards to Native Hawaiians. We have also recently found out that the Senate is planning to move forward with that nomination as soon as possible, and they've marked the week of October 12th to begin Committee proceedings on that nominee. Those are all the updates I had. I'm happy to take any questions.

Chair Waihe'e: *Members are there any questions on the D.C. Bureau updates?*

There are none.

Chair Waihe'e: Hearing none. We shall move on to the OHA Legislative Session Report by Public Policy.

V. NEW BUSINESS

C. 2020 Legislative Session Report**† and 2021 Legislative Session Preparation – Advocacy (Public Policy)

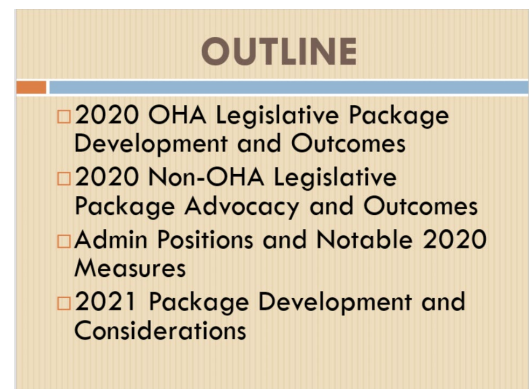
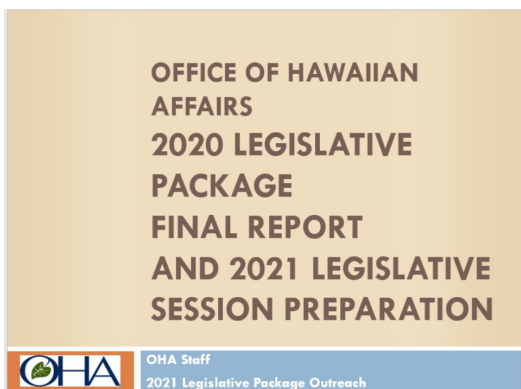
Chair Waihe'e turns it over to Ka Pouhana Sylvia Hussey.

Pouhana Hussey calls on Chief Advocate Keola Lindsey and Public Policy Manager Wayne Tanaka.

Public Policy Manager Tanaka: Thank you. Good Morning Trustees. It's so good to see everyone again; it's been awhile. Thank you - Ka Pouhana, Dr. Hussey, for helping with this presentation, with the screen sharing. I'm going to turn my video off, just to make sure there's no bandwidth issues, but it's great to see everyone and thanks again for meeting today on this Legislative Recap.

So, this is something that you have all seen before and after every Legislative Session, we like to look back with the BAE Committee to kind of give a report on, what transpired in the past few months. If you have any questions at any time, feel free to let me know.

This is an outline of what I will talk about today. First, I'll go through our 2020 OHA Legislative Package and I'll talk about where it came from and how it went. Then I will touch on the other advocacy we do on these hundreds and hundreds of other non-OHA Legislative measures that we advocate on. I'll also touch on a few Administrative Positions that we had to advocate on after the COVID-19 shutdown, as well as some notable 2020 measures that we saw this session. Then at the end, I'll give a brief overview of where we are in the process of developing our package for the 2021 Legislature.



As you know this was last year's process for developing our Legislative package. Throughout the summer we did outreach internally with our staff, as well as externally with stakeholders, experts and partners that are engaged in Legislative Advocacy, to gather ideas. We vetted the many proposals that we received and decided based on various considerations, which I'll go over later which measures to include in our recommended package.

From there we procured approval from both the Administration as well as the BAE and BOT on our OHA Legislative Package for 2020. Last year, we got our final approval from the BOT on December 5th. This year is an election year, so we will try to get final approval before the General Election so it will be a little bit earlier this year. Ultimately, we ended up with five Bills and one Resolution in our package for 2020.

Once the package was approved, we did Pre-Session Outreach. We met with key Legislators and Community Members just to let them know about what our priorities are and to get an idea of what their priorities would be during session. Session started on January 15th of this year, it was supposed to end on May 7th, but because of the shutdown and the two-month recess that the Legislature had - Sine die didn't occur until July 10th. As a result, the Governor's timeline for issuing vetoes was also pushed back.

On August 31st, if you recall, the Governor announced six measures that he was considering for veto. Ultimately, on September 15th, he vetoed five of them. Throughout this whole duration, we are testifying on our bills, orally and in-writing. We are also meeting with: Lawmakers, folks in the Executive Branch, and with other Community groups according to certain advocacy, when possible. Generally, what happens after a Legislative Session is complete, the Governor chooses what bills to sign and he has signing ceremonies for some. We didn't see too much of that this year. I think there was at least one that was done via ZOOM, but because of the whole pandemic and it wasn't truly conducive. Through this time, we're also collaborating with other paia in our agency as well as with other partners to help us with advocacy. As you know, every week or every-other-week when the BAE was meeting, we would be updating the BAE on the progress of our package.

OHA 2020 Legislative Package

- OHA Legislative Package
 - Pre-package internal/external outreach (July-August)
 - Vetted proposals/drafted measures
 - Procured OHA Executive Team, BAE and BOT Approval
 - Dec. 5 – BOT approval of OHA 2020 Legislative Package
 - Final OHA 2020 Legislative Package: 5 bills, 1 reso (12 measures/"vehicles")

OHA 2020 Legislative Package

- Pre-session outreach (community, legislators)
- Advocacy throughout session
 - Jan. 15 (Opening) – ~~May 7~~ July 10 (Sine die)
 - Aug 31 – Governor deadline for veto notice (for bills sent to the Governor 10 or more days before sine die)
 - September 15 – Governor deadline for final approval or veto
 - Testifying, meet with lawmakers, executive branch officials, community, and Governor
 - Signing ceremonies(?)
- Collaborate with other Paia, partners to help guide advocacy
- Update agency, BAE/BOT on progress

I'll just quickly recap what was included in our legislative package for this past session.

OHA-1; sought to give a little-more-teeth and encourage some greater compliance with the Native Hawaiian Law and Public Trust Training course that is required of certain Boards and Commissions. It would have also ensured that at least four members of the Board of Land and Natural Resources and four members of the Land Use Commission are selected from lists submitted by the Office of Hawaiian Affairs to the Governor. That way we ensure that there is a more significant Hawaiian perspective and voice in decisions that are critical to the disposition of Lands and Resources.

OHA-2; that was our Pa'ahao Bill. It sought to mitigate the stigma and the challenges that people with conviction records have when seeking employment. Previously because this bill passed, employers could look back and use conviction records up to 10 years old for any kind of conviction to make employment decisions. We knew from national studies that even very old and minor convictions can have a significant impact on employer decisions. So, we wanted to reduce the role of the very old convictions in preventing former pa'ahao with those conviction records from obtaining legitimate gainful employment.

We sought to reduce that 10-year lookback period to five years for felony convictions and three years for misdemeanors. As I mentioned, this bill passed. It was amended so the lookback periods instead of going to five and three were amended to be a maximum of seven years for felony convictions and five years for misdemeanor convictions. We were very excited for it to pass, despite the COVID pandemic.

OHA-3; sought to address an issue that first came up in a Moloka'i Community Board of Trustees meeting. After discussion with staff and others in the field, we saw that this was a much more widespread issue than previously thought. Basically, what's going on is that developers often escape consequences for impacting historic properties and iwi kupuna, when they do work without a permit because their unpermitted work ends up destroying any evidence of the historic properties that they would be affecting. So, this bill sought to make it a standalone violation to do unpermitted work that would have required historic preservation review under Chapter 6e. So, giving State Historic Preservation Division (SHPD) more enforcement authority in that respect. It would have also increased penalties for Chapter 6e violations and given the SHPD more enforcement tools. It would have also required establishment of a Citizen Complaint Intake Process and educational materials around that process to facilitate greater enforcement and compliance with our Historic Preservation laws.

OHA-4; was a resolution that sought to ensure that upcoming Historic Preservation Administrative Rules meaningfully addressed issues of longstanding concern. The Administrative Rules have not been amended for decades. Knowing that SHPD is finally looking at updating their rules - we wanted to try and get a statement from the Legislature that those new, upcoming rules should address these longstanding issues.

OHA-5; sought to reinforce the Constitutional Rights of Native Hawaiian Traditional and Customary practitioners who are often prevented from practicing their traditional and customary rights, despite their rights to engage in reasonable practices, even on private lands. Both private and government land owners have significant liability concerns and so this bill sought to address those concerns by providing a liability protection for both government agencies and for private landowners who expressly allow practitioners access to their land to engage in traditional and customary practices.

OHA-6; that was our CIP request for our Wahiawā Lands around Kūkaniloko that would have supported the development of water storage and distribution infrastructure to support our agricultural lands there.

Trustee Hulu Lindsey: *So, when did all these bills get passed?*

Public Policy Manager Tanaka: No Trustee; only OHA-2 the Employment Discrimination Bill passed. Due to the unusual circumstances this year, there were extremely, few measures that made it through the process this session. This was mainly due to the shutdown and the legislators' very, narrow focus after the shutdown dealing with only matters related to Coronavirus relief or Capital Improvement Projects that are shovel-ready to keep the economy going. Also, Governor nominations helped to ensure that government operations continued.

Trustee Hulu Lindsey: Thank you.

Public Policy Manager Tanaka: Thank you. The next slide is a table that you've seen before. This is just a comparison of how successful our packages have been over the years with 2020 on the top. One of our six measures was enacted, which is a little lower than what we've seen before, but considering how few bills passed, I think it is a pretty significant accomplishment.

If you look further down on this table there are some numbers in parentheses; those are what Sterling calls 'shadow bills.' They're not actually formally part of our package, but we provide a commensurate level of advocacy as if they were; meeting with legislators and helping with outreach.

OHA 2020 Legislative Package				
<ul style="list-style-type: none"> Native Hawaiian Resource Management Employment Discrimination Prevention of Historic Preservation Review Evasion Resolution - SHPD Admin Rules Practitioner Access Onto Private Lands Budget Request for Kūkaniloko 				
FMI: see oha.org/legislation				

2020 OHA Legislative Package vs. Past OHA Legislative Packages				
Year	Package Measures	Enacted	Percent Enacted	Description/Notes
2020*	6	1	17%	SB2193 Employment Discrimination
2019	5	2	40%	HB172 OHA Budget SB192 Unsecured Bail
2018	4	0	0%	N/A
2017	3	1	33%	HB335 OHA Budget
2016	5	1	20%	HCR 188 Urging The Convening of a Public Land Trust Revenues Negotiating Committee
2015	7	4 (+1)	57% (71%)	HB209 OHA Budget HB207 Native Hawaiian Law Training Course SB424 Traditional Hawaiian Farming HB206 Hawaiian Plants in Landscaping (SB913 Incorporated Parent Data)

Public Policy Manager Tanaka: The next couple of slides go further back in time in terms of our packages.

2020 OHA Legislative Package vs. Past OHA Legislative Packages				
Year	Package Measures	Enacted	Percent Enacted	Description/Notes
2014	7 (+1)	2	28% (25%)	HB1616 Social Determinates of Health HB1618 Board of Land and Natural Resources
2013	11 (+2)	6 (+2)	54% (61%)	SB403 OHA Bond Authority SB407 Island Rural Council SB409 'Ōlelo Hawai'i Month HB218 Native Hawaiian Justice Task Force HB222 OHA Budget HCR 20 th Anniversary of Apology Resolution (HB868 TANF Asset Limits) (HB1133 PLOC Repeal)
2012	12 (+1)	0 (+1)	0% (8%)	(SB2793 \$200 Million Kaka'ako Settlement)
2011	10	3	30%	SB400 OHA Budget HB397 Act176 Amendments SB986 Criminal Justice Task Force
2010	14	0	0%	N/A
2009	19	4	21%	HB899 Bond Authority HB900 OHA Budget HB1005 Publicity Rights HCR27 Criminal Justice Study

2020 OHA Legislative Package vs. Past OHA Legislative Packages				
Year	Package Measures	Enacted	Percent Enacted	Description/Notes
2008	29	1	3%	SB2739 Child Placement Preference
2007	28	1	4%	HB1200 OHA Budget
2006	33	1	3%	SB2424 OHA Strategic Plan
2005	21	2	10%	HB450 OHA Budget HB447 Authority over disbursements
2004	6	0	0%	N/A
2003	10	6	60%	HB1300 OHA Budget HB1302 Monetary Grants HB1303 EUTF HB1307 Transfer Funds to Public Lands Trust SB1154 Hui Ima Advisory Council SB1156 Hawaiian Registry

Public Policy Manager Tanaka: Next is another table that we like to provide to the BAE every year. This is a comparison of the various packages that were submitted by other entities. As a note, only eight packages had any bills or measures pass this year. Even the Governor only had about nine of his 105 bills pass, which is less than 10% of his package.

Ka Pouhana Hussey: Just for reference, this slide is Attachment C on page 94 of 200, of the folder; if you are following along in your electronic packet.

Trustee Akina: I'm looking at the OHA package versus the others; item number 3; Senate Native Hawaiian Caucus. *Can you tell me what the legislation was that was passed there?*

Public Policy Manager Tanaka: I believe that was SB2386, the Landfill Bill. I'll talk a little bit more about it further in the presentation, but the bill essentially prohibited landfills in the Conservation District and, also required a buffer zone around any new or expanded landfill or waste disposal facility.

Trustee Akina: Thank you.

Trustee Ahu Isa: I just wanted to commend Wayne and whoever did this because this is really, interesting. First time I've seen it like this - Filipino Caucus, Senate Native Hawaiian Caucus. We have so many different caucuses in the Legislature. So, to see it like this took a lot of work. Mahalo.

Public Policy Manager Tanaka: Thank you, I must give a shout-out to Annie Kauhane who had to go in manually and look through all the bills that were introduced as part of each package and then figure out which ones are passed. She did a lot of work to put this together; so, thank you Annie.

HAWAII OHA Package vs. Others										
Rank	Package	Bills			Resolutions			Total Measures (Bills + Resolutions)		
		# Bills	Bills Passed	Percent Passed	# Resos	Resos Adopted	Percent Adopted	Measures	Measures Passed	Percent Passed
1	County of Hawaii's	2	1	50%	0	0	0%	2	1	50%
2	Filipino Caucus	3	1	33%	0	0	0%	3	1	33%
3	Senate Native Hawaiian Caucus	5	1	20%	0	0	0%	5	1	20%
4	Office of Hawaiian Affairs	5	1	20%	1	0	0%	6	1	17%
5	State Fire Council	9	1	11%	0	0	0%	9	1	11%
6	Honolulu Prosecuting Attorney	12	1	9%	0	0	0%	12	1	9%
7	Governor	105	9	8.6%	13	1	7.7%	118	10	8.5%
8	Kelii Caucus	10	1	10%	5	0	30%	15	1	7%
-	State Ethics Commission	6	0	0%	0	0	0%	6	0	0%
-	Kapuna Caucus	11	0	0%	0	0	0%	11	0	0%
-	Deaf and Blind Task Force	6	0	0%	2	0	0%	8	0	0%
-	Judiciary	5	0	0%	0	0	0%	5	0	0%
-	Campaign Spending Commission	7	0	0%	0	0	0%	7	0	0%
-	Women's Legislative Caucus	7	0	0%	0	0	0%	7	0	0%
-	Legislative Native Hawaiian Affairs	10	0	0%	2	0	0%	12	0	0%
-	Caucus	3	0	0%	0	0	0%	3	0	0%
-	Office of Elections	8	0	0%	0	0	0%	8	0	0%
-	Hawaii's State Assoc. of Counties	0	0	0%	0	0	0%	0	0	0%
-	Auditor	2	0	0%	0	0	0%	2	0	0%
-	County of Maui	8	0	0%	0	0	0%	8	0	0%
-	HI Council of Mayors	2	0	0%	1	0	0%	3	0	0%

OHA Package vs. Others

Rank	Package	Bills			Resolutions			Total Measures (Bills + Resolutions)		
		# Bills	Percent Passed	Percent Reses	# Reses	Percent Adopted	Measures	Percent Passed	Percent Reses	
-	Maui County Council	14	0	0%	0	0	0%	4	0	0%
-	County of Kauai	3	0	0%	0	0	0%	3	0	0%
-	Senate Majority Package	0	0	0%	0	0	0%	0	0	0%
-	House Minority Caucus	10	0	0%	0	0	0%	10	0	0%
-	Future Caucus	0	0	0%	0	0	0%	0	0	0%
-	Honolulu Police Dept.	7	0	0%	0	0	0%	7	0	0%
-	Honolulu Rapid Transit Division	0	0	0%	0	0	0%	0	0	0%
-	House Majority Package	0	0	0%	0	0	0%	0	0	0%
-	House Small Business Caucus	7	0	0%	0	0	0%	7	0	0%
-	Housing and Homeless Legislative Package	0	0	0%	0	0	0%	0	0	0%
-	Kauai County Council	3	0	0%	0	0	0%	3	0	0%
-	LHB	0	0	0%	0	0	0%	0	0	0%
-	Mental Health Legislative Package	0	0	0%	0	0	0%	0	0	0%
-	Senate Minority Caucus	0	0	0%	0	0	0%	0	0	0%
-	Small Business Work Group	0	0	0%	0	0	0%	0	0	0%
-	Office of the Ombudsman	1	0	0%	0	0	0%	1	0	0%
Total		271	16	6%	24	1	4.2%	285	17	6%

Public Policy Manager Tanaka: Next we'll go through all the other non-package measures. This year there were about 2,500 bills and a little over 1,000 Resolutions and Governor's Messages/nominations (GMs) that were either introduced or that were resurrected from last year; since this is a second year of the biennium. Those figures don't include bills that were introduced last year and didn't pass and didn't have any movement this year. So, those are only bills, 'resos' and GMs that had any type of action this year. We always try to monitor any measures that directly impact our beneficiaries, mission or measures that name OHA or anything regarding PLT revenues or Ceded Lands. We've also been doing a lot of advocacy in recent years regarding Pa'ahao and Criminal Justice reform.

Affordable housing has become a big issue that legislators are discussing. So, we've been doing a lot of work to try and ensure that our beneficiaries benefit from these kinds of measures and our beneficiaries are not negatively impacted by them. The big thing is that we always want to try to stop bad bills, so those are going to have significant negative impacts on our mission or on our beneficiaries. We do our best to try and keep them from becoming law. So, we always show up to testify, meet with legislators, also meet with community groups and, so forth. Particularly in the beginning of session, when the bills are introduced; we're pretty, slammed. We look at all these bills, divide them up amongst ourselves, and decide what kind of recommendations to make on positions. We track them and get BAE-approval on recommended positions and submit testimony, accordingly.

As you know, we would typically meet every week during session in this committee. Then you would receive a big matrix of the recommended positions that we, Public Policy recommends this committee to take on the included bills or amended positions, if bills are amended and require a change in OHA's position.

We advocate orally, in-writing and meeting with community groups and other agencies. I also wanted to note that even on bills that we oppose (if possible and when appropriate) we always try to come up with suggestions or recommendations that could address our concerns. It's very rare that we come across a bill and have straight opposition with no constructive alternatives to put forward.

We love when we can compromise or find win-win solutions and we can work with other agencies or proponents of these measures.

Non-OHA measures

- Pre-session coordinate with subject matter staff
- Pre-session outreach with community stakeholders, agencies, subject matter experts
 - Pre-session bill review, comments
- Review all measures introduced
 - 2020: 2,590 bills, 834 resolutions, 360 GMs introduced
 - Key Priorities: Programs and policies directly benefitting OHA beneficiaries; PLT revenues; culturally-grounded policies, services, and treatment for Native Hawaiians including for former pa'ahao and those with former convictions; affordable housing measures to benefit OHA beneficiaries; STOP bad bills
 - Slammed from January – early March

Non-OHA measures

- Procure BAE, BOT approval of recommended positions
 - Matrices
- Update BAE weekly
 - Change positions as necessary
- Advocate (oral/written testimony; meetings with lawmakers, community, agencies)

This is a breakdown of the measures that we tracked this year. There were almost 4000 measures, bills, GMs and resolutions that moved this year or had some action. If you look on the bottom column only about 76 bills passed; which is very low. We would normally see around 300 or more bills pass; but this year only 76 passed the process and five of those were vetoed. Just 71 bills became law this year. Again, that was largely due to the pandemic and the shutdown. Of the measures we supported; only two bills passed and one of which was our package bill. We did have a higher success rate with GMs. I think all the GMs that we supported were confirmed.

On the right-most column, I just wanted to note, of the 43 bills that we opposed, none of them were enacted. Either they died or they were amended to where we no longer opposed them.

I wanted to share a little about what we did after the shutdown. As you know, the BAE along with other government functions couldn't really meet after mid-March. The Legislature did re-convene and we had to maintain our service and role. We established administratively, a process to get administrative approval on bills and resolutions and GMs that didn't have a BAE/BOT position or that required a change in position because of amendments made to bills. So, for those bills and resos that did have a previous BAE/BOT position; we submitted testimony consistent with those positions. For those that didn't previously have a BAE/BOT position that came out after the shutdown, we recommended changes administratively to our positions on those bills.

So that's how we handled the COVID circumstances. We did meet weekly with BAE leaders, so the Chair and Vice-Chair were active in communicating with Administration about what was going on. We tried to keep them updated every week when the legislature was reconvened.

Measure Breakdown

Measures in play 2020 Legislative Session	Tracked by OHA	Supported by OHA	Supported with Amendments by OHA	Monitored by OHA	Comments by OHA	Opposed by OHA* *latest form
3,818 (2,590 bills, 834 resos, 360 GMs)	613 (458 bills, 112 resos, 40 GMs)	135 (50 bills, 32 resos, 8 GMs)	10 (8 bills, 2 resos)	408 (314 bills, 65 resos, 29 GMs)	61 (42 bills/16 resos/3 GMs)	43 (bills)
456 (76 bills passed - 5 vetoed), 50 resos adopted, 325 GMs confirmed)	42 passed*/adopted/confirmed (12 bills/7 resos/23 GMs)	11 passed*/adopted/confirmed (2 bills, 1 reso, 8 GMs)	0 Passed/adopted	28 passed/adopted/confirmed (8 bills – 3 vetoed, 6 resos, 14 GMs)	3 passed/confirmed (2 bills/1 GM)	0 enacted

Admin Positions (Post-March)

- Established COVID-19 Legislative Advocacy Plan for Reconvening of 2020 Legislature
 - Reviewed and assigned new GMs; staff tracked GMs, bills, and resos
 - Measures with BAE/BOT positions: submit testimony unless amendments counsel position change
 - Measures without BAE/BOT positions or if position change recommended: procure administrative approval (PPM, CA, COO, CEO)
 - Submit testimonies accordingly
- Met weekly with BAE leadership

Trustee Ahu Isa: *Wayne what's happening with the Budget Bill? Are we going to get the money?*

Public Policy Manager Tanaka: My understanding is that the release of the funds is still contingent on the audit being done. We did get vindication from the Circuit Court about some parts of the meeting minutes being protected under Attorney-Client Privilege. I think the auditor had a rebuttal to the decision that was made, suggesting that he still wasn't going to complete the audit and I think the letter is a response to that.

Trustee Ahu Isa: Mahalo.

Public Policy Manager Tanaka: The next couple of slides are positions that we took administratively that we submitted testimony or otherwise advocated on. So, these are all the Governor's Messages/nominations (GMs) that came in after the shutdown and that we submitted testimony for. All of them were confirmed, except for GM758 and GM759, in relation to the Aha Moku Advisory Committee (AMAC). There were questions this year again, like a couple of years ago, about the nominating process for all AMAC nominees.

We had specific concerns coming from community folks on Moloka'i about the process not being followed for their nominee. We offered comments; not about the merits of the nominee, but to suggest that the Committee Chair check to make sure the statutory process was followed, so that there are no challenges later. In addition to testifying, we sent emails to the Boards and Commissions Office and to the AMAC to try to figure out if the process really was followed and we were not able to get any clarity through those activities. Ultimately, I think our concerns were validated and all the AMAC nominees were withdrawn.

Congratulations to Trustee Hulu Lindsey for a successful re-nomination to the Kaho'olawe Island Reserve Commission (KIRC). Thank you for serving again.

Trustee Hulu Lindsey: Thank you Wayne. I'm also happy to report that I was elected Vice Chair of the Commission this week.

Public Policy Manager Tanaka: That's awesome Trustee Hulu. Congratulations.

Public Policy Manager Tanaka: I just wanted to note on the next slide; we don't usually weigh in on Governors nominations, generally. We do weigh-in, when it's for a Board or Commission that we testify before regularly or if the subject matter directly-impacts our beneficiaries, interests and concerns. Additionally, we do weigh-in, if it's a seat that is reserved for a Native Hawaiian Expert or OHA representative. We also weigh-in if the nominee has relevant expertise or has demonstrated a history or a background in advocating for Native Hawaiian interests in the subject matter area.

New Admin Positions

- GM583 – Chris Yuen to the BLNR – COMMENT
- GM586 – Michael Buck to CWRM – SUPPORT
- GM670 – Jonathan Scheuer to LUC – SUPPORT
- GM706 – Kili Namau'u to BOE – SUPPORT
- GM758 and GM759 – Godfrey Akaka to AMAC – COMMENT (withdrawn)
- GM768 – Neil Hannahs to CWRM – SUPPORT
- GM769 – Kawika Winter to ESRC – SUPPORT
- GM773 – Carmen Lindsey to KIRC – SUPPORT
- GM780 – Hi'ilei Kawelo to NARS Commission – SUPPORT
- GM812 – Kau'i Burgess to Stadium Authority – SUPPORT
- Monitored numerous others

Note on GMs

- Weigh in if:
 - We testify regularly before the board or commission, if board or commission subject matter directly impacts NH interests or concerns, and/or seat is reserved for NH cultural expert or an OHA representative; and
 - Nominee has particularly relevant expertise, and/or has a demonstrated history and ability to advocate for NH interests in the relevant subject matter area (and is likely to do so if confirmed).

Public Policy Manager Tanaka: HB1901 is one of our Administrative positions that we took. It was an amended position; it was originally a Support measure where it would clarify the Oversight Commission's responsibilities. This is the Hawai'i Correctional Systems Oversight Commission that was established last year and there is a little bit of ambiguity on what their authority was particularly in the parole context. The bill originally would have clarified this; it was amended after session reconvened, like a gut-and-replace to focus on the Law Enforcement Standards Board. I don't think the idea itself was terrible, but we didn't necessarily want to support a gut-and-replace bill that we were supporting previously. We offered comments knowing that some of the transparency and accountability mechanisms in the new bill could have a role in increasing community trust, which may be important to mitigating impacts of criminal justice system for our beneficiaries.

SB3103 – there have been a lot of news articles on this bill throughout session; it passed. It was originally an Opposed Bill; it would have set up a School Facilities Agency to oversee development projects that benefit Public Schools. When it was originally submitted, this bill had a lot of exemptions; Procurement, Civil Service Laws and we were concerned because it would exempt the Facilities Agency from Historic Preservation Laws and Environmental Review Laws under Chapter 6e and Chapter 343. The BAE and Board originally took a position of Oppose and we testified and advocated accordingly. Thankfully, when the bill came back after the Legislature reconvened, they took out all the exemptions that we we're concerned about. We recommended taking an amended Administrative position of COMMENT instead of Oppose and it was signed into law on September 15th.

Amended Positions

- **HB1901 SD1, Relating to Public Safety (DIED)**
 - Support > Comment
 - Originally clarified that the Oversight Commission's responsibilities include ensuring that PSD prepares inmates to meet parole requirements at the earliest time they may be eligible for parole, consistent with HCR85 Task Force goals
 - SD1 was a "gut and replace" to expand Law Enforcement Standards Board jurisdiction to review and recommend policies on use of force, investigate complaints, suspend officers – OHA offered comments on proposed draft re: transparency, recordkeeping, accountability mechanisms to increase trust

Amended Positions

- **SB3103, Relating to a School Facilities Agency**
 - Oppose > Comment
 - Bill would have exempted a new school facilities agency from HRS Chapters 6E, 343, etc.
 - Opposition was based on exemptions to historic preservation and environmental review laws
 - Exemptions were removed so primary concerns were addressed
 - Became law on 9/15 (Act No. pending)

SB2940 – You may have also seen this in the news. Originally, it would have transferred Existing Development Authority for the Stadium Development District from the Hawai'i Community Development Authority (HCDA) to the Stadium Authority. Because it was only a transfer of jurisdiction and did not cut out any important transparency or put mechanisms or protective requirements for natural resources, we just monitored this bill. However, in its last standing committee hearing, DAGS (Department of Accounting and General Services) provided a bunch of amendments like housekeeping amendments in its testimony to FIN. Those amendments included an inadvertent expansion of the HCDA's authority to issue a 99-year lease for any lands in its jurisdiction. That would include ceded lands in Kaka'ako and in Aiea.

As you know, we have significant concerns with any kind of proposal that would allow for such long-term, multi-generational leases of ceded lands because it forecloses Native Hawaiians claims to the ceded lands for a century, and oftentimes creates a lot of pressure to ultimately alienate those lands from the ceded lands corpus. We raised this issue as soon as we saw it with the House Finance Chair and the HCDA Interim Director Garrett Kamemoto and unfortunately, they did not respond. They didn't fix the amendment on the floor of the House. It crossed back over to the Senate, so we are recommended Administration send a letter to Senate leadership to apprise them of our concerns regarding the 99-year lease issue. We also noted that the amendments made by DAGS with regards to these long-term leases possibly rendered the bill unconstitutional because its title was Relating to Stadium Development District and the amendments would have expanded HCDA's jurisdiction in all development districts, except for the Stadium Development District.

Ultimately, the Senate decided not to agree to the House amendments and the bill died. There is a lot of disappointment in the legislature about that. The DAGS Comptroller took responsibility for the error and emailed us personally to say it was a huge mistake and that he had no intention to compromise Native Hawaiian claims. We had a good, follow-up conversation with him, to talk about the Ceded Lands and the kinds of issues we look out for and we got a commitment from them to work more closely together to make sure that this kind of thing doesn't happen in the future. So, there's a silver-lining with some of the conflict that came with this bill.

Trustee Lee: I just wanted to commend Wayne on this bill. Not a lot of people know this, but Wayne is the one who caught this monumental error, and if not for him catching it in the 11th hour, this might have slipped through the Senate. This wasn't even on Senator Kahele's radar. No one else knew about it and it would have passed had Wayne not brought it to our attention. So, Mahalo Wayne for saving our land.

Public Policy Manager Tanaka: Thank you Trustee, I also have to give a shout to Leimomi Fisher. This bill was in the tracker and she saw the DAGS testimony and flagged it. So, when the bill came out of FIN, that made us take a closer look and we did see that a troublesome amendment was made. That's it for the amended positions. I'll just touch base on a couple other bills that were notable.

SB2193 - This is our package bill; our Employment Discrimination measure. It was signed into law as Act 51 on September 15th. It will reduce the lookback period that employers can use in evaluating their prospective or current employees for employment decisions. For conviction records, that used to be 10 years - now at seven years for felonies and five years for misdemeanor convictions. This only affects those employers that are not already given their own exceptions to that 10-year lookback rule. So, it doesn't impact employers such as: schools, care homes, or County agencies that have their own lookback requirements, restrictions and authorities.

Amended Positions

- **SB2940 SD2 HD2, Relating to the Stadium Development District (DIED)**
 - Monitor > Oppose
 - OHA didn't oppose at first; only commented – bill only focused on Stadium Development District & policies for Stadium Authority to take over from HCDA
 - House FIN passed DAGS amendments including one that would have given HCDA 99-yr (from 65) leasing authority in any development district, except the Stadium Development District that would have been transferred to the Stadium Authority
 - Not only potentially unconstitutional (single subject rule), but also threat to Native Hawaiian claims to "ceded" lands
 - DAGS Comptroller Otaguro issued public apology saying amendment was "monumental error"

Other Notable

- **SB2193 HD2; Relating to Employment Discrimination, Limiting "Lookback" Periods (PASSED)**
 - Part of OHA 2020 Package:
 - Limits conviction "lookback" period records used in employment decisions (Previously allowed in HRS § 378-2.5 was 10 years)
 - Shortens "lookback" period to 7 years for felony convictions & the most recent 5 years for misdemeanors
 - Discourages discriminatory employment decisions based on past convictions; reduces stigma of former offenders; supports rehabilitation, reentry, & recidivism prevention
 - Transmitted to Governor

Public Policy Manager Tanaka: SB2386 - this is the Senate Native Hawaiian Caucus Bill. I think it was signed as Act 73; it prohibits waste disposal or disposal facilities in the conservation district. It also requires a buffer zone. So, before you can build a new landfill or modify one, or expand it, you must ensure that there is a buffer zone of 1/2 mile between the facility and any school, residence or hospital property line. We did support it knowing that the Conservation District is the most protective of our land use districts. The Conservation Lands contain important natural resources and is also important for watershed protection and security. They are also the kinds of lands that are very important for the continuation of Native Hawaiian Tradition and Customary Practices. Given that landfills have toxic waste and can have significant environmental impact on surrounding areas, we agreed that having landfills in the conservation districts is not the best and most appropriate use of those kinds of lands.

If there is a situation where there absolutely must be a landfill in lands currently designated as conservation; there is a land use district boundary amendment process that could be followed. That process itself contains mechanisms to protect and mitigate impacts in the Traditional Rights and Customary Practices, as well as other Public Trust purposes. This bill was transmitted to the Governor and he signed it into law.

SB75 – This is regarding the CARES Coronavirus Relief. The CARES Act was a U.S. Federal Law that was passed in response to the pandemic. It set aside 1.25 billion dollars for Hawai'i. Of that, about 387 million dollars was received by Honolulu directly; because it's such a big municipality.

The other counties are smaller, so the State Legislature had to go and figure out how to divvy up the rest of the CARES funds. So, they provided about 80 million to Hawai'i County, about 66 million to Maui County and about 29 million to Kaua'i County. The Legislature also authorized about 2 billion dollars in debt instruments to allow the neighbor island counties access to what's called a Municipal Liquidity Facility Program, which is like a loan program to help local governments deal with the revenue impacts of the pandemic.

Again, Honolulu is large enough, so it was able to get access to its own funds. 40 million was for the State Department of Defense. They set aside 1.36 million for the Pandemic Unemployment Assistance (PUA) Program. About 10 million for IT services to help with Contact Tracing assistance and Unemployment Application Processing. What received a lot of attention is that about 636 million of this, of the CARES funding, was put into the State Emergency and Budget Reserve Fund, and a lot of people were concerned because they noted that the Economic Impacts are immediate and real from the pandemic.

They were wondering why the Legislature was stashing so much money away in a reserve fund. They did respond and said that they were planning to reconvene after they had more time to think about where to put those funds. So that's what they did, and I'll talk about that in the next slide.

Also, as part of this bill, SB75, there is about 50 million in federal funding from another Act. The Legislature assigned it to the DOT for things like thermal screenings and to help with contact tracing and outbreak control. The Governor didn't sign it, but it became law on July 15th. It passed relatively early in session. So, his veto deadline was a lot shorter. He didn't sign it, but it became law as a result.

Notable

SB2386 SD2 HD2; Relating to Waste Management (PASSED)

- Prohibits waste or disposal facilities in the conservation district except in "emergency situations"; i.e. actual or imminent event likely to result in substantial injury/harm (3 years max)
- Requires "buffer zone" within 1/2 mile of any new, modified, or expanded waste or disposal facility (for residences, schools, or hospitals)
- OHA supported:
 - "Containing 'important natural resources essential to the preservation of the State's fragile natural ecosystems and the sustainability of the State's water supply,' the conservation district is also host to cultural sites and resources essential to the perpetuation of constitutionally protected Native Hawaiian traditional and customary practices. Waste and disposal facilities, in which hazardous and toxic materials may accumulate and be stored indefinitely, can significantly compromise the environmental and cultural integrity of conservation district lands and resources..."
- Transmitted to Governor

Notable

SB75 SD1 HD1 CD1; Relating Appropriations (PASSED)

- Appropriates CARES Coronavirus Relief Funding:
 - \$1.25B CARES funding set aside for Hawai'i to address the economic fallout of the pandemic
 - ~\$387M received by Honolulu directly
 - \$80M to Hawai'i County; ~\$66M to Maui; ~\$29M to Kaua'i
 - Authorizes \$2.1B in debt instruments to allow neighbor island counties to access Municipal Liquidity Facility program loans (HNL received access to \$550.5M)
 - \$40M for DoD COVID-19 response
 - \$1.36M for unemployment relief (PUA)
 - ~\$8M for DLIR IT services
 - \$2M for DHS IT services
 - ~\$636M in emergency and budget reserve fund (see SB126)
- PPP and Health Care Enhancement Act Funding - ~\$50M to HI
 - \$36M for DOT thermal screening programs
 - \$14M for contact tracing and outbreak control
- Transmitted to Governor, became law on July 15

SB126 - This is what happened with the 636 million that I mentioned earlier, the Legislature recessed and then came back. More was addressed from Renters and Homeowners assistance to workforce retraining and food assistance. The Governor has line item veto authority over Budget Bills. So, he went through the bill that the Legislature passed and then vetoed out sums from various line items and provisos.

Of the 100 million that was set aside for Renter and Homeowner relief; Governor Ige reduced it to 50 million. He said that the DOT stated that they didn't need 90 million and that 70 million was enough, so he took out 20 million from their Corporation. The big thing was the 230 million that the Legislature appropriated for Weekly Unemployment Benefits, he completely vetoed that out. At the time, he was saying he wanted to see what happens with the U.S. Congress; to see if they would extend Federal Relief before he committed those CARES funds to those purposes. It doesn't seem like they're close to extending any more relief, so now he'll have to go and figure out how much he wants to use to extend unemployment benefits. After his line vetoes, he signed it and it became law at the end of July.

SB2946 - This is one of several measures that were seeking to authorize 99-year leases, and to spread development for Affordable Housing. We had a discussion in our last BAE meeting in March about these 99-year leases and proposals to allow such long-term use of public and likely ceded lands without necessarily accounting for Native Hawaiians unresolved claims to these lands. In previous years, and even this year we were able to get some provisions about rules that would transfer units that were built in terms of Affordable Housing to either OHA or DHHL. Towards the end of this session, even the Legislators that were helping to incorporate some of our recommended language are now pulling back from that because of the continuous Fair Housing Act issues that were being raised.

I'm still not clear whether you know those issues were really issues, but it was too much opposition for them to continue pushing for the kind of provisions that we were advocating for. So, we're back to the drawing board, and talking internally and identifying ways that we can ensure that Native Hawaiian claims are appropriately reflected in any kind of proposal that seeks to continually use Hawaiian lands for such a long time.

Notable

SB126 SD1 HD1 CD1; Relating to the State Budget (PASSED w/ line item vetoes)

- Appropriates CARES Coronavirus Relief Funding to:
 - provide assistance to renters and homeowners (\$100M->\$50M per line item veto);
 - purchase and distribute personal protective equipment to hospitals, childcare facilities, elderly care facilities, businesses, non-profits, and schools (\$100M -> \$61M per line item veto);
 - improve airport screening and health assurance security initiatives (\$90M->\$70M per line item veto);
 - support retraining and workforce development programs (\$36M->\$10M per line item veto);
 - provide grants to support the development of a supply chain for cleaning supplies and personal protective equipment (\$15M->\$10M);
 - provide food assistance to families in need;
 - support the commercial fishing industry;
 - support public high school seniors who were adversely affected by school closures (\$2M->\$1M);
 - provide additional weekly unemployment benefits to eligible recipients (\$230M -> \$0);
 - other eligible programs as determined by the Governor.
- Provides the Governor the option of using funds available in the Hawaii hurricane relief fund
- Line-item veto, signed as Act 9 (July 31)

Notable

SB2946 SD2 (DIED in House HSG/TRN/WLH, JUD, FIN); see also HB2297 HD1 (DIED)

- Sought to spur housing development along the rail transit corridor through mixed-use developments on state and county lands; lands exempted from HRS Chapter 171 and 99-year leases explicitly authorized
- OHA raised concerns regarding exemptions from public auction, appraisal, other accountability mechanisms in 171; effective alienation of "ceded" lands leased for 99 years; diversion of PLT revenues
- Subsequent drafts (also from 2019 SB1 SD2) would have transferred unspecified ALOHA homes units to OHA and DHHL – met with opposition noting Fair Housing Act issues
- OHA working on identifying avenues for other equitable assurances to ensure Native Hawaiians obtain affordable housing or otherwise benefit through the development of "ceded" lands

There were numerous bills that would force the transfer of about 100,000 acres from DLNR to the Department of Agriculture (DOA). These are pasturelands and they are occupied by ranches, for livestock grazing purposes, but even though they're called pasturelands, what they really are, are remnant Native Forests that haven't been impacted by industrial agriculture. All of them are adjacent to important watershed areas that are hosts to native ecosystems and that are important for water security. Of course, a number of these features also include important cultural sites, resources, or trails for Hunters and for Traditional and Customary Practitioners. Because of all these high resource values, the DLNR didn't want to transfer these lands to the Department of Agriculture. The DLNR does have a mission, and it has divisions, staff, institutional memory and knowledge and expertise to look out for all these different things other than livestock grazing in the administration of these lands. Whereas, DOA doesn't really have much expertise, nor staff to account for the Public Trust values of these lands.

DLNR Opposed and apprised us of the situation, and we agreed and then also took a position of OPPOSE. One version of this bill did come back for discussion during the reconvened session. HB2035 was amended to address our concerns. They reduce the acreage that would be transferred from 100,000 plus acres to 45,000 acres. They also impose watershed requirements, partnership plan requirements as well as a requirement that at least half of the livestock raised on public lands are sold to the local market.

This was in response to the advocates for this bill, saying that it was important for food security and meat security. Others also pointed out that in recent years that over 80 plus percent of the livestock they've raised on public lands, get sold to the Continent. So, it wasn't meeting local food demands. The Senate imposed those amendments and it crossed back over to the House. The House didn't like the amendments, so the bill died.

That's it for the notable bills. I just wanted to highlight that we had a very successful defensive year; in terms of defending all OHA's OPPOSED positions. The COVID shutdown probably helped a little in that regard.

Notable

- **HB2035/SB2415; SB2735; SB2812/HB2577; Seeking Transfer from DLNR to DOA of Pasture Lands on Hawai'i Island (OPPOSE)**
- **(All DIED; HB2035 HD1 SD2 died in House after 3rd Reading)**
 - Ranchers from Hawai'i Island pushed to ensure transfer of public land pasture parcels (100,000 acres) from DLNR to DOA – citing Act 90 (2003) & that DLNR did not comply
 - DLNR asked OHA to help oppose; DLNR said it complied with Act 90 (transferred 18,000+ acres), but certain parcels excluded for high natural & cultural resource value
 - Ranchers argued that transfer would help them secure loans to improve & maintain properties & aid in food security
 - Senate WAM amended HB2035 HD1 SD2 to ensure transferees dedicated at least 50% of livestock to local markets & required watershed partnership plans – but Ranchers opposed
 - DIED when House disagreed with Senate final amendments

Successful Opposition

All OHA-opposed bills DIED this session
(although COVID-19 pandemic likely contributed)

So even after Session ends, oftentimes End of Session is the beginning of the work. To implement the bills and make sure that they have an impact on the ground. That could consist of setting up working groups or task forces, or propagating initiative rules, implementing new laws, or even just coming up with training and guidance for agencies to comply with the new laws. There's a lot of work that goes into that.

A lot of our effort this past year since last session has been to help set up the Correctional Systems Oversight Commission that was established in the 2019 session. This Commission is supposed to help provide some oversight accountability over our correctional facilities and help transition them from a punitive model to a more rehabilitative model. Our Chair appointed Kawika Patterson to represent OHA on the Commission and he was voted in as Chair of the Commission. Unfortunately, even though the Legislature gave them appropriated funds, they were never released. The Commission went through a hiring process, and recommended names to the Governor to serve as staff and they were getting no response from him and no response from the AG's office.

Ultimately, they found out that the Governor cut their funds through Civil Beat or some other source. Without the Administrative support and funding, it's been very difficult for them to do the work - so our staff has been doing what they can to help them. Shout-out to Kamaile Maldonado and Jen Jenkins for helping to set up meetings, accessing information and drafting letters.

I want to give you a quick update of where we are in terms of our next Legislative Session Package. Right now, we're doing Internal and External Outreach. We're hoping to come back to the Committee on October 7, 2020 to provide you with our Concepts and then we're shooting for Final Approval of our OHA Legislative Package on October 21st with this BAE Committee and then the BOT to follow. Opening Day of the 2021 Legislative Session will be on January 20, 2021.

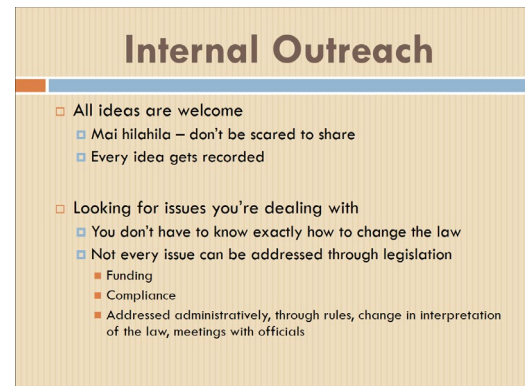
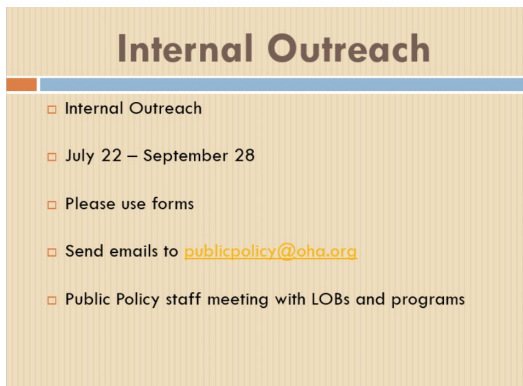
Post Session Follow Up

- Approved legislation often requires off session work and follow up, i.e.:
 - Legislation creates working groups/task forces (e.g. HCR85 effective incarceration, 2016; HCR134 pre-trial, 2017; HCR198 Ho'oponopono, 2017; HB1552 Corrections System Oversight Commission)
 - Legislation requires creation of administrative rules or some other agency action (reports or proposed legislation)
 - Implementation requires training/guidance for implementation

2021 Legislative Schedule

- **July-Sept.** – Internal/External Outreach
- **Sept. 23** – 2020 Legislative Overview with BAE
- **Sept. 28** – Last day to send leg ideas to PP
- **Oct. 7** – Legislative Package Concepts Workshop with BAE
- **Oct. 21** – Legislative Package Final Language Approval with BAE
- **Oct./Nov.** – Legislative Package Final Language Approval with BOT
- **Jan. 10** – Deadline to submit OHA Annual Report
- **Jan. *** – Deadline to submit OHA Legislative Package
- **Jan. 20** – Opening of 2021 Legislative Session

We've met with all Paia at this point to go through our Package Development Process and discussed the steps on the next two slides. If you recognize any issues, you can also email us at publicpolicy@oha.org.



We apply various criteria when we consider whether to recommend something to you folks for inclusion in the package. We consider whether a change in law is in-fact necessary to address the issue. Oftentimes, the law is good and there are great programs, but there is no funding for them or difficulty in getting people to comply.

Trustee Lee: Wayne, I'm not sure if this is on your radar yet. Senator Wakai has made it clear that he's going to introduce a bill that would make JUNETEENTH (Recognized as the day slavery in the United States became illegal) a State Holiday. The reason I think that's important for OHA is Lā Ku'oko'a year-after-year gets denied being a State of Hawai'i Holiday and that's something that is relevant to Hawai'i so I just wanted to make sure you guys were aware.

Public Policy Manager Tanaka: I was not aware of that. Thank you, Trustee Lee. We will now put that on our radar.

Some additional criteria that we consider is that having too many bills makes it unmanageable at times. Next year, we will have a Budget Bill that we will be advocating for; so that will occupy our resources. Therefore, we may have a smaller amount of bills included in our package.

We consider the feasibility; the likelihood of a bill passing. It's not a deal-breaker. Sometimes it's important that there be greater discussion about issues that aren't getting enough attention. It could be helpful to introduce something; even knowing that it might not pass, but it could still have an impact. We've seen that before; we've introduced resolutions to encourage Working Groups to meet that haven't met for years and because of the issue being raised then they meet all-of-a-sudden. The resolution doesn't always pass necessarily, but sometimes we get the result that we were aiming for.

Trustee Hulu Lindsey: *Wayne, where did you get the discussion of iwi to Kaho'olawe?*

Public Policy Manager Tanaka: I think that was before my time. I'm not sure if Sterling remembers that proposal.

Trustee Hulu Lindsey: I think it was introduced by Senator Galuteria about five or six years ago. The public was very negative about it, especially our Hawaiian people.

Public Policy Manager Tanaka: I do recall that. *Did it originate with him?* I feel like he was re-raising an idea.

Chief Advocate Lindsey: If I could just add; it was also related to doing away with individual Island Burial Councils and creating one Statewide Burial Council.

Public Policy Manager Tanaka: Thanks, Keola.

Criteria

- Aim for small package
- Funding implications (OHA, state)
- How big of an issue?
 - Does it impact the broader Hawaiian community (broader public)
 - Is it statewide or county specific?
- Will there be community support at the leg to advance proposal?
 - Will organizations commit to submitting written and verbal testimony at leg hearings?
- Is it aligned with our Strat Plan 2020+ strategic foundation and directions?

Criteria

- Feasibility
 - Likelihood of passing
 - Some measures not introduced to be enacted
 - Make statement (sugar sweetened beverage fee)
 - Start discussion (iwi to KIRC, PLT revenue)
 - For public awareness (first year for HLIP assessment)

Public Policy Manager Tanaka: We also think about OHA as an agency and whether we are an appropriate lead on the issue. If it's an idea that State agencies are already working on, we typically let them take the lead. Sometimes it is best to let Community Organizations and Groups take the lead on some issues as well.

The next slide is just a reminder of our Strategic Foundations and Directions that we try to follow when considering issues.

Criteria

- Solvability
 - Can it be solved through legislation?
 - Does the best legislation actually solve problem?
 - Does everyone agree on solution?
- Is OHA the appropriate lead
 - Does it address our Strategic Plan?
 - State lead – better chances, especially if impacts broader public
 - Community lead – Too controversial, too radical

Criteria

- SP2020+: <https://www.oha.org/priorities>



Public Policy Manager Tanaka: Thank you so much. I'm happy to answer any questions you folks might have.

Pau

Chair Waihe'e: Members are there any questions on the 2020 Legislative Session and 2021 Preparation reports?

Trustee Machado: I wanted to acknowledge that although this was a good briefing, it was an omnibus kind of approach. I would like to recommend intermittent meetings rather than one meeting where we go over everything from last year and the upcoming year. So, I suggest meeting with appropriate staff and figuring out when to meet over the next couple of months because time is very short. Wayne you did a thorough job, but I just wanted to suggest that.

Chair Waihe'e: Ok - so noted. *Are there any other feelings that anyone wants to express at this specific time?*

No further feelings are expressed.

Chair Waihe'e: I'd like to thank Ka Pouhana, Sylvia Hussey on an amazing job along with our Chief Advocate Keola Lindsey. Mahalo and best wishes to you as well, Wayne and Keone.

Chief Advocate Lindsey: Thank you Chair. Just to reconfirm we will be coming back with the Conceptual Package presentation on October 7th and then the timeline does get pretty, condensed after that with the actual Action Item being presented on October 21st. It is a tight timeframe that we're looking towards; just about 1 month before the election. Mahalo.

VI. ANNOUNCEMENTS

None

VII. ADJOURNMENT

Trustee Hulu Lindsey moves to adjourn the BAE meeting.

Vice-Chair Akaka seconds the motion.

Chair Waihe'e asks if there is any discussion. There is none.

Chair Waihe'e asks if any members vote NO or ABSTAIN. There are no dissenting votes.

							11:24 a.m.
TRUSTEE		1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
LEINA'ALA	AHU ISA			X			
DAN	AHUNA			X			
VICE-CHAIR KALEIHIKINA	AKAKA		2	X			
KELI'I	AKINA			X			
BRENDON KALEI'ĀINA	LEE			X			
CARMEN HULU	LINDSEY	1		X			
ROBERT	LINDSEY			X			
COLETTE	MACHADO			X			
CHAIR JOHN	WAIHE'E			X			
TOTAL VOTE COUNT				9	0	0	0

MOTION: [X] UNANIMOUS [] PASSED [] DEFERRED [] FAILED

Chair Waihe'e adjourns the BAE meeting at 11:24 a.m.

Respectfully submitted,

Melissa Wennihan
Trustee Aide
Committee on Beneficiary Advocacy and Empowerment

As approved by the Committee on Beneficiary Advocacy and Empowerment (BAE) on October 21, 2020.

Trustee John Waihe'e, IV
Chair
Committee on Beneficiary Advocacy and Empowerment

Committee on Beneficiary Advocacy and Empowerment

Trustee John Waihe'e IV, *Chair*Trustee Kaleihikina Akaka, *Vice Chair**Members*

Trustee Leina'ala Ahu Isa, At-Large

Trustee Dan Ahuna, Kaua'i / Ni'ihau

Trustee Keli'i Akina, At-Large

Trustee Brendon Kalei'aina Lee, At-Large

Trustee Carmen Hulu Lindsey, Maui

Trustee Robert K. Lindsey, Jr., Hawai'i Island

Trustee Colette Y. Machado, Moloka'i / Lāna'i



**STATE OF HAWAII'
OFFICE OF HAWAIIAN AFFAIRS**

**MEETING OF THE
COMMITTEE ON BENEFICIARY ADVOCACY AND EMPOWERMENT**

DATE: Wednesday, October 21, 2020**TIME:** 1:00 pm**PLACE:** Virtual MeetingViewable at www.oha.org/livestream OR

Listen by phone: (213) 338-8477,

Webinar ID: 958 3307 6988

Due to the threat of COVID-19, Governor Ige issued the most recent Emergency Fourteenth Supplementary Proclamation dated October 13, 2020 that suspends parts of Hawai'i Revised Statutes Chapter 92, Public Agency Meetings and Records to, among other things, enable boards to conduct business without any board members or members of the public physically present at the same location.

The OHA Board of Trustees and its Standing Committees will hold virtual meetings until further notice. The virtual meetings can be viewed and observed via livestream on OHA's website at www.oha.org/livestream or listen by phone: (213) 338-8477, Webinar ID: 958 3307 6988

AGENDA

- I. Call to Order
- II. Public Testimony on Items Listed on the Agenda* (Please see page 2 on how to submit written testimony or provide oral testimony online. Oral testimony by phone will **not** be accepted)
- III. Approval of Minutes
 - A. September 23, 2020
- IV. Unfinished Business
- V. New Business
 - A. ACTION ITEM: BAE #20-03: Approval of 2021 OHA Legislative Package**†
 - B. ACTION ITEM: BAE #20-04: To Approve the Office of Hawaiian Affairs' 2020 Moloka'i Island Burial Council and Kaua'i/Ni'ihau Islands Burial Council Nominations†
- VI. Announcements
- VII. Adjournment

If you require an auxiliary aid or accommodation due to a disability, please contact Raina Gushiken at telephone number 594-1772 or by email at: rainag@oha.org no later than three (3) business days prior to the date of the meeting.

Meeting materials will be available to the public on Friday, October 16, 2020 and posted to OHA's website at: www.oha.org/bae



OHA

Action Item

Committee on Beneficiary Advocacy and Empowerment

October 21, 2020

BAE #20-03

Action Item Issue: To support the inclusion of new legislative proposals in the 2021 OHA Legislative Package

Prepared by:

10/15/2020

Wayne Tanaka

Date

Pou Kāko‘o Kulekele Aupuni, Public Policy Manager

Reviewed by:

10/15/2020

Sterling Wong

Date

Ka Poukihi Kū Kūikawā, Interim Chief Advocate

Reviewed by:

10/15/2020

Sylvia M. Hussey, Ed.D.

Date

Ka Pouhana, Chief Executive Officer

Reviewed by:

10/16/20

Trustee John Waihe‘e IV

Date

Luna Ho‘omalua o ke Kōmike BAE

Chairperson, Committee on Beneficiary Advocacy and Empowerment

BAE #20-03: To support the inclusion of new legislative proposals in the 2021 OHA Legislative Package

I. Action

To support the following new legislative proposals and approve their inclusion in the 2021 OHA Legislative Package (See referenced attachments for text of the proposals):

OHA-1 OHA Biennium Budget Bill Fiscal Year 2021-22/2022-23: OHA's budget bill would request \$3,037,879 in state general fund appropriations each fiscal year to support OHA's budget plans for the upcoming biennium. This request reflects the same "base budget" in general funds that was appropriated to OHA in FY2017-2018 and FY2019-2020. In light of the COVID-19 pandemic and its uncertain impacts on state revenues, and in contrast with budget bills from the last two biennia, OHA's budget bill does not request any increase in general fund appropriations, despite the significant increases in personnel fringe costs seen in recent years (state-established fringe rates increased from 37% to 60.08% from FY2014-2015 to FY2018-2019, and interim rates for FY2020 and FY2021 are 63.08% and 50.75%, respectively, with the reduction in fringe for FY2021 due to the COVID-19 pandemic and the state suspending certain post-retirement benefit payments). Nonetheless, by maintaining our base budget along with the OHA budget bill's three historical funding provisos (social services, legal services, and education improvement), and committing OHA trust funds to match the requested state general funds, this measure would reaffirm the longstanding partnership between the state and OHA to serve our OHA's beneficiaries, and allow OHA to meet critical community needs while furthering innovative and successful programs that will benefit OHA's beneficiaries and Hawai'i as a whole.

(Attachment A)

OHA-2 OHA CIP Funds to Support Diversified Agriculture, Cultural Protection in Wahiawā: In 2020, OHA introduced a measure in its legislative package that would authorize the issuance of state general obligation bonds, to raise \$3M in capital improvement funds for the development of water storage and distribution infrastructure necessary to move forward with diversified agriculture and cultural site protection on OHA's Wahiawā lands. While the COVID-19 pandemic halted the 2020 legislature's consideration of this bill, the pandemic has now emphasized the need to enhance our islands' food security and self-sufficiency, including through the development and implementation of diversified and sustainable agriculture models such as those reflected in OHA's plans for its Wahiawā lands. Accordingly, this measure would re-submit OHA's capital improvement project request, to enable OHA to move forward with its plans for culturally and ecologically compatible diversified agriculture in Wahiawā, and contribute to our islands' food self-sufficiency and resiliency in the post-COVID era.

(Attachment B)

OHA-3 Clearing the Path Home for People Experiencing Houselessness: This measure would seek to mitigate the long-lasting impacts of the criminalization of houselessness on our houselessness crisis, particularly with respect to the impacts that resulting criminal records may have on houseless individuals' ability to obtain documentation, employment,

and housing. Specifically, it would allow for the expungement of all arrest and court records for the alleged violation of certain state laws (i.e. obstruction of sidewalks, trespass on state lands, etc.) typically if not exclusively enforced against those experiencing houselessness, and for alleged violations of any other other non-violent state or county statute, ordinance, or rule that can be shown to have been arising from an individual's houseless status. Petitioners for expungement would need to have completed all terms of their probation and satisfied any requirements of any judgments as ordered by a court or administrative body, if applicable, provided that any outstanding fines or fees may be waived; petitioners would also need to express a commitment to seek financial and/or mental health counseling if and when available, to the extent that financial or mental health challenges might contribute to their becoming or remaining houseless.

(Attachment C)

OHA-4 21st Century Data Governance for Fact-Based Policymaking: Developing ways to most effectively and efficiently understand, fight back against, and recover from COVID-19 and its impacts requires timely, clear, and detailed information, particularly with respect to those communities whose prior socioeconomic circumstances may have rendered them most vulnerable to the pandemic. For example, existing data and known socioeconomic indicators suggest that the current pandemic may be significantly impacting Native Hawaiian and Pacific Islander communities, each in unique ways. Addressing these impacts will require tailored responses to ensure the recovery and continued resiliency of these communities, and by extension, our islands as a whole. Unfortunately, efforts to develop effective policies and interventions to address the significant impacts of the COVID-19 pandemic on Native Hawaiians, Pacific Islanders, and others in our most vulnerable communities have been stymied by insufficient and inconsistent demographic data collection, processing, retention, and sharing by and between certain critical government entities and programs. Notably, the data challenges encountered during this pandemic have also highlighted longstanding concerns about the need to improve the consistency and sufficiency of data collection practices by agencies throughout state government, in order to inform fact-based policymaking that can advance social goals more effectively and efficiently.

This resolution would accordingly 1) emphasize concerns regarding the COVID-19 pandemic and its effect on communities, including Native Hawaiian as well as other Pacific Islander communities, who may be significantly and uniquely impacted; 2) highlight gaps and challenges in data collection, processing, retention, and sharing which have stymied efforts to better understand and effectively address these concerns; and 3) note that improved data collection, processing, retention, and sharing across state agencies can be invaluable to legislators and agencies in developing fact-based, effective policies in general, and beyond the pandemic.

The resolution would further: 1) urge the Department of Health, Department of Labor and Industrial Relations, Department of Human Services, the Judiciary, and county police departments to compile and share existing and disaggregated data on Native Hawaiian and Pacific Islanders with the Office of Hawaiian Affairs and the general public in an expeditious

BAE #20-03: To support the inclusion of new legislative proposals in the 2021 OHA Legislative Package

manner; 2) urge the same departments to work with the Office of Hawaiian Affairs and the Native Hawaiian Pacific Islander COVID-19 Response, Recovery, and Resiliency Team to develop procedures and agreements for improving data collection, processing, retention, governance, and sharing with respect to Native Hawaiians and Pacific Islanders, with a report on the procedures and agreements to be submitted to the 2022 Legislature; and 3) urge the Governor to establish a Task Force on 21st Century Data Collection consisting of representatives from the Office of Planning, the Office of Enterprise Technology Services, the Office of Hawaiian Affairs, and other relevant agencies to be identified by the Task Force, to establish a survey to assess the current data collection, processing, retention, and sharing procedures, needs, and challenges across state agencies, with a report and recommendations to be submitted to the 2023 Legislature.

(Attachment D)

II. Issue

Should the OHA Board of Trustees support the new legislative proposals and approve their inclusion in the 2021 OHA Legislative Package

III. Discussion

From July through September 2020, OHA Public Policy staff collected more than 50 legislative proposals from staff, key stakeholders, experts, and community leaders. These proposals were vetted, filtered, and developed into the legislative proposals offered in this Action Item for inclusion in the 2021 OHA Legislative Package.

Editing note:

With this Action Item, we also ask the Board of Trustees to authorize staff (1) to make, as appropriate, technical, non-substantive changes for style, clarity, consistency, and accuracy to all of the legislative proposals in the 2021 OHA Legislative Package and (2) to add or amend preamble language in the measures for framing and editorial purposes.

IV. Recommended Action

To approve the following new legislative proposals, include those new proposals in the 2021 OHA Legislative Package, and authorize staff (1) to make, as appropriate, technical, non-substantive changes for style, clarity, consistency, and accuracy to all of the legislative proposals in the 2021 OHA Legislative Package and (2) to add or amend preamble language in the measures for framing and editorial purposes:

- A. OHA-1 OHA Biennium Budget Bill Fiscal Year 2021-22/2022-23 (Attachment A)

BAE #20-03: To support the inclusion of new legislative proposals in the 2021 OHA Legislative Package

- B. OHA-2 OHA CIP Funds to Support Diversified Agriculture, Cultural Protection in Wahiawā (Attachment B)
- C. OHA-3 Clearing the Path Home for People Experiencing Houselessness (Attachment C)
- D. OHA-4 21st Century Data Governance for Fact-Based Policymaking (Attachment D)

V. Alternative Actions

- A. To support only selected new legislative proposals and include only those selected new legislative proposals in the 2021 OHA Legislative Package.
- B. To add legislative proposals and include those in the 2021 OHA Legislative Package.
- C. To not approve any of the new legislative proposals and not include any of the new legislative proposals in the 2021 OHA Legislative Package.

VI. Funding

No funding is required.

VII. Timeframe

Immediate action is recommended.

VIII. Attachments

- A. OHA-1 OHA Biennium Budget Bill Fiscal Year 2021-22/2022-23 (Attachment A)
- B. OHA-2 OHA CIP Funds to Support Diversified Agriculture, Cultural Protection in Wahiawā (Attachment B)
- C. OHA-3 Clearing the Path Home for People Experiencing Houselessness (Attachment C)
- D. OHA-4 21st Century Data Governance for Fact-Based Policymaking (Attachment D)

THIRTY-FIRST LEGISLATURE, 2021
STATE OF HAWAII

____.B. NO.____

A BILL FOR AN ACT

RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

PART I. GENERAL PROVISIONS

SECTION 1. SHORT TITLE. This Act shall be known and may be cited as the Office of Hawaiian Affairs Appropriations Act of 2021.

SECTION 2. DEFINITIONS. Unless otherwise clear from the context, as used in this Act:

"Means of financing" or "MOF" means the source from which funds are appropriated or authorized to be expended for the programs and projects specified in this Act. All appropriations are followed by letter symbols. Such letter symbols, where used, shall have the following meanings:

A general funds

T trust funds

"Position ceiling" means the maximum number of permanent and temporary full-time equivalent positions authorized for a particular program during a specified period or periods, as denoted by an asterisk (*) for permanent full-time equivalent positions and a pound (#) sign for temporary full-time equivalent positions.

.B. NO.

1 "Program ID" means the unique identifier for the specific
2 program and consists of the abbreviation for the Office of
3 Hawaiian Affairs (OHA) followed by the organization number for
4 the program.

5 **PART II. PROGRAM APPROPRIATIONS**

6 SECTION 3. APPROPRIATIONS. The following sums, or so much
7 thereof as may be sufficient to accomplish the purposes and
8 programs designated herein, are hereby appropriated or
9 authorized from the means of financing specified to the Office
10 of Hawaiian Affairs for the fiscal biennium beginning July 1,
11 2021, and ending June 30, 2023. The total expenditures and the
12 number of positions in each fiscal year of the biennium shall
13 not exceed the sums and the numbers indicated for each fiscal
14 year, except as provided elsewhere in this Act, or as provided
15 by general law.

.B. NO. _____

P R O G R A M A P P R O P R I A T I O N S

ITEM NO.	PROG. ID	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS			
				FISCAL YEAR 2021-22	M O F	FISCAL YEAR 2022-23	M O
1							
2		Hawaiian Affairs					
3							
4	1.	OHA150 - OFFICE OF THE TRUSTEES					
5					0.47*		0.47*
6					0.00#		0.00#
7		OPERATING	OHA	58,323A		58,323A	
8				4.53*		4.53*	
9				0.00#		0.00#	
10			OHA	275,687T		275,687T	
11							
12	2.	OHA160 - ADMINISTRATION					
13				5.03*		5.03*	
14				0.00#		0.00#	
15		OPERATING	OHA	1,124,042A		1,124,042A	
16				31.97*		31.97*	
17				0.00#		0.00#	
18			OHA	2,861,727T		2,861,727T	
19							
20	3.	OHA175 - BENEFICIARY ADVOCACY					
21				1.47*		1.47*	
22				0.00#		0.00#	
23		OPERATING	OHA	1,855,514A		1,855,514A	
24				18.53*		18.53*	
25				0.00#		0.00#	
26			OHA	3,292,290T		3,292,290T	

1 **PART III. PROGRAM PROVISIONS**

2 SECTION 4. Provided that the general fund appropriations
3 in part II of this Act shall be expended by the Office of
4 Hawaiian Affairs.

5 SECTION 5. Provided that of the funds appropriated for
6 beneficiary advocacy (OHA175), the sum of \$415,000 in general
7 funds and \$415,000 in trust funds for fiscal year 2021-2022 and
8 the same sums for fiscal year 2022-2023 shall be expended to
9 provide for social services, including referral services and
10 case management, to at-risk Office of Hawaiian Affairs
11 beneficiaries to immediately address unexpected crises; provided
12 further that program activities shall be designed with an
13 overall objective to provide financial assistance to improve
14 stability during emergency situations; and provided further that
15 notwithstanding section 10-17(e), Hawaii Revised Statutes, any
16 funds expended for the purposes of this section shall be in
17 accordance with chapter 103D or 103F, Hawaii Revised Statutes,
18 or a competitive grants process, as appropriate.

19 SECTION 6. Provided that of the funds appropriated for
20 beneficiary advocacy (OHA175), the sum of \$615,000 in general
21 funds and \$615,000 in trust funds for fiscal year 2021-2022 and
22 the same sums for fiscal year 2022-2023 shall be expended to

1 provide for educational improvement programs for Native Hawaiian
2 students; provided further that program activities shall be
3 designed to help Native Hawaiian students succeed academically;
4 and provided further that notwithstanding section 10-17(e),
5 Hawaii Revised Statutes, any expenditures for the purposes of
6 this section shall be in accordance with chapter 103D or 103F,
7 Hawaii Revised Statutes, or a competitive grants process, as
8 appropriate.

9 SECTION 7. Provided that of the funds appropriated for
10 beneficiary advocacy (OHA175), the sum of \$524,400 in general
11 funds and \$524,400 in trust funds for fiscal year 2021-2022 and
12 the same sums for fiscal year 2022-2023 shall be expended to
13 provide for legal services and legal representation to Office of
14 Hawaiian Affairs beneficiaries for:

- 15 (1) The assertion and defense of quiet title actions;
- 16 (2) Assistance with ahupua'a and kuleana tenant rights,
17 including rights of access and rights to water;
- 18 (3) Land title assistance, including review of title and
19 genealogy;
- 20 (4) Preservation of traditional and customary practices;
- 21 (5) Protection of culturally significant places; and
- 22 (6) Preservation of Native Hawaiian land trust entitlements;

1 provided further that notwithstanding section 10-17(e), Hawaii
2 Revised Statutes, any funds expended for the purposes of this
3 section shall be made in accordance with chapter 103D or 103F,
4 Hawaii Revised Statutes, as appropriate.

5 **PART IV. MISCELLANEOUS PROVISIONS AND EFFECTIVE DATE**

6 SECTION 8. Provided that whenever necessary, the board of
7 trustees of the Office of Hawaiian Affairs or the board's
8 designee may transfer sufficient funds and positions between
9 programs for operating purposes; provided further that these
10 transfers shall be consistent with legislative intent; and
11 provided further that the Office of Hawaiian Affairs shall
12 submit a report to the legislature of all uses of this authority
13 for the previous twelve month period from December 1 to November
14 30, no later than twenty days prior to the regular sessions of
15 2022 and 2023.

16 SECTION 9. If any portion of this Act or its application
17 to any person, entity, or circumstance is held to be invalid for
18 any reason, the legislature declares that the remainder of the
19 Act and each and every other provision thereof shall not be
20 affected thereby. If any portion of a specific appropriation is
21 held to be invalid for any reason, the remaining portion shall

SECTION 10. In the event manifest clerical, typographical, or other mechanical errors are found in this Act, the board of trustees of the Office of Hawaiian Affairs is authorized to correct these errors. All changes made pursuant to this section shall be reported to the legislature at its next session.

9

By Request

THIRTY-FIRST LEGISLATURE, 2021
STATE OF HAWAII

____.B. NO.____

A BILL FOR AN ACT

RELATING TO A WATER STORAGE AND DISTRIBUTION SYSTEM FOR CERTAIN
AGRICULTURAL LAND IN WAHIAWĀ, O'AHU.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The director of finance is authorized to issue
2 general obligation bonds in the sum of \$3,000,000 or so much
3 thereof as may be necessary and the same sum or so much thereof
4 as may be necessary is appropriated for fiscal year 2021-2022
5 for the purpose of funding construction costs of a water storage
6 and distribution system on agricultural lands owned by the
7 Office of Hawaiian Affairs in Wahiawā, O'ahu surrounding the
8 Kūkaniloko Birthing Stones site.

9 The project will include water storage structures, site
10 work, security fencing, piping, distribution pumps, and stub
11 outs to feed an irrigation system.

12 The sum appropriated shall be expended by the Office of
13 Hawaiian Affairs for the purposes of this Act.

14 SECTION 2. The appropriation for the capital improvement
15 project authorized by this Act shall not lapse at the end of the
16 fiscal biennium for which the appropriation is made; provided

____.B. NO. _____

1 that all moneys from the appropriation unencumbered as of June
2 30, 2023 shall lapse as of that date.

3 SECTION 3. This Act shall take effect on July 1, 2021.

4

5 INTRODUCED BY: _____

By Request

DRAFT

THIRTY-FIRST LEGISLATURE, 2021
STATE OF HAWAII

____.B. NO. _____

A BILL FOR AN ACT

RELATING TO EXPUNGEMENT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Chapter 706, Hawai'i Revised Statutes, is
2 amended by adding a new section to part I to be appropriately
3 designated and to read as follows:

4 "§706- Expungement; records relating to homelessness.

5 (1) Notwithstanding any law to the contrary, upon written
6 application, a person may apply to the court for an order to
7 expunge from all official records all recordation relating to
8 the person's citation, arrest, indictment, or information,
9 trial, finding of guilt, dismissal and discharge, or other
10 disposition for any and all offenses described under section
11 708-814.7, 711-1105, and any statute, ordinance, or rule not
12 involving bodily harm or the threat of bodily harm, where the
13 person's conduct or alleged conduct underlying each offense was
14 substantially related to the person's homeless status.

15 (2) If the court determines that the person

16 (a) Has completed any and all terms and conditions of
17 probation and satisfied all requirements of any
18 judgements relating to the offense or offenses

____.B. NO. ____

1 described in the person's application, other than
2 the payment of any outstanding fines and fees; and
3 (b) Has expressed a willingness to seek financial or
4 mental health counseling if financial or mental
5 health challenges may contribute to their becoming
6 or remaining homeless;

7 it shall enter such order, and shall waive any outstanding fines
8 and fees associated with the described offense or offenses. Such
9 an order shall include all recordation retained by the county
10 police departments and the department of the attorney general.

11 (3) The effect of such an order shall be to restore such
12 person, in the contemplation of the law, to the status the
13 person occupied before such citation, arrest, indictment or
14 information, trial, conviction, dismissal and discharge, or
15 other disposition.

16 (4) No person as to whom such order has been entered shall
17 be held thereafter under any provision of any law to be guilty
18 of perjury or otherwise giving a false statement by reason of
19 the person's failures to recite or acknowledge such citation,
20 arrest, indictment or information, trial, conviction, dismissal
21 and discharge, or other disposition in response to any inquiry
22 made of the person for any purpose.

____.B. NO. ____

(5) A document substantially in the following form may be used to apply for a court order to expunge from all official records all recordation as described in this section, provided that the court may designate the time and location of filing and may require additional information necessary to establish the identity of the applicant whose records are being expunged and to make a determination as to whether the conduct or alleged conduct underlying any offense was substantially related to the person's homeless status at the time of the offense.

STATE OF HAWAI'I

APPLICATION FOR EXPUNGEMENT OF RECORDS FOR OFFENSES

RELATING TO HOMELESSNESS

Current Legal Name (Last, First, Middle):

Other Names Used:

Social Security Number:

Date of Birth:

Home Address (if applicable):

Mailing Address (if available):

Phone (if available):

Email (if available):

Pursuant to section 706- , Hawai'i Revised Statutes, I, (print name), hereby request an order to

.B. NO.

1 expunge from all official records all recordation relating to
 2 any citation, arrest, indictment, or information, trial, finding
 3 of guilt, dismissal and discharge, or other disposition for
 4 offenses described under Hawai'i Revised Statutes section 708-
 5 814.7, section 711-1105, and the following statutes, ordinances,
 6 or rules:.....

7 I attest that any conduct or alleged conduct underlying the
 8 offenses described above was substantially related to my status
 9 of being homeless at the time of each offense. (initial
 10 here)

11 I understand that the court may require further information
 12 relevant to a determination regarding whether the conduct or
 13 alleged conduct underlying any offense described above was
 14 substantially related to my status of being homeless at the time
 15 of each offense. (initial here)

16 I understand that expungement may not be available for
 17 offenses involving bodily harm or the threat of bodily harm.
 18 (initial here)

19 I do/do not (circle one) believe that financial or mental
 20 health challenges contributed to my status of being homeless at
 21 the time of the above described offenses. (initial here)

____.B. NO. ____

1 I do/do not (circle one) believe that financial or mental
2 health challenges may contribute to my becoming or remaining
3 homeless now or in the future. (initial here)

4 I am willing to seek financial or mental health counseling
5 opportunities, if available, if financial or mental health
6 challenges may contribute to my becoming or remaining homeless.
7 (initial here)

8 DATE

9 SIGNATURE

10 PRINTED NAME"

11 SECTION 2. New statutory material is underscored.

12 SECTION 3. This Act shall take effect upon its approval.

13

14 INTRODUCED BY: _____

By Request

THIRTY-FIRST LEGISLATURE, 2021
STATE OF HAWAII

____.C.R. NO.____

CONCURRENT RESOLUTION

RECOGNIZING THE IMPORTANCE OF 21ST CENTURY DATA GOVERNANCE FOR
FACT-BASED POLICYMAKING

1 WHEREAS, the World Health Organization identifies health as
2 a fundamental human right; and
3

4 WHEREAS, Native Hawaiians are the native people of Hawai'i
5 and maintained a once thriving population estimated to be over 1
6 million inhabitants, whose land and resource management
7 practices allowed them to live harmoniously with their
8 environment; and
9

10 WHEREAS, the arrival of westerners caused a shift in this
11 balance, resulting in the erosion and eventual loss of Native
12 Hawaiian governance over Hawai'i's lands and resources; and
13

14 WHEREAS, a series of epidemics from foreign diseases in
15 particular contributed significantly to the historic decline of
16 the Native Hawaiian population and the generational trauma that
17 Native Hawaiians are still healing from today; and
18

19 WHEREAS, the decimation of the Native Hawaiian population,
20 the dispossession and disconnection of Native Hawaiians from
21 their lands, and the overthrow of the Hawaiian Kingdom resulted
22 in further historical injustices and systemic inequities that
23 continue to impact the Native Hawaiian community; and
24

25 WHEREAS, in recognition of the historical injustices and
26 ongoing inequities faced by Native Hawaiians, the Hawai'i State
27 Constitution and Hawai'i Revised Statutes establishes the Office
28 of Hawaiian Affairs as an agency dedicated to bettering the
29 conditions of Native Hawaiians; and
30

31 WHEREAS, the Native Hawaiian Health Care Improvement Act
32 further acknowledges the poor health status of the Native

1 Hawaiian population, and establishes Papa Ola Lōkahi and the
2 Native Hawaiian Health Care System; and
3

4 WHEREAS, Hawai'i Revised Statutes § 226-20 acknowledges the
5 social determinants of health that influence Native Hawaiian
6 health, and expresses the State of Hawai'i's commitment to
7 reducing these health disparities for Native Hawaiian and other
8 groups through a social determinants of health approach; and
9

10 WHEREAS, to best accomplish the Hawai'i State Planning
11 Act's objective of the "elimination of health disparities by
12 identifying and addressing social determinants of health,"
13 timely, clear, and detailed information on social determinants
14 such as housing, employment, health outcomes, and other factors
15 is critical; and
16

17 WHEREAS, the Office of Management and Budget (OMB)
18 Statistical Directive 15 (1997) (OMB-15) established the Racial
19 and Ethnic Standards for Data Collection to disaggregate
20 Polynesians, Micronesians, and Melanesians from Asians creating
21 "Native Hawaiian or Other Pacific Islander" as a separate
22 category; and
23

24 WHEREAS, the separation of "Native Hawaiian or Other
25 Pacific Islander" from the "Asian" category was and remains
26 critical to informing policymaking and interventions that
27 directly and effectively targets health and associated
28 disparities and inequities facing the Native Hawaiian and
29 Pacific Islander communities; and
30

31 WHEREAS, the OMB-15 federal directive allows states to
32 create additional subcategories that further disaggregate the
33 seven federal categories for their own state purposes; and
34 allows states to use existing data collection systems for race
35 and ethnicity provided such data can be aggregated by the seven
36 federal categories; and
37

38 WHEREAS, Hawai'i is among one of few states to further
39 disaggregate Native Hawaiians from Pacific Islanders in certain
40 agencies' data collection and processing practices, which has
41 contributed significantly to efforts to understand and
42 effectively respond to certain impacts of the COVID-19 pandemic;
43 and
44

1 WHEREAS, available information indicates that the COVID-19
2 pandemic has disproportionately impacted Native Hawaiians and
3 Pacific Islanders in substantial, varied, and respectively
4 unique ways, and exacerbated their pre-pandemic health and
5 associated socioeconomic disparities; and

6
7 WHEREAS, there continue to be substantial data gaps
8 regarding unemployment rates, infection trends, housing and
9 social services needs, law enforcement interactions, and other
10 pandemic-related outcomes specific to Native Hawaiians, other
11 Pacific Islanders, and other vulnerable communities who may
12 desperately need targeted and data-informed relief to address
13 their health and health-associated needs; and

14
15 WHEREAS, the unavailability of timely, clear, and detailed
16 data, and the lack of consistent data collection, processing,
17 retention, sharing, and governance practices in critical
18 government agencies, have stymied efforts by the Office of
19 Hawaiian Affairs, Papa Ola Lōkahi, and groups such as the Native
20 Hawaiian & Pacific Islander Hawai'i COVID-19 Response, Recovery,
21 and Resilience Team to identify, develop, and advocate for
22 effective and targeted policies and interventions to address the
23 impacts of the COVID-19 pandemic on the health and social
24 determinants of health of the Native Hawaiian and other Pacific
25 Islander communities in Hawai'i; and

26
27 WHEREAS, the lack of timely, clear, and detailed data on
28 Native Hawaiians experiencing challenges in areas such as
29 employment, education, domestic violence, and incarceration have
30 long hindered the efforts of state agencies including the Office
31 of Hawaiian Affairs to address systemic inequities and the
32 ongoing legacies of historical injustices and generational
33 trauma; and

34
35 WHEREAS, the recovery and resilience of our Native
36 Hawaiian, Pacific Islander, and overall communities are
37 dependent upon timely, clear, and detailed data that
38 consistently disaggregates Native Hawaiians from other Pacific
39 Islanders in order to better advance the State's public health
40 and social determinants of health goals much more effectively
41 and efficiently in the 21st century; now, therefore,

42
43 BE IT RESOLVED by the Senate/House of Representatives of
44 the Thirty-first Legislature of the State of Hawai'i, Regular

1 Session of 2021, that the Legislature recognizes the importance
2 of updating our state data governance models in order to
3 facilitate effective and efficient fact-based policymaking in
4 the 21st century; and
5

6 BE IT FURTHER RESOLVED that the Legislature recognizes the
7 importance of detailed and disaggregated data, including data
8 that disaggregates Native Hawaiians from other Pacific
9 Islanders, in pandemic response and recovery efforts for these
10 communities and for the State as a whole; and
11

12 BE IT FURTHER RESOLVED that the Legislature urges the
13 Department of Health, Department of Labor and Industrial
14 Relations, Department of Human Services, the Judiciary, and the
15 county police departments to compile and share existing and
16 disaggregated data on Native Hawaiian and Pacific Islanders with
17 the Office of Hawaiian Affairs and the general public in an
18 expeditious manner; and
19

20 BE IT FURTHER RESOLVED that the Legislature urges the same
21 departments to work with the Office of Hawaiian Affairs and the
22 Native Hawaiian & Pacific Islander Hawai'i COVID-19 Response,
23 Recovery, and Resilience Team to develop procedures and
24 agreements for improving data collection, processing, retention,
25 governance, and sharing with respect to Native Hawaiians,
26 Pacific Islanders, and other relevant demographics, and to each
27 submit a report on their respective procedures and agreements to
28 the Legislature no later than twenty days prior to the convening
29 of the 2022 Legislature; and
30

31 BE IT FURTHER RESOLVED that the Governor is urged to
32 establish a Task Force on 21st Century Data Governance,
33 consisting of the Director of the Office of Planning, the Chief
34 Information Officer of the Office of Enterprise Technology
35 Services, the Chief Executive Officer of the Office of Hawaiian
36 Affairs, or their designated representatives, and other relevant
37 members to be identified by the Task Force, to assess the
38 current data collection, processing, retention, and sharing
39 procedures, needs, and challenges across state agencies, and to
40 submit a report of its findings and recommendations to the
41 Legislature no later than twenty days prior to the convening of
42 the 2023 Legislature; and
43

___R. NO. ___

1 BE IT FURTHER RESOLVED that certified copies of this
2 Resolution be transmitted to the Governor, the Director of the
3 Department of Health, the Director of the Department of Labor
4 and Industrial Relations, the Director of the Department of
5 Human Services, the Chief Justice of the Judiciary, the chiefs
6 of police of the county police departments, the Director of the
7 State Office of Planning, the Chief Information Officer of the
8 Office of Enterprise Technology Services, and the Chairperson of
9 the Board of Trustees of the Office of Hawaiian Affairs.

10
11 OFFERED BY: _____
12

By Request

Committee on Beneficiary Advocacy and Empowerment

Trustee John Waihe'e IV, *Chair*Trustee Kaleihikina Akaka, *Vice Chair**Members*

Trustee Leina'ala Ahu Isa, At-Large

Trustee Dan Ahuna, Kaua'i / Ni'ihau

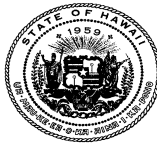
Trustee Keli'i Akina, At-Large

Trustee Brendon Kalei'aina Lee, At-Large

Trustee Carmen Hulu Lindsey, Maui

Trustee Robert K. Lindsey, Jr., Hawai'i Island

Trustee Colette Y. Machado, Moloka'i / Lāna'i



**STATE OF HAWAII'
OFFICE OF HAWAIIAN AFFAIRS**

**MEETING OF THE
COMMITTEE ON BENEFICIARY ADVOCACY AND EMPOWERMENT**

DATE: Wednesday, October 21, 2020**TIME:** 1:00 pm**PLACE:** Virtual MeetingViewable at www.oha.org/livestream OR

Listen by phone: (213) 338-8477,

Webinar ID: 958 3307 6988

Due to the threat of COVID-19, Governor Ige issued the most recent Emergency Fourteenth Supplementary Proclamation dated October 13, 2020 that suspends parts of Hawai'i Revised Statutes Chapter 92, Public Agency Meetings and Records to, among other things, enable boards to conduct business without any board members or members of the public physically present at the same location.

The OHA Board of Trustees and its Standing Committees will hold virtual meetings until further notice. The virtual meetings can be viewed and observed via livestream on OHA's website at www.oha.org/livestream or listen by phone: (213) 338-8477, Webinar ID: 958 3307 6988

AGENDA

- I. Call to Order
- II. Public Testimony on Items Listed on the Agenda* (Please see page 2 on how to submit written testimony or provide oral testimony online. Oral testimony by phone will **not** be accepted)
- III. Approval of Minutes
 - A. September 23, 2020
- IV. Unfinished Business
- V. **New Business**
 - A. ACTION ITEM: BAE #20-03: Approval of 2021 OHA Legislative Package**†
 - B. ACTION ITEM: BAE #20-04: To Approve the Office of Hawaiian Affairs' 2020 Moloka'i Island Burial Council and Kaua'i/Ni'ihau Islands Burial Council Nominations†
- VI. Announcements
- VII. Adjournment

If you require an auxiliary aid or accommodation due to a disability, please contact Raina Gushiken at telephone number 594-1772 or by email at: rainag@oha.org no later than three (3) business days prior to the date of the meeting.

Meeting materials will be available to the public on Friday, October 16, 2020 and posted to OHA's website at: www.oha.org/bae



Action Item
Committee on Beneficiary Advocacy and Empowerment

October 21, 2020

BAE #20-04

Action Item Issue: Approval of the Office of Hawaiian Affairs' 2020 Moloka'i Island Burial Council and Kaua'i/Ni'ihau Islands Burial Council Nominations

Prepared by:

Kai Markell

10/15/20

Kai Markell
Ka Pou Kāko'o Kia'i Kānāwai, Compliance Enforcement Manager

Date

Reviewed by:

10/16/20

Sterling Wong
Ka Pou Kihi Kū Kūikawā, Interim Chief Advocate &
Ka Pou Nui Kūikawā, Interim Chief Operating Officer

Date

Reviewed by:

10/16/20

Sylvia M. Hussey, Ed.D.
Ka Pouhana, Chief Executive Officer

Date

Reviewed by:

10/16/20

Trustee John D. Waihe'e IV
Luna Ho'omalua o ke Kōmike BAE
Chair, Committee on Beneficiary Advocacy and Empowerment

Date

Action Item BAE #20-04: Approval of the Office of Hawaiian Affairs' 2020 Moloka'i Island Burial Council and Kaua'i/Ni'ihau Islands Burial Council Nominations

I. Action

To approve the following individuals as the Office of Hawaiian Affairs' 2020 nominations to the Moloka'i Island Burial Council and the Kaua'i/Ni'ihau Islands Burial Council and to authorize the Administration to timely transmit these nominations to the Governor:

Moloka'i Island Burial Council

1. **Ka'ohulani McGuire**, *Nominee for Kalawao regional representative on the Moloka'i Island Burial Council*
2. **Terna Leimomi Hooper**, *Nominee for Kalawao regional representative on the Moloka'i Island Burial Council*
3. **Keomailani Hanapi Hirata**, *Nominee for East Moloka'i regional representative on the Moloka'i Island Burial Council*

Kaua'i/Ni'ihau Islands Burial Council

1. **Sherri-Lee Uilani Cummings**, *Nominee for Hanalei regional representative on the Kaua'i/Ni'ihau Islands Burial Council*
2. **Wayne T. Harada, Jr.**, *Nominee for Waimea/Nā Pali regional representative on the Kaua'i/Ni'ihau Islands Burial Council*
3. **Waipū'ilani Flores**, *Nominee for Kawaihau regional representative on the Kaua'i/Ni'ihau Islands Burial Council*
4. **Noelani Kau'i Naumu**, *Nominee for Waimea/Nā Pali regional representative on the Kaua'i/Ni'ihau Islands Burial Council*

II. Issue

Should the OHA Board of Trustees approve staff's proposed OHA 2020 nominations to the Moloka'i Island Burial Council and the Kaua'i/Ni'ihau Islands Burial Council for transmittal to the Governor.

III. Background and Context

HRS § 6E-43.5 establishes the Island Burial Councils within the Department of Land and Natural Resources (DLNR) and the process for appointment of Island Burial Council members. In 2013, OHA introduced the bill that became Act 276, which overhauled the Island Burial Council composition requirements, member qualifications, and appointment process in response to longstanding quorum issues and community concerns. The amended statute provides that each Island Burial Council shall be composed of nine members, with the exception of the Moloka'i Island Burial Council, which shall be composed of five members. There must be one representative from each identified geographic region of the islands who must possess an understanding of the culture, history, burial beliefs, customs and practices of Native Hawaiians. In addition, no more than three representatives of development and large property owner interests may also be appointed to each council. The Governor appoints members to the councils from lists

Action Item BAE #20-04: Approval of Office of Hawaiian Affairs' 2020 Moloka'i Island Burial Council and Kaua'i/Ni'ihau Islands Burial Council Nominations

provided by DLNR and OHA; at least two of the regional representatives on each council must be appointed from lists provided by OHA.

Historically, OHA has assisted the State Historic Preservation Division of DLNR and the Governor's Office in identifying, soliciting, and recommending candidates for appointment to the Island Burial Councils, and submitted a number of nominations for this purpose.

To consistently fulfill OHA's kuleana, OHA staff established an internal process for filling Island Burial Council seats. This process incorporates collaboration among OHA's Community Engagement, Research, and Advocacy lines of business to reach out to interested community members, identify and solicit qualified candidates, and evaluate applications from individuals willing to step into existing and future vacancies. Through this process, OHA selects its nominees and annually transmits a list of these nominees to the Governor's Office to fill current and pending vacancies. Staff from Compliance Enforcement, Policy and Community Engagement have collectively drafted Standard Operating Procedures for this process and are in the process of refining them for Administrative approval.

Staff included as an attachment a printout from the State Historic Preservation Division (SHPD) website showing the island burial councils and current membership and vacancies for the Trustees' information (Attachment 8). This roster is updated periodically as the SHPD forwards their statutory nominations to the Office of the Governor. The SHPD also appoints interim members to fill unexpected vacancies until official Governor appointment.

An OHA strategy to consistently fulfill this important statutory kuleana is to keep recruitment going year-round so that in the event of unplanned vacancies, candidates can be nominated quickly on an interim basis to keep the councils functioning until the formal process of nomination, appointment and legislative review can occur in the normal course of business.

IV. Nominees for Appointment – Moloka'i Island Burial Council

Based on the review of applications, Administration recommends the approval of the following candidates as nominees for appointment to the Moloka'i Island Burial Council: Ka'ohulani McGuire, Terna Leimomi Hooper and Keomailani Hanapi Hirata.

a. Ka'ohulani McGuire, OHA Nominee for Kalawao regional representative on the Moloka'i Island Burial Council (MIBC)

Ms. McGuire is an excellent candidate to serve on the MIBC as a cultural anthropologist, ethnographer and historian for Kalaupapa National Historical Park. Ms. McGuire has been conducting research on the Makalua Peninsula for the past 20 years and has been living at Kalaupapa for the past 11 years. She has 'ohana burials at Kalaupapa.

Ms. McGuire possesses a good working knowledge of Kalaupapa's cultural and historic sites. As the park's anthropologist, she is the contact for families wanting to locate graves of their 'ohana and for families who want to connect with the 'āina, its history and for those seeking information about their 'ohana who were sent to Kalaupapa.

Action Item BAE #20-04: Approval of Office of Hawaiian Affairs' 2020 Moloka'i Island Burial Council and Kaua'i/Ni'ihau Islands Burial Council Nominations

Ms. McGuire's understanding of Hawaiian burial customs comes from her family and hearing her kūpuna talk about them and listening to their stories and of seeing things she observed as a child. As part of Hui Mālama I Na Kūpuna o Hawai'i Nei, she received training from Auntie Pua and Uncle Ed Kanahele, Edward Halealoha Ayau, Kunani and Ipo Nihipali on the cultural protocol of handling and wrapping iwi, learning the chants, making kapa and weaving burial baskets for repatriation. She also participated in repatriation efforts and reburials of repatriated iwi.

b. Terna Leimomi Hooper, Nominee for Kalawao regional representative on the Moloka'i Island Burial Council

Ms. Terna Leimomi Hooper is another well-qualified candidate to serve for the Kalaupapa region on the Moloka'i Island Burial Council.

Ms. Terna Leimomi Hooper was born and raised on Moloka'i. Her 'ohana comes from the Northern side of Moloka'i, Pelekunu, and she and her 'ohana have been a part of Kalaupapa and its long history.

Ms. Hooper initially worked for the State of Hawai'i Department of Health for a few years at Kalaupapa, which allowed her to learn about historic sites, burial sites and customary practices directly from the patients and other inhabitants.

Her work as the only laborer for the National Parks Service at Kalaupapa in the Cultural Resource Division since 2011 has allowed her to learn more about the unique cultural history of the area including the many burial sites, marked and unmarked.

Her work oversees the maintenance of historic sites, burial sites, rock walls and even historic trees. She strives to treat each burial site, marked or unmarked, and the ancestors buried within with equal dignity and respect, and to protect and preserve them to honor the history of Kalaupapa.

Ms. Hooper's Tutu Harriet Ne taught her much about caring for those passing and those already passed, as well as her time spent at Mauna 'Ala with her Auntie Lydia Namahana Maoioho, the kahu of Mauna 'Ala at the time.

c. Keomailani Hanapi Hirata, Nominee for East Moloka'i regional representative on the Moloka'i Island Burial Council

Ms. Keomailani Hanapi Hirata describes herself as a keiki o ka 'āina and a kupa 'āina of Moloka'i. Her 'ohana comes from the East end of Moloka'i, specifically the ahupua'a of 'Aha'ino. Ms. Hirata was raised on the kuleana lands of her 'ohana as she is the second oldest daughter of Alapa'i and Mililani Hanapi, well-known cultural practitioners of burials and other practices, and Native Hawaiian artists as well.

Ms. Hirata herself is a Hawaiian studies scholar and assisted her 'ohana through lengthy litigation to protect their kuleana lands and burials and helped by conducting extensive

Action Item BAE #20-04: Approval of Office of Hawaiian Affairs' 2020 Moloka'i Island Burial Council and Kaua'i/Ni'ihau Islands Burial Council Nominations

research during her high school years at the Bureau of Conveyances and Hawai'i State Archives, which included translating Hawaiian documents into English.

Ms. Hirata's knowledge on Native Hawaiian burial sites started back the 1990s when her parents became involved in the Moloka'i Island Burial Council and served as past board members, as well as Moloka'i's repository for iwi kūpuna. As the next generation of leaders, Ms. Hirata was educated on the federal and state laws regarding burial sites in Hawai'i and her parents taught her the cultural protocols of caring for iwi kūpuna.

Ms. Hirata has also participated in the training of Section 106 of the National Historic Preservation Act of 1966 as amended. On her kuleana lands in 'Aha'ino, her parents grow wauke, which is used to make kapa. Ms. Hirata's mother, Mililani Hanapi, is well known for her cultural trainings in making kapa to wrap the iwi kūpuna in traditional ceremony before reinterring the iwi kūpuna back to their resting place. That knowledge has been passed onto her.

Ms. Hirata states that it is her "kuleana to serve on the Moloka'i Island Burial Council, to mālama our kūpuna and warriors whose iwi are buried on Moloka'i."

V. Nominees for Appointment – Kaua'i/Ni'ihau Islands Burial Council

Based on the review of applications, Administration recommends the approval of the following candidates as nominees for appointment to the Kaua'i/Ni'ihau Islands Burial Council: Sherri-Lee Uilani Cummings, Wayne T. Harada, Jr., Waipū'ilani Flores and Noelani Kau'i Naumu.

a. Sherri-Lee Uilani Cummings, Nominee for Hanalei regional representative on the Kaua'i/Ni'ihau Islands Burial Council

Describing herself as a "keiki o ka 'āina," Ms. Sherri-Lee Uilani Cummings is from the Anahola Hawaiian Homestead on Kaua'i.

Her 'ohana on her mother's side is the Pia and Keo 'ohana from Nu'alolo, Nāpali and Ni'ihau. Her 'ohana on her father's side are Cummings and Kauwe-Mahi from Hawai'i Island. Ms. Cummings' great-great grandfather, Wahinealoha Keo, was a recognized konohiki of Nu'alolokai, a ho'oponopono practitioner and facilitator of information during the Great Mahele regarding land award claims and stewardship.

Ms. Cummings was born and raised in Anahola, and both of her parents are Native Hawaiian and DHHL beneficiaries. Her 'ohana unit encompassed nine keiki: four boys and five girls; Ms. Cummings is the youngest. Three generations of her 'ohana today are blessed to live on homestead land in Anahola.

Ms. Cummings has four sons: two adult sons, one who is employed as an Adult Correction Officer for the State of Hawai'i and one special needs adult son; and a 17-year old who is enrolled at Kanuikapono Public Charter School in Anahola.

Action Item BAE #20-04: Approval of Office of Hawaiian Affairs' 2020 Moloka'i Island Burial Council and Kaua'i/Ni'ihau Islands Burial Council Nominations

Ms. Cummings served as a member and as the vice president for the Hanalei Hawaiian Civic Club, where she was active from 2013 through 2015 helping to introduce and vet legislative proposals. The KNIBC is in current need of a Hanalei regional representative.

Currently, Ms. Cummings is a founder of a Native Hawaiian Organization, Mālama Anahola, and owner of LYC Construction Company for the past seven years. Ms. Cummings said that her commitment to work with homeowners to develop cultural mitigation plans prior to the start of projects with a higher possibility of encountering significant findings, including unmarked ancestral burials, has resulted in the mitigation of potential inadvertent discoveries of iwi kūpuna. Ms. Cummings expresses that her "high level of commitment & integrity to kuleana" positions her to be an appropriate member for the Kaua'i/Ni'ihau Islands Burial Council as well as her understanding of land development and construction issues.

Ms. Cummings also expressed: "Eia mai ka manawa pono, it feels like the right time for me to be involved on a board that has kuleana for the care of our Iwi Kupuna."

b. Wayne T. Harada, Jr., Nominee for Waimea/Nā Pali regional representative on the Kaua'i/Ni'ihau Islands Burial Council

Mr. Harada is a former Kaua'i/Ni'ihau Islands Burial Council member who served two terms and now seeks to return to the council to continue to share and implement his knowledge in representing the Waimea and Nā Pali regions.

Mr. Harada's 'ohana is from Halele'a moku and Wainiha ahupua'a, and he descends from Kaniālama and Haumea lines from Maui and Kaua'i. He is an educational coordinator who served in that capacity for the Hanalei Watershed Hui. For the past 22 years, he has also served as a cultural specialist for various educational programs on Kaua'i, including the Hanalei Watershed Hui, Nā Pua No'eau and Pualani Foundation. He is the current Hawaiian cultural specialist for Kanuikapono Public Charter School at Anahola.

Mr. Harada feels that it is his kuleana to step up and care for the ancestors again and share this knowledge with the younger generations. He feels that he has earned the respect and trust of many Native Hawaiian elders in the Moku of Halele'a, Nā Pali and Ko'olau.

Mr. Harada reaffirms his commitment to once again serve on the KNIBC and his previous experience is highly valued.

c. Waipū'ilani Flores Nominee for Kawaihau regional representative on the Kaua'i/Ni'ihau Islands Burial Council

Ms. Waipū'ilani Flores grew up in Wai'anae on O'ahu but moved in her teen years to Kaua'i, where she was raised by her grandparents in Anahola. While currently living in Nāwiliwili, Ms. Flores has also lived in Kapa'a and Wailua.

Action Item BAE #20-04: Approval of Office of Hawaiian Affairs' 2020 Moloka'i Island Burial Council and Kaua'i/Ni'ihau Islands Burial Council Nominations

Ms. Flores expresses her “great love for our kūpuna, our traditions, and our heritage” and believes that it would be “a great honor if I could serve and contribute to the lāhui by being a caretaker of our precious ancestors.”

Ms. Flores is currently a kumu at Kanuikapono Public Charter School in Anahola and reconnects the haumana to their sense of place, cultural identity, and wisdom of our kūpuna through song and chant, having been involved in Hawaiian music for the past 20 years and its sharing around the islands and the world.

Ms. Flores served as the Mele Alaka'i for the Queen Deborah Kapule Hawaiian Civic Club from 2006 through 2014 and continues to be very active in many community organizations and participates in many events.

Ms. Flores possesses a strong affinity for the Kawaihau region but is willing to kāko'o any region in which there is a dire need for representation.

d. Noelani Kau'i Naumu, Nominee for Waimea/Nā Pali regional representative on the Kaua'i/Ni'ihau Islands Burial Council

Noelani Kau'i Naumu comes highly recommended by KNIBC member Ted Blake. Ms. Naumu represents the upcoming generation of young, dedicated, energetic and committed kanaka who seek to step up into the needed roles of our lāhui, awoken by the events at Mauna Kea and around the islands.

Her experiences as a hula dancer and performer transitioned into her work as a kumu for various institutions where she taught 'ōlelo Hawai'i and life skills to the disadvantaged. As a mother of four beautiful children, one currently with special needs, and having lost one child, Ms. Naumu understands the depths of the 'eha and kaumaha our ancestors suffered in caring for, managing, and protecting “our most cherished possession” according to Mary Kawena Pūku'i, the iwi or bones of the ancestors.

Ms. Naumu's 'āina kulāiwi is Wailua. Her father's side comes from Keahapana and Anahola, and her mother's side comes from Hule'ia, Lihu'e and Kalalau.

Ms. Naumu reaffirms her commitment to learning more about the care, management and protection of the ancestors through the work of the island burial councils and shared an important 'ōlelo no'eau: “Ma ka hana ka 'ike.” (In doing, you will learn and gain knowledge.)

Ms. Naumu will be an excellent addition to the KNIBC.

VI. Recommended Action:

To approve the individuals listed in Section I. above as the Office of Hawaiian Affairs' 2020 nominations to the Moloka'i Island Burial Council and the Kaua'i/Ni'ihau Islands Burial Council and to authorize the Administration to timely transmit these nominations to the Governor.

VII. Funding

Action Item BAE #20-04: Approval of Office of Hawaiian Affairs' 2020 Moloka'i Island Burial Council and Kaua'i/Ni'ihau Islands Burial Council Nominations

No funding is required.

VIII. Timeframe

Immediate action is recommended as the nomination will be transmitted to the Governor's Office of Boards and Commissions immediately upon approval by the BOT.

IX. Alternative Actions:

To decline to approve the individuals listed in Section I. above as the Office of Hawaiian Affairs' 2020 nominations to the Moloka'i Island Burial Council and the Kaua'i/Ni'ihau Islands Burial Council and to decline authorizing the Administration to timely transmit these nominations to the Governor; To propose alternate names for Administration to vet.

X. Attachments

Attachment #1 – Ka'ohulani McGuire, Resume and Letter of Interest

Attachment #2 - Terna Leimomi Hooper, Resume and Letter of Interest

Attachment #3 - Keomailani Hanapi Hirata, Resume and Letter of Interest

Attachment #4 - Sherri-Lee Uilani Cummings, Resume and Letter of Interest

Attachment #5 - Wayne T. Harada, Jr., Resume and Letter of Interest

Attachment #6 - Waipū'ilani Flores, Resume and Letter of Interest

Attachment #7 - Noelani Kau'i Naumu, Resume and Letter of Interest

ATTACHMENT #1
KA'OHULANI MCGUIRE
Resume and Letter of Interest

10/15

STATEMENT OF INTEREST

for

Ka'ohulani McGuire

Regional Representative for Kalaupapa, Kalawao County, Molokai

1. A statement explaining your connection to the geographic region indicated above which may include family ties, residence knowledge of the region's history, experience with the region's cultural and historic sites, understanding of the region's customs, or other basis.

My one hānau is Ho'olehua, Molokai and I grew up on the mana'e side at Keawanui. Our family burials are at Kapa'akea, Kainalu, Honomuni and Kalaupapa. By training, I am the cultural anthropologist, ethnographer and historian for Kalaupapa National Historical Park (KNHP). I have been doing research on Mānā Peninsula for 20 years and I have been living at Kalaupapa full-time for the last 11 years. On both my father and mother's side, I have 'ohana who were Hansen's disease patients and who are buried at Kalaupapa. I have a good working knowledge of Kalaupapa's cultural and historic sites. As the park's anthropologist, I am the contact for families wanting to locate graves of their 'ohana and for families who want to connect with the 'āina, its history and for those seeking information about their 'ohana who were sent to Kalaupapa.

2. A statement explaining your knowledge and understanding of Hawaiian burial beliefs and practices relating to the care and protection of Native Hawaiian burial sites, ancestral remains, and burial goods.

My understanding of Hawaiian burial customs comes from my family and hearing my kupuna talk about them and listening to their stories and of seeing things I observed as a child. As part of Hui Mālama, I received training from Aunt Pua and Uncle Ed Kanahele, Edward Ayau, Kunani and Ipo Nihipali on the cultural protocol of handling and wrapping iwi, learning the chants, making kapa and weaving burial baskets for repatriation; I also participated in repatriation efforts and reburials of repatriated iwi.

3. A statement explaining the reasons you wish to serve on the Island Burial Council as a regional representative.

Because of its past history as a leprosy settlement, Kalaupapa is often overlooked and not represented. It would be an honor to serve and represent Kalaupapa/Kalawao County and the iwi kupuna in this capacity.

10/15

Curriculum Vitae

KA'OHULANI MC GUIRE

EDUCATION:

B.A. Anthropology 1996, University of Hawai'i at Hilo, Hawai'i (minor course of study: Hawaiian Studies)

PROFESSIONAL EXPERIENCE:

Sept. 2009 – Present	Cultural Anthropologist; Kalaupapa National Historical Park, Kalaupapa, HI: specialized area of study – oral history and ethnography. Coordinates park cultural anthropology/ethnography programs; conducts ethnographic research for reports and planning documents; monitors and identifies potential threats to cultural and ethnographic resources and makes recommendations to mitigate impacts; advises the park on cultural and ethnographic resources; establishes relationships with park-associated people and neighboring communities and consults with them; assists with Section 106 consultation; assists with requests from families of patients to locate burials and helps facilitate visits to grave site; coordinates research and reviews documents, project proposals, scopes of work, resource management plans and task directives prepared for planning and management purposes; Serves as the Agreements Technical Representative for projects conducted through contracts, interagency agreements, and cooperative agreements; develops and conducts training programs on ethnographic concerns such as cultural awareness, consultation, and compliance.
Feb. 1997–Sept. 2009	Self-employed, Consultant: projects related to cultural impact assessment work, traditional cultural practices studies and Hawaiian archeology, including historical and archival research, Land Commission Awards and māhele research, translation of Hawaiian legal documents, identification of traditional cultural practices and places, ethnography, oral history, and submission of final reports.
Oct. 2005-May 2007	Researcher; Kalaupapa Voices Project, interviews and oral histories with six Hansen's Disease patients; funded by the Atherton Family Foundation, the Fred Baldwin Memorial Foundation, and the Office of Hawaiian Affairs; in collaboration with Charles Langlas and Sonia Juvik.

10/15

July 2004-Oct. 2005	Researcher; Kalaupapa Ethnographic Project, Phase 2; Kalaupapa National Historical Park; in collaboration with principal investigator, Charles Langlas and Sonia Juvik.
Dec. 2000-Jan. 2004	Kalaupapa Ethnographic Project, Phase 1; Kalaupapa National Historical Park; in collaboration with principal investigator, Charles Langlas and Sonia Juvik.
Apr. 2003-July, 2004	Research Assistant for Blood Pressure and Catecholamine Study in Filipino-Americans; Project #651475, Minority Biomedical Research Study, University of Hawai'i at Hilo.
Feb. 1997-Feb. 1999	Program Coordinator (1/2 time position), Super Enrichment Saturday Program, Nā Pua No'eau Center for Gifted and Talented Native Hawaiian Children, University of Hawai'i at Mānoa.
Jan.1995- Sept.1996	Research Assistant, Minority Biomedical Research Support Program, Research Corporation of the University of Hawai'i at Hilo: <ul style="list-style-type: none"> • Health Risk Factors in Native Hawaiians (grant funded by the National Institute of Health) • Blood Pressure Response to Daily Stress in Working Women of Different Ethnicity (American Heart Association Grant, Hawai'i Affiliate)
Aug. 1993 – Jan. 1995	Peer Counselor, Minority Access Program, University of Hawai'i at Hilo
Nov. 1985 – Jan. 1991	Executive Secretary/Administrative Assistant, Southern California Permanente Medical Group, Pasadena, California
June. 1982-Nov. 1985	Office Manager; R & R Clothing Company San Gabriel, California

ADDITIONAL EXPERIENCE:

- National Preservation Institute trainings: Traditional Cultural Places (Sept. 2019); Section 106 Introduction (May 2015); Section 106 Agreement Documents (Sept.2019); Landscape Preservation – Introduction & Advanced Tools for Managing Change (February 2020)
- Agreements Officer Technical Representative certified
- Ethnographic studies, oral and life histories
- National Historic Preservation Act, Section 106 & Native Hawaiian Consultation Training, August, 2001
- Identification and Management of Traditional Cultural Places, April 1999
- Archaeology Field School @ Pohakuloa; University of Hawai'i at Mānoa, June 16 – July 18, 1997
- Archival and historical research specializing in Hawai'i-Pacific collections

10/15

- Biomedical measurement techniques
- Lab analysis of artifacts and ceramics
- Computer: data analysis and management; data entry

A SAMPLING OF RECENT PROJECTS AND REPORTS:

- Kalaupapa NHP Draft General Management Plan-EIS & EA
- Kalaupapa 2002-2005, A Summary Report of the Kalaupapa Ethnographic Project. Charles Langlas, Ka'ohulani Mc Guire, Sonia Juvik. (2008)
- Voices of Kalaupapa, Oral Histories of Six Kalaupapa Hansen's Disease Patients. Edited by Charles Langlas, Ka'ohulani Mc Guire, Sonia Juvik. (May, 2007)
- Moloka'i No Ka Heke, A Cultural Report for Kamehameha Schools Moloka'i Master Plan. June, 2004.
- A Native Rights Assessment for Proposed Water Line Corridors and a Reservoir Site in the Ahupua'a of Kawaihae 1, South Kohala District, Island of Hawai'i (TMK 6-1-06: por. 2, 3, 7; 6-1-01: por. 3)
- A Traditional Practices Assessment for an Approximately 50-Acre Department of Hawaiian Home Lands Parcel Near Fifth Street, Lana'i City, Island of Lana'i (TMK: 4-9-02).
- Cultural Impact Assessment (TMK: 3-2-9-005:002, 3-2-8-001:002, and 3-2-7-001:001), Lands of Hakalau Nui, Makahanaloa, Kawainui, Onomea, Alakahi, Papa'ikou, Moku'oniki, Pu'umoi, Kalaoa, 'Aleamai, and Pauka'a, South Hilo District, Island of Hawai'i.
- A Traditional Practices Assessment for the Proposed Faulkes Telescope on 1.5 Acres of the University of Hawai'i Facility at Haleakalā, Papa'anui Ahupua'a, Makawao District, Island of Maui (TMK: 2-2-07:8).

PUBLICATIONS:

- Kalaupapa 2002-2005, A Summary Report of the Kalaupapa Ethnographic Project; Charles Langlas, Ka'ohulani McGuire, Sonia Juvik (2008)
- Menarche Age, Fatness, and Fat Distribution in Hawaiian Adolescents. DE Brown, TV Koenig, AM DeMorales, K Mc Guire, CT Mersai. American Journal of Physical Anthropology 99:239-247 (1996).

POSTERS/PAPERS:

- 21st Annual Meeting of the Human Biology Association, 1996 Poster Session, Catecholamine excretion, ambulatory blood pressure and mood reports of nurses and nurse's aides in Hawai'i. DE Brown, LH Martin, K Mc Guire, CT Mersai, GD James. Abstract published in: American Journal of Human Biology (8)1:111 (1996).
- Sigma Xi Big Island Science Conference, 1995 Paper Presentation, Ethnic Differences in Blood Pressure Among Working Women. K. Mc Guire.

ACADEMIC AWARDS AND HONORS:

- Graduated with Honors, University of Hawai'i at Hilo, 1996
- Who's Who Among Students Award, 1996
- Second Place for best paper presentation at Sigma Xi Big Island Science Conference, 1996

REPRESENTATIVE COURSEWORK:

10/15

- Archeology
- Human Evolution
- Cultural Anthropology
- Hawaiian/Pacific Prehistory
- Hawaiian Culture Before 1819
- Modern Hawaiian Culture
- Ethnographic Field Techniques
- Hawaiian Language: 4 years
- Directed Studies: Pottery Analysis
- Directed Studies: Research Experience in Medical Anthropology
- Applied Anthropology
- Ecological Anthropology
- Medical Anthropology
- History of Anthropological Theory
- History of Hawai'i
- Natural History of the Hawaiian Islands
- How To Do Oral History
- Hawaii's Legislative Process
- Problems in Translation (Hawaiian Legal documents: 1845-1910)

HOBBIES:

Ikebana; hiking, Wild Mind writing

VOLUNTEER & COMMUNITY WORK

Hawai'i Coordinator for Katog Mati Ling-Hawai'i (a Tibetan Buddhist organization)

Repatriation & Reburial work with Hui Malama I Na Kupuna O Hawai'i Nei

Na Pu'uwai monthly lomi clinic; December, 2013-2015

Na Pu'uwai board member; 2014-2017

REFERENCES:

Charles Langlas, Ph.D

Professor of Anthropology

University of Hawai'i at Hilo

[REDACTED]

Sonia Juvik, Ph.D.

Professor of Geology and Environmental Studies

College of Arts and Sciences

University of Hawai'i at Hilo

[REDACTED]

Erika Stein Espaniola

Superintendent

Kalaupapa National Historical Park

[REDACTED]

ATTACHMENT #2
TERNA LEIMOMI HOOPER
Resume and Letter of Interest

10/15

Letter of Interest

One of my connection to the geographic region Kalawao, Molokai is that I was born and raised on Molokai and My Ghana comes from the North side of Moloka'i, "Pelekunu" and have been part of Kalaupapa and Its history. I first worked for State of Hawaii/ Department of Health for a few years here in Kalaupapa, that gave me the opportunity to Learn about Historic Sites, Graves and customs straight from the patients of Back then. Presently I am the Laborer for the National Parks service in the Cultural Resource division here in Kalaupapa from year 2011 to Present.

Here in the Kalaupapa Peninsula I am the only Laborer in the Cultural Resource division. I maintain a lot of the Historic sites, Grave markers, rock walls and Historic trees. I believe that we must continue to give these ancestors the dignity and respect that they deserve no matter where they are found, or how their grave maker may look. We must protect and preserve them to continue honoring them so the History of Kalaupapa continues.

I wish to serve on the Island Burial Council because I have the love to take care of people when they pass on. I have been doing it all my life. As a child my Tutu Harriet Ne would take us along with her when she would pray with families when their loved ones have passed. My Tutu was a historian of Moloka'i. At the age 11 I was sent to Live with my aunty who was the care taker at Mauna Ala in Nu'uanu, Oahu. There was where I first felt a sense of responsibility and compassion to Malama Our Ali'i Buried there. Enjoying and learning my culture much deeper in a way that makes me who I am today, and how I care for our Kupuna's and Ancestors.

Mahalo Nui,

Terna Leimomi Hooper.

10/15

Terna L Hooper

Qualifications

I possess the following qualifications and have either fully-performed, or exceedingly performed in the qualifying factors listed below. Proof of success in these areas can be supported in my performance appraisals, resume, and references.

1. The ability to work with minimal supervision.
2. Implement good work practices by keeping work spaces clean, neat and in order.
3. Ability to interpret instructions and specifications.
4. Ability to use and maintain tools and equipment.
5. Dexterity and safety.

Academic

- 04/2018 **University of Hawaii Maui College, Molokai**
Kaunakakai, Hawaii
Some College Coursework Completed
Major: Historic Preservation
- 04/2015 **University of Hawaii Maui College, Molokai**
Relevant Coursework, License and Certifications: Small Engine Repair
- 01/1999 **University of Hawaii Maui College, Molokai**
Relevant Coursework, License and Certifications: Hawaiian History

Certifications

- 2011-2018 Adult/Child CPR, AED and Air Management-Heliop
Wilderness First Aid
Chainsaw Use and Safety
Disaster Preparedness
UTV Operation
Leadership
Asbestos Awareness
Field Techniques for Invasive Plant Management
Orientation to National Park Service Integrated Pest Management
Pesticides and Fish and Wildlife Resources

Work Experience

Kalaupapa National Historical Park

WG-05 LABORER

08/2011-Present, 40 hours/week

Supervisor: Stacy Lundgren,

Okay to contact this supervisor: Yes

I am self-motivated individual who works both independently and as a team member. My job requires sensitivity, care, and maintenance to a wide-range of historic features. I conduct the following tasks independently with little supervision:

1. Preservation of Historic Structures:
 - Performing basic carpentry and painting to historic buildings
Conduct cemetery preservation work on grave markers by applying techniques in historic masonry.
 - Conducting solid waste management.

Terna L Hooper

- Performing janitorial duties.

2. Preservation of Cultural/Historic Landscapes:

- Operating power and hand tools to maintain cultural landscape features including historic buildings, cemeteries, rock walls, road corridors, and culturally significant vegetation.
- Cutting invasive woody and herbaceous vegetation to maintain a historic appearance and character of the cultural landscape.
- Providing proper care and maintenance of specimen trees and shrubs located in maintained landscapes.

Pruning historic/heritage vegetation in accordance with industry standards to achieve desired historic preservation objectives and maintain plant health.

Plant/transplant trees and shrubs using proper plant selection and planting techniques while considering the latest known research and technological developments.

- Treat and correct deficiencies in the condition of historic vegetation by rejuvenating growth, supporting plant health, and ensuring structural stability. Propagating historic/heritage vegetation in the Park's native plant nursery by making cuttings, germinating seeds, and growing plant replacements for historic/heritage trees and shrubs that have reached maturity and died.
- Applying herbicides to prevent invasive vegetative growth on historically significant cultural features including historic buildings, grave markers, rock walls, and foundations.

Carrying out special laboring assignments that require knowledge of cultural landscape preservation, detailed procedures, and a practical knowledge of project requirements and objectives.

Serving as the point of contact and arborist for the preservation of heritage vegetation.

- Maintaining and safeguarding single-engine power tools and equipment for maintaining cultural landscapes:
 - Perform single engine repairs.
 - Maintain hand tools by conducting inventories, adjusting blades, and sharpening axes, chain saw blades, loppers, and other edge tools.
 - Cleaning and oiling mowers.
 - Perform minor daily operation maintenance on light-duty motor vehicles - perform motor vehicle checks. check fluids, pressure levels, etc.
- Operate vehicles over Federal, state, and county roads and city streets in all traffic conditions, and perform minor operation maintenance on light-duty motor vehicles.
- Maintaining the historic landscape appearance by referencing historic photographs and interviewing living Hansen's disease patients.

10/15

Terna L Hooper

- Supervise the operation of various work groups (10 or more people) and educate them in historic preservation and the use of tools, and personal protective equipment.

State of Hawaii Department of Health

JANITOR II

06/200 06/2011, 40 hours/week

Supervisor: Harry Arce, [REDACTED]

Okay to contact this supervisor: Yes

I. Maintain the hospital facility:

- Sweep and mop floors including all secured offices, dressing rooms, patients' living quarters, and the dining room.
- Empty, dispose and clean all solid waste containers.
- Clean all restrooms and shower rooms.
- Dust and clean all windows and walls.
- Remove screens using hand tools, as well as clean and replace screens
- Conduct daily inspections of the building to assure the building is in a safe for daily use by staff, guests, and Hansen's disease patients.
- Report any safety hazards to the supervising staff.
- inventory and replenish all supply rooms, restrooms, and patient rooms.
- Properly dispose bio-baz.ardous materials by using and operating bio-bazardous machines.

State of Hawaii Molokai High and Intermediate School

JANITOR II

09/2003-6/2006, 40 hours/week

Supervisor: Esther Keohulua, [REDACTED]

Okay to contact this supervisor: Yes

1. Maintain all school buildings and grounds:

- Use various types of equipment and tools to clean and maintain the grounds; including lawn mowers, weed mowers, chainsaws, hedge cutters, hammers, handsaws, screwdrivers, wrenches, socket wrenches, drills, measuring tapes, sanders, clamps, and pliers.
- Assist in minor repairs with plumbing, carpentry and planting.
- Sweep and mop school building floors including all classrooms, restrooms, and offices.
- Clean all tables, chairs, walls, and windows.
- Empty all solid waste containers.
- Inventory and replenish items for supply rooms and restrooms.

Terna L Hooper



References

Carrie Mardorf

Superintendent

Cane River Creole National Historical Park



Richard Miller

Exhibits Specialist (Retired)

Kalaupapa National Historical Park



Erika Stein Espaniola

Superintendent

Kalaupapa National Historical Park



ATTACHMENT #3
KEOMAILANI HANAPI HIRATA
Resume and Letter of Interest

10/15

March 08, 2020

Aloha mai kakou,

My Name is, Keomailani Hanapi Hirata. I am a keiki o ka aina and kupa aina of Molokai. My 'Ohana is from the east end of Molokai, in the Ahupuaa of Ahaino. I was raised on my families Kuleana lands, where we can trace our lineal descendant to time immemorial. I am the second oldest daughter of Alapai and Mililani Hanapi, who are well known cultural practitioner's and traditional Hawaiian artist throughout Hawaii nei. I am a Hawaiian Studies scholar. I am applying to serve on Molokai Island Burial Council to represent the Moku of Mana'e (East Molokai).

My whole life we were raised humbly within and on our Kuleana lands in Mana'e. My family was involved in a very public land court case regarding the theft of our Kuleana lands. I spent my whole high school years in the State of Hawaii Archives and Bureau of Conveyances Office's doing research for our Molokai lands and translating documents and testimony from Hawaiian to english. My parents could not afford to pay an attorney to do the research work so we, as a family, did all the research. My knowledge on Native Hawaiian Burial sites started back the 1990's when my parents became involved in our Molokai Island Burial Council and who were past board members, as well as our Molokai islands repository for iwi kupuna. As the next generation of leaders, I was educated on the Federal and State laws regarding burial sites in Hawaii and my parents taught me the cultural protocols of caring for iwi kupuna. I have participated in the training of Section 106 of the National Historic Preservation Act. On our Kuleana Lands in Ahaino, my parents grow wauke which is used to make Kapa. My Mom, Mililani Hanapi, is well known for her cultural trainings in making Kapa to wrap our iwi kupuna in traditional ceremony before reinterring the iwi kupuna back to their resisting place. That knowledge has been passed onto me.

It is my kuleana to serve on the Molokai Island Burial Council, to malama our kupuna & warriors whose iwi are buried on Molokai.

Mahalo,

Keomailani Hanapi Hirata

10/15

KEOMAILANI HANAPI HIRATA



OBJECTIVE: To serve on Molokai Island Burial Council - East

EDCUATION:

Bachelor of Arts in Humanities, Hawaiian Studies – Hawaii Pacific University

Diploma – Molokai High & Intermediate School

EMPLOYMENT:

Hale Kipa, Inc. – 2017 – present

Molokai Youth Advocate / Hawaii Youth Correctional Facility Aftercare Monitor

Habitat for Humanity, Molokai – 2014 – 2017

Construction Manager

SPECILITY TRAINING:

Section 106, National Historic Preservation Act

Trauma Informed Care – Cultural and Historical Trauma

First Aid and CPR Certified

ATTACHMENT #4
SHERRI-LEE UILANI CUMMINGS
Resume and Letter of Interest

10/15

September 24, 2020

Re: Kauai Island Burial Council Letter of Interest for Sherri U. Cummings

Aloha OHA Trustees,

My name is Sherri-Lee Uilani Cummings from Anahola Hawaiian Homestead, Kauai, and today I respectfully submit this letter of interest for the position of Kauai Island Burial Council. I am a keiki o ka aina, born and raised in Anahola, of which both my parents are Kanaka and DHHL Beneficiaries. My Ohana unit encompassed 9 keiki, of which I'm the last child of 4 boys and 5 girls. Three generations today are blessed to live on homestead land in Anahola, myself included, as I raised 4 sons, 2 grown, who's employed as Adult Corrections Officers for the State of Hawaii, an adult special needs native son, and a 17 year old who is enrolled at Kanuikapono PCS in Anahola.

My kuleana to all things Hawaiian stems from my incredible upbringing from treasured kupuna. My Ohana on my mother's side is the Pia & Keo Ohana from Nualolo, Napali and Niihau Island. My Ohana on my father's side is Cummings & Kauwe-Mahi, from Maui and Hawaii Island. Relative to Kauai Island, my mother's Ohana were known as great mahiai, cultivating kalo and other Hawaiian mea kanu in Nualolokai. My great-great grandfather, Wahinealoha Keo, was recognized as a konohiki, in Nualolo. He was also involved in hooponopono, and was a facilitator of information related to the Great Mahele. Further, he was often called upon to provide input with regards to land award claims and stewardship. I feel I am an extension of a great legacy of my Ohana from Nualolo, Napali as I continue to engage with multiple native communities.

Currently, as the founder of a Native Hawaiian Organization, Malama Anahola, I serve our Hawaiian Homes Beneficiaries with dual purpose. Besides advocating for DHHL trust responsibilities for its people, I take a proactive approach in assuring that iwi kupuna representation is held to the highest regards when proposed developments encompass highly sensitive historic places and settlement. The non representation by Ohana who are underrepresented have heightened my calling to serve.

As a native kanaka owner of LYC Construction Company for 7 years, it was my commitment to work with home owners to develop cultural mitigation plans prior to the start of all projects which have a higher possibility of encountering significant findings. We were able to "mitigate" any potential and inadvertent discovery of Iwi Kupuna. My high level of commitment & integrity to kuleana positions me to be an appropriate advisor for the Kauai Island Burial Council.

Mahalo for allowing me the opportunity to share my qualifications with OHA. Collectively, all of these experiences have led me to make the decision to apply for a position on the Kauai Island Burial Council. Eia mai ka manawa pono, it feels like the right time for me to be involved on a board that has kuleana for the care of our Iwi Kupuna. Please let me know if you need more information.

Respectfully,

Sherri Uilani Cummings

Sherri Uilani Cummings

10/15

Sherrie-Lee Uilani Cumming Yokotake

Objective: The purpose of this resume is to qualify my personal and professional experiences to become a member of The Kauai Island Burial Council, Landowner/ Developer. As a life-long DHHL Beneficiary and Anahola Hawaiian Homestead resident, I feel I have both the cultural integrity & professional background that exceeds the qualifications to serve on the Kauai Island Burial Council. I have been active in the Hawaiian Civic Club, working as a key member of committee's creating resolution's & legislative policies that impact the Hawaiian Community. As a former contractor & land developer, I was involved in due diligence related to the inadvertent discovery of Iwi on projects our company worked with.

Relevant Hawaiian Community & Educational Experiences

AS, Visitor Industry & Hotel Management, KCC Community College, Lihue, Hawaii 1997

Diploma, General Studies, Kapaa High School, Kapaa, Hawaii

Rural LISC Participant, Workshop in providing Homesteaders technical assistance, loans, and capacity building, Washington DC, 2018

CNHA, Board of Director, Honolulu, Hawaii. I was a board of director representing the SCHHA from 2016-2018

Puwalu Participant, Agricultural Sustainability, Convention Center, State of Hawaii Department of Agriculture & DHHL, Honolulu, Hawaii. I attended this convention in my capacity as the Anahola Hawaiian Homes Association Vice President 2016

Puwalu Participant, Affordable Housing/Renewable Energy/Trust Land Management, DHHL, Kona, Hawaii. I attended this conference in my capacity as the Anahola Hawaiian Homes Association Vice President 2014

Hawaiian Civic Club Member, Vice President of Hanalei Hawaiian Civic Club, Hanalei, Kauai, Hawaii. I was active with the Civic Clubs from 2013-2015

SCHHA Member, Director of Native Rights, Anahola, Hawaii 2013-2017. I was in charge of developing workshops for members in the area of Native Rights i.e. water rights, housing, etc.

Canoe Club Founder, Hokualele Canoe Club, Founder & Vice President, Anahola Community Outrigger Canoe Club, 2009-2013

Continued on next page.

Relevant Professional Experiences

2018-present, Customer Service Representative, Budget Car Rental, Hawaiian Relations Specialist, Lihue, Hawaii 96766

2016-2018, Customer Service Representative, Advantage Car Rental, Hawaiian Relations Specialist, Lihue, Hawaii 96766

2003-2016, Co-owner, LYC Construction, General Contractor, Anahola, Hawaii; Government Relations Representative

References

Mr. Ted Kawahinehelelani Blake, Koloa, Kauai, Hawaii, [REDACTED]

Mr. William Aila, Honolulu, Hawaii, [REDACTED]

Mr. Kipukai Kualii, Anahola, Kauai, Hawaii, [REDACTED]

ATTACHMENT #5
WAYNE T. HARADA, JR.
Resume and Letter of Interest

10/15

Wayne Harada



Office Of Hawaiian Affairs
560 N Nimitz Hwy #200
Honolulu, Hawaii 96817

To Whom It May Concern,

Aloha mai kakou, my name is Wayne Takashi Harada Jr. I am applying for a position as a member of the Kaua'i Ni'ihau Island Burial Council, specifically as a regional representative of the Na Pali, Halelea Ko'olau districts. I am a native Hawaiian born and raised in the Moku of Halelea and the Ahupua'a of Waniha. My ohana is deeply rooted in Hawaiian Culture and traditions. I am a descendent of the Haumea and Kanialama lines from Maui and Kauai. I descend from a long lineage of Kanaka lawaia, Mahia'i Kalo and historians of Hawaiian based knowledge of north Kauai.

I have served as the educational coordinator for the Hanalei Watershed Hui and resource teacher and cultural specialist for various educational programs serving our native Hawaiian community. The field of education through an indigenous lens is one of my many passions in life and I have dedicated the past 20 years of my life in the field of education working in various educational programs that serve the native Hawaiian community and at risk youth such as Hanalei Watershed Hui, Na Pua Noeau center for gifted and talented Hawaiian children and the Pualani foundation an educational non profit.

I am honored to be able to currently serve as a Hawaiian Cultural specialist and Luna Ho'okele for 'Ike Hawai'i at Kanuikapono PCS located on Hawaiian Homelands in Anahola. It is my honor and passion to be able to infuse and teach ike ku'una, hula and chants of my people and my students so that they can carry on the legacy of our kupuna. One of my life goals is to infuse the knowledge and traditions of the indigenous peoples of Hawaii to the youth of Kauai.

As a Native Hawaiian I feel it is my kuleana to serve my people and to protect and malama my beloved ancestors that have come before me to set the firm foundation that I have today. I feel that the time is here for the younger generation such as myself to take on the responsibility of the care and protection of the bones of our ancestors. In turn we as indigenous

peoples of the land believe that they contain spiritual and sacred mana and its connection to our past.

I would like to be considered to serve as the regional representative for the Moku of Halelea, Napali and Ko'olau. I as a native of North Kauai have genealogical ties to these moku and I feel that if chosen I will be able to malama and protect our beloved kupuna. I feel that I have also gained the respect and trust of many of the native Hawaiian elders of these regions.

I feel that I am qualified for the Kauai island burial council as I have served on council in the past. It has changed my outlook and the way that i live my life as a kanaka. Some of the Skills and attributes that I as an individual possess are assisting community requests and concerns with aloha and gaining community satisfaction deeply rooted in the Aloha spirit. I am also able to work under pressure and meet deadlines in a timely manner. I have extensive work experience in the Hawaii Charter School System in the areas of teaching Hawaiian Culture and Language from an indigenous perspective. I am also able to teach and implement programs for age 5 to adults that can be beneficial to gain community involvement. I feel that I am a Native Hawaiian Community team player and leader. I will be able to serve and work with community members to be active in the protection of burial sites and goods. I am also a young native Hawaiian educator of culture and Language that will help in the decision making process of the Kauai Island Burial council. I am also traditional Hawaiian practitioner of Hula, Fishing, farming and Traditions and Culture of Hawaii.

I am a 1997 graduate of Kapaa High School and served as the Hawaiian Club President for 3 years. I then went on to attend Kauai community college and gained an ASC in Hawaiian Studies and CC in Hawaiian Botany. I then attended Halau Wanana center for indigenous higher education and earned a Post Baccalaureate for a State of Hawaii approved teacher certification

As an applicant to the Kauai Island Burial Council I possess the following skills and attributes. As an individual I am self-motivated and a self-starter and able to work well under pressure. I am also able to work under pressure with complaints and concerns and able to resolve them in a professional manner and with great aloha. I also Speak the Hawaiian language and am also sensitive to the indigenous culture of Hawaii .I always live and breathe the spirit of aloha and am willing to learn from others. I also feel that I possess intensive knowledge of Hawaiian Culture and burials of the North Kauai from oral histories that have been passed on for generations. I have been honored, trained and entrusted with knowledge of indigenous burial practices and protocol by noted elders and individuals. I play an active role

in our Native Hawaiian Community for community renewal. I also feel that I am able to gain community involvement and support from both Hawaiian community and non-Hawaiian.

Service to my community is also the key to my success in serving as a member of the Kauai Island Burial Council. I as a native Hawaiian Educator provide cultural classes for the Hanalei Hawaiian Civic Club and Na Pua No'eau center for gifted and talented Hawaiian children. I am also a member of Hanalei Hawaiian Civic Club for the past 12 years and take an active role in my community. I am also an active member of the Hui O Laka in the preservation of our forest of Kokee in which I feel is equally important to the protection of Na Iwi Kupuna.

I am also dancer and chanter of Halau Ha'a'ula o Kekau'ila'ni na pua hala o Kailua under the direction of Kumu Hula Charlan Kalama. I am a very active member in Hawaiian Community of North Kauai on current issues that affect our native Hawaiians. I am a Cultural practitioner of Hula and making and crafting of Gourd implements for Hula. As an educator I also provide after school cultural enrichment classes for at risk native Hawaiian students in traditional Hawaiian fishing, farming, culture and self-sustainability. I have also traveled to the continental US as guest lecturer for Po'okela Foundation on Hawaiian culture and traditions. I am also a member of Hui Makaainana o Makana and currently in the restoration process of ancient taro patches in Haena State Park and I also coordinate site visits for sacred sites of Haena. I am also an active Board member and cultural advisor of the Pualani Foundation whose purpose is to educate youth on the art of the Hawaiian Cowboys and Hawaiian Culture and traditions.

I also as a native Hawaiian have worked on many projects that interact with kupuna or elders with connection to Kauai. We in turn collected many hours of oral histories and mo'olelo that will help me to help my community in the care and relocation if deemed necessary of my beloved ancestors and how I should care while being sensitive to the traditions of the indigenous peoples of Kauai. I have also taken elders that have ties to my moku on site visits to give manao of past times as well as unmarked burial sites.

If given the opportunity to serve as an honored member of the Kauai Niihau Burial Council. I will be one hundred and ten percent committed to the process and meetings that come with the kuleana of being a member. I feel that it is my kuleana to protect and care for the remains of my beloved ancestors. I am also committed to give proper care and respect to the iwi of my ancestors and also to work with fellow members of the council and community with aloha and respect at all times. I am also committed to travel

10/15

**to additional site visits as deemed necessary to carry out the responsibility
of the important position.**

Me Ke Aloha Pumehana,

Wayne Harada Jr.

10/15

Wayne T Harada Jr.

**Objective:**

Seeking the honor to represent my family, community and people as an honored member of the Kauai Niihau Island Burial Council for the traditional land districts of Napali, Ko'olau and Halelea. I am a Native Hawaiian born and raised in North Kauai. As a professional individual I possess the following experiences, skills and attributes. To be considered for the aforementioned position.

- Assisting Community requests and concerns with aloha and gaining community satisfaction deeply rooted in the Aloha spirit.
- Able to work under pressure and meet deadlines in a timely manner.
- Extensive work experience in the Hawaii Charter School System in the areas of teaching of Hawaiian Culture and Language.
- Able to teach an array of concepts and implement programs for age 5 to adults.
- Native Hawaiian Community team player and leader
- Native Hawaiian Educator of culture and Language
- Traditional Hawaiian practitioner of Hula, Fishing, farming and Traditions and Culture of Hawaii.
- Sensitive to indigenous knowledge and culture of the members of my community.

Experience**Kanuikapono Public Charter School Luna Ho'okele 'Ike Hawai'i September 2018 to present**

- Planning and implementing of culturally relevant units of Hawaiian Culture and Traditions.
- Instructing of Hawaiian Studies and Language using a project based learning approach.
- Supervision of all 'Ike Hawai'i staff and support.
- Implementation of indigenous Hawaiian culture in all aspects of learning and teaching at school.
- Planning and implementing of community engagement events deeply rooted in Hawaiian Culture.

Kanuikapono Public Charter School Hawaiian Studies Specialist September 2005 to 2014

- Instructing of Hawaiian Studies and Language using a project based learning approach.

10/15

- Coordination of an at risk teen after school program in traditional Hawaiian farming and fishing.
- Planning and organization of classes, lessons and unit plans for the school year.
- Implementation of indigenous Hawaiian culture in all aspects of learning and teaching.

Pualani Foundation Cultural advisor and board member 2006 to Present

- Coordination and implementation of educational Hawaiian Cultural programming for Native Hawaiians as well as many at risk youth by providing cultural residential camps and workshops.
- Implementation of Native Hawaiian Culture to all aspects of the program.
- Teaching and implementing programs on Hawaiian Culture and Traditions.
- Teaching for summer and weekend workshops and camps as needed.

Na Pua No'eau Hawaiian Cultural Instructor/ Cultural advisor 2000 to Present

- Coordination of educational Hawaiian Cultural programming for students and community of summer residential camps and workshops during school intercessions.
- Teaching and implementing programs on Hawaiian Culture and Traditions to adults as well as native Hawaiian youth and Community.
- Teaching Cultural workshops and camps as needed by the community.

Hanalei Watershed Hui Educational Coordinator January 2007 to January 2011

- Coordination of educational environmental programs for students kindergarten to college level on the importance of the native Hawaiian watershed and ahupua'a systems.
- Teaching and implementing programs on the environment and water quality of the Hanalei Bay area.
- Recruitment of new students and community partners via community events and presentations.

Kanuikapono Learning Center Hawaiian Studies Instructor September 2005 to September 2007

- Instructing of Hawaiian Studies and Language using a project based learning approach.
- Coordination of an at risk teen after school program in traditional Hawaiian farming and fishing.
- Planning and organization of classes, lessons and unit plans for the school year.
- implementation of indigenous Hawaiian culture in all aspects of learning.

Dollar Rent a Car Lead Rental Sales Agent October 2000 to September 2005

- Oversee rental operations and rental agent staff of 15 on a daily basis.
- Managing daily and monthly reports for rental location.
- Handling and resolving of customer complaints and daily revenue of rental location.
- Setting sales goals to be accomplished by the rental agent team while fostering teamwork.
- Accomplish personal and rental location sales goals as set forth by the regional office.

Kmart Customer Service Supervisor October 1997 to September 2000

- Oversee customer service desk and handle all returns and complaints.
- Managing daily and monthly reports as required by management.
- Handling and resolving of customer complaints while exhibiting outstanding customer service.
- Working with 15 employees at any given time and scheduling of breaks and meals.
- Accomplish personal and store sales goals as set forth by management.

Education

Kapaa High School 1997 High school Diploma

Kauai Community College AS Hawaiian Studies 2007

AS in Hawaiian Studies received cause all requirements have been fulfilled as set for by the University of Hawaii.

Kauai Community College. Certificate of Completion Hawaiian Botany 2008

CC in Hawaiian Botany received cause all requirements have been fulfilled as set for by the University of Hawaii.

Halau Wanana. Teacher Certification Cohort 2008

Teacher Certification received cause all requirements has been fulfilled as set for by Halau Wanana Administration

Skills

- Self-starter and able to work well under pressure.
- Able to work under pressure with customer complaints and to resolve them in a professional manner.
- Able to read and write and type 40wpm

10/15

- Speak Hawaiian language and sensitive to the indigenous culture of Hawaii
- Filled with the spirit of aloha and will to learn from others.
- Intensive knowledge of Hawaiian Culture and burials of the North Kauai.
- Knowledge of indigenous burial practices and protocol
- Active in Native Hawaiian Community for community renewal
- Able to gain community involvement and support

Service to Community

Served as a past Kaua'i Ni'ihau Burial Council member 2 terms.

Provide cultural classes for the Hanalei Hawaii Civic Club and Na Pua Noeau center for gifted and talented Hawaiian children.

Member of Hanalei Hawaiian Civic Club

Active member of the Hui O Laka

Active Member of Halau Ha'a Hula o Kekau'ilani nā pua hala o Kailua

Active member in Hawaiian Community of North Kauai.

Cultural practitioner of Hula and making of Gourd implement for Hula.

Provide after school cultural enrichment classes for at risk native Hawaiian Students in traditional Hawaiian fishing and farming.

Guest lecturer for Po'okela Foundation (California) on Hawaiian culture and Traditions.

Active member of Hui Makaaainana o Makana in restoration of taro patches in Haena State Park and coordinate site visits for sacred sites of Haena.

Active Board member and cultural advisor of the Pualani Foundation whose purpose is to educate youth on the art of the Hawaiian Cowboys and Hawaiian Culture to the Kauai Island Community.

Cultural community member for Native Mapping Project for the National Tropical Botanical Gardens that collected oral history of community members

Member for 10 years as a chanter, dancer and researcher in an intensive study group Ke Kuaola comprised of native Hawaiians men dedicated in the perpetuation of indigenous protocols of Hawaiians.

References are available upon request

ATTACHMENT #6
WAIPU‘ILANI FLORES
Resume and Letter of Interest

10/15

September 26th, 2020

Island Burial Council
Office Of Hawaiian Affairs
560 N Nimitz Hwy #200
Honolulu HI, 96817

C. Waipū'ilani Flores



To whom it may concern,

Aloha mai kākou. My name is Waipū'ilani Flores and I come from the Garden Island of Kaua'i. I am a kamali'i of Wai'anae, O'ahu but had moved to Kaua'i in my early teens. I lived most of my life with my grandparents in Anahola, but have also lived in the ahupua'a of Kapa'a, Wailua, and currently in Nāwiliwili. I am submitting my letter of intent to you to be considered for the Kaua'i Island Burial Council.

I have such a great respect and love for our kupuna, our traditions, and our heritage. As a cultural practitioner and educator, we strive to instill the wisdom of our ancestors into our younger generations and/or the communities that surround us. The cultural values and practices we perpetuate establish long lasting connections to the days ahead by first connecting to our past, for it is the past that guides our way into the future. I am certain that in this I am able to continue this connection between the past and the future through the safeguarding of our iwi kupuna.

My heart and intent to serve on the burial council is for the protection and care of our iwi kupuna. This is my reason. This is my intention. It would be a great honor if I could serve and contribute to our lāhui by being a caretaker of our precious ancestors. As a member of the Burial Council, I intend to pay homage to the life they lived while in the physical realm, and safeguard the essence of our iwi kupuna so they may be laid to rest with honor.

Hawaiian Music has been my greatest passion and livelihood for the past 20 years. I've been an employee with Tihati Productions since 2006 and I'm proud to be a part of this company (which since March of this year has been at a halt due to our recent pandemic). I also worked for Smith's Motor Boats in Wailua off and on for the past 20 years, and also played music independently. I have had the pleasure to share our music around the world to places like the U.S. mainland, Japan, Germany, Aotearoa, Samoa, Fiji, Tahiti, and of course our islands of Hawai'i. My grandfather, the late R. Kalani Flores, has mentored and supported me

10/15

throughout my musical journey but always made sure to remind me that 'Eh! Hawaiian come first!" And that is the affirmation by which I stand by.

Currently, I am a Kumu at Kanuikaponu PCS in Anahola. I take pride in being able to provide a cultural component of our 'ike kupuna for our haumāna and families of this place I call home. I've been able to reconnect our haumāna to their sense of place, cultural identity, and wisdom of our kupuna through song and chant. This year I've stepped into a new domain teaching middle school students about understanding ahupua'a. It gives me great joy to be servicing a community that I was so fortunate to be raised in

As mentioned, I am originally from Wai'anae, O'ahu. I spent most of my childhood at Pōka'i Bay as my playground. My family and I spent a lot of time as a Hoe Wa'a with Hui O Ikaika Canoe Club. My parents served as our coaches and we continued paddling and competing for years. My neighbor was Kumu Hula Miliani Allen who asked my mother to bring me to hālau, which is where my love of hula began. I learned then how Hula is so much more than the technicalities of posture, form, and poise. Once she introduced the backstory to each mele including historic background and or spiritual and environmental connections, I was hooked. I can recall having these feelings as early as 9 years old.

My parents and grandparents also brought us to many Ka Lāhui Hawai'i Meetings. So many kanaka, all at the same place, at the same time, giving out 'ike and mana'o regarding ways to revitalize and uplift our Native Hawaiian Communities. This is where I feel my aspiration transpired to create positive changes for our lāhui, and where my interest for perpetuating our cultural practices more deeply began.

After moving to Kaua'i in my early teens, I continued on my hula journey with several kumu hula from Kaua'i. My knowledge of Hula deepened as well as my love for Hawaiian Music. I became the president for our Polynesian Music Club. It was there that I connected with many like-minded 'ōpio who also shared similar interests in our Mea Hawai'i as I did. Eventually we participated in the Hawaiian Leadership Conference, the Native Hawaiian Health Summit, and later through the help of Maile Meligro and Papa Ola Lokahi, we created our first ever 'Ōpio Conference. In addition to that, my leadership roles continued as a member of Nā Alaka'i O Kaua'i, a program created by the Queen Lili'uokalani Children's Center (Now Lili'uokalani Trust).

I had the pleasure of serving as a member and Mele Alaka'i for the Queen Deborah Kapule Hawaiian Civic Club from 2006-2014 . I am also currently a Board Member for the Mālie Foundation since 2016 who hosts the longest running Hawaiian Event here on Kaua'i. I have been actively involved with the Mālie Foundation for many years even prior to my service on the board. I've also attended Kaua'i Community College in pursuit of a Hawaiian Studies Degree (not finished), and have participated in many cultural events to include Aloha Week, Kamehameha Day, Lā Ku'oko'a, Prince Kūhio Day Celebrations, and more. I have also donated my time to other community projects throughout the island that focus on either ancient site restoration, hosting visiting cultures through traditional Hawaiian customs and protocol,

10/15

encourage Lāhui engagement with our traditional customs and protocols, served as a conduit between the community and Community Leaders in aiding solutions for cultural struggles and challenges, and connect with resources that can enhance and improve the ability for our 'ike Hawai'i to flourish in our communities.

I find such a strong pilina to the Kawaihau region of our island. This region is where I was raised and lived in throughout my adult life. But should I be called to other regions of our island to offer assistance, I would gladly be of service.

I personally have no experience with handling Moepū, but I welcome any training and learning opportunities that will allow for proper protocols to be implemented while in my care. I am committed and dedicated to assuring that our precious iwi kupuna be looked after with utmost respect and with the highest regard.

Attached to this email you will find my resume. If I am considered for this position, I am committed to attend the monthly IBC meetings and commit to site visits to fulfill my kuleana as a Burial Council Member. It is a kuleana I feel deeply attached to and I would be honored of service to our iwi kupuna.

Mahalo for your time and patience and I hope you will consider me to serve on the Kaua'i Island Burial Council.

With humble regards,

C. Waipū'ilani Flores

10/15



Waipū'ilani Flores

EXPERIENCE

Kanuikapono PCS, Anahola, Kaua'i – *Kumu 'Ike Hawai'i*

JUL 2015-17, NOV 2019 - PRESENT

- Introduce students to Hawaiian compositions through song and oli
- Provide historical background of each composition
- Practice different vocal techniques used in singing and chanting
- Provide the cultural connection of each mele to students
- Develop pilina to the environment and current events through compositions
- Improve vocal capabilities with different technical concepts
- Find relevant relationships to their ahupua'a.
- Understand different affiliations from Hawaiian practices in relationship to our natural environment
- Provide curriculum based in 'Ike Hawai'i

Tihati Productions LTD, Honolulu, O'ahu – *Musician Captain/ Emcee*

Aug 2006 - present

- Provide entertainment through song and dance for visiting guests at nightly Polynesian Show
- Rehearse with musicians on instrumentation, vocal harmonies, pronunciation, and drumming techniques
- Provide authentic historical background of songs and dance to guests through research and content provided by our Cultural adviser.
- Evaluate employees based off of job performance
- Ensure overall safety of guests and employees at each designated property

Smith's Fern Grotto Tours – *Musician*

Aug 2000 - December 2018

- Entertain guests with Hawaiian Music and Hula Dancing on a river boat tour.
- Conduct safety measures as implemented by the rules and regulations of the U.S Coast Guard
- Provide historical facts of the island and the Wailua river valley to guests and visitors
- Rehearse with musicians on instrumentation, vocal harmonies, and pronunciation

10/15

EDUCATION

Kapa'a High School, Kapa'a, Kaua'i – *Diploma*

1996–2000

Kapa'a Community College, Puhi, Kaua'i – *Not completed*

Pursuing Hawaiian Studies

AWARDS

- Kaua'i Composers Contest 2009, 2011, 2019
- 3rd place Aloha Week Pa'u Unit 2006


OTHER COMMUNITY OR VOLUNTEER WORK

- Mālie Foundation Board Member 2016–present
- Queen Deborah Kapule Hawaiian Civic Club: Mele ALaka'i April 2006–2014
- Hālau Hula (oldest to present): Hālau Hula O Mililani (Mililani Allen), Hau'oli Hula Hālau (Leilani Sharpe Mendez), Nā Hula O Kaohikūkapulani (Kapulani Kinimaka-Alquiza), Kani ka pahu O Lohi'au (Pohaku Nishimitsu), Leilani's Hula Hālau (Leilani Rivera Low), Hālau Ka Waikahe lani Mālie (Blaine Kamalani Kia), Nā Hui O Kamakaokalani *currently active* (Maka Herrod).
- Ori Uvira Tahitian Dance Troupe musician
- Aloha Week Festivals parade volunteer
- Kamehameha Day Parade Pa'u Unit Oahu
- Emcee for Prince Jonah
- Numerous community and outreach volunteer work for various organizations including QLCC (LT Trust), Kamehameha Day Parade Kaua'i, Kaua'i Mokihana Festival, Hālau fundraisers
- Serve as a host to visiting guests from around the world and connect them to the resources of which they seek
- Volunteer as ukulele teacher for Anahola Community
- Continuously seeking more education in 'Ike Hawai'i always

REFERENCES

- KUNANE AIPOALANI, Musician/ Former Burial Council Member
[REDACTED]
- NATHAN KALAMA, Mālie Foundation Founder/ Former Burial Council Member
[REDACTED]
- KAMEALOHA FORREST, Kumu Hula/ Former member of Queen Deborah Kapule Hawaiian Civic Club [REDACTED]

10/15

- MAKA HERROD, Mālie Foundation Director 

SKILLS

- Active listening
- Communication
- Computer skills
- Interpersonal skills
- Leadership
- Management skills
- Problem-solving
- Time management
- Cultural Practitioner

ATTACHMENT #7
NOELANI KAU'I NAUMU
Resume and Letter of Interest

Letter of Intent for candidacy consideration

(Burial Council Kaua'i and Ni'ihau, 'Iwi Kupuna)

1. Why would you like to serve on your IBC?

It would be an honor and a privilege to serve our kupuna. I think so often there is a misconception that when our loved ones pass, the work is pau but in reality the work must continue. It is our kuleana to malama our 'iwi kupuna as a way to honor their life and their legacy, to be sure they are never forgotten. So much of who we are is because of them.

I felt a sense of kaumaha and urgency looking at the vacancies on the burial council. In my eyes, these are positions that should never be vacant and in fact should have a long line of willing descendants waiting to serve.

I cannot fathom the thought of the one who disturbs sacred burial sites or participates in the practice of unearthing 'iwi or moepu to further ones agenda. Until we can cancel this disturbing practice all together, I am here willing to do my part to malama our 'iwi kupuna.

2. What region or regions could you best represent? What is your connection to the region or regions?

Kaua'i is my home and Wailua is my 'aina kula'iwi. My 'ohana on my dad's side come from Keahapana and Anahola, my mama's side comes from Hule'ia, Lihu'e and Kalalau while we also trace our mo'okuauhau to various parts of not only Kaua'i but to most of the pae 'aina of Hawai'i. I am currently working to further connect my mo'okuauhau to Kalalau.

3. What experience do you have that would be relevant to serving on your IBC? This could be community, cultural, professional, or personal

experience with Hawaiian history and culture, especially the beliefs and traditions associated with malama 'iwi and moepu.

As a little 2 year old girl attending Punana Leo o Kaua'i in 1989 as well as hula, a conscious decision made by my parents to surround me with as much mea hawai'i as possible from a young age is what planted the seed.

Given many experiences in my journey to water the seed my parents once planted and to immerse myself in day to day living as a kanaka would become some of my most cherished memories. However, not fully understanding the value of all these experiences until recent years.

Most recently, I stood and slept along side my people, our kupuna to protect Maunakea. Not exactly sure I had anything to offer, I knew I could give my time and hold space. Little did I know that while my intention was to protect Maunakea, Maunakea gave me so much more and almost indescribable. It was through those experiences on the mauna that I began to feel an awakening of those experiences that I had as a little girl at Punana Leo and in hula, an awakening of who I am and who I need to be. While I am no longer actively in halau, hula continues to be apart of my life for the last 31 years.

Becoming a mama a little over eight years ago, to four precious keiki has given me a deeper appreciation for kuleana. I laid my little baby to rest almost 6 years ago and its forever changed me. My perspective of life here upon this earth and the life to come has humbled me in ways that I am so thankful for. 'Ike papalua is something I cherish and hold dear to my na'au because of this experience. The longing to reunite with my son and finding ways to honor him in this space by protecting his 'iwi while I mahalo our kupuna for caring for him beyond the veil.

The 'olelo no'eau comes to mind, "ma ka hana ka 'ike" (in doing, you will learn and gain knowledge). That has been very evident in my life's journey and I look forward to serving in any way I can to malama our 'iwi kupuna and moepu. I am here and I am willing to learn. He haumana au no na kau a kau.

Me ka ha'aha'a,
Noelani Kau'i Naumu

10/15

Noelani Kau'i Naumu

Kanaka 'Oiwi

Noelani Kau'i Naumu

[REDACTED]

[REDACTED]

Skills

Hula(hawaiian dance), 'Olelo Hawai'i(hawaiian language), Ulana(lauhala weaving), Pohaku Ku'i 'Ai (stone to stone carving), Lo'i Kalo (taro planting), Aloha Aina(caretaker of the land).

Experience

Smith's Motor Boat Service / Entertainer, hula

January 2003-2005 , Wailua, Kaua'i

Greeting malihini and kama'aina on the river boat which toured the Wailua river and Fern Grotto with stories of old, hula and mele.

Kaua'i Visitors Bureau / Office Clerk, Entertainer

January 2003-2010, Lihu'e, Kaua'i

Traveling ambassador and entertainer. Filing of papers, preparation for meetings and travel, organization, miscellaneous duties.

County of Kaua'i/ Traveling hula dancer/ Office of the Mayor

January 2000 - 2010, Lihu'e, Kaua'i

Traveling ambassador and entertainer.

In 2010-2011, accepted a Mayor appointed position in the Anti-Drug program, later promoted to the Administrative Specialist in Boards and Commissions.

Chiefess Kamakahalei Middle School/ Migrant Teacher

January 2010-2011, Lihu'e, Kaua'i

Mentoring and assisting students in all subjects of learning, particularly those who were shelterless, came from broken homes and challenging situations.

Punana Leo o Kaua'i/ Kumu kokua

January 2010-2011, Lihu'e, Kaua'i

Teaching our keiki in 'olelo hawai'i about who they are, their 'aina, their kupuna and their kuleana as kanaka.

Stay at Home Mom/ Full time caregiver to our special needs son

September 2012-present

Education

Kapa'a High School

June 2001 -June 2004, Kapa'a, Kaua'i

Graduated High School a year early in 2003.

Kaua'i Community College / Running Start

January 2004, Lihu'e, Kaua'i

Kapi'olani Community College

January 2005-2009, Kapi'olani, 'Oahu

University of Hawai'i ,Manoa

January 2005-2009, Manoa, 'Oahu

Awards

Keiki hula, Merrie Monarch, Miss Hawai'i Pageant, Miss Garden Isle 2009, Miss Island Mokihana 2010.