

**STATE OF HAWAI'I
OFFICE OF HAWAIIAN AFFAIRS
560 N. NIMITZ HIGHWAY, SUITE 200**

**COMMITTEE ON BENEFICIARY ADVOCACY AND EMPOWERMENT
MINUTES**

April 3, 2019 10:00 a.m.

ATTENDANCE:

Chairperson John Waihe'e, IV
Vice-Chairperson Kaleihikina Akaka
Trustee Keli'i Akina
Trustee Brendon Kalei'aina Lee
Trustee C. Hulu Lindsey

ADMINISTRATION STAFF:

Kamana'opono Crabbe, Ka Pouhana
Sylvia Hussey, Ka Pou Nui
Anuheia Patoc, PP
Geanine Gomes, CO
Jocelyn Doane, PP
Kamaile Maldonado, PP
Sabrina Gramberg, PP
Sterling Wong, CEO
Wayne Tanaka, PP

EXCUSED:

Trustee Leina'ala Ahu Isa
Trustee Dan Ahuna
Trustee Robert Lindsey
Trustee Colette Machado

BOT STAFF:

Alyssa-Marie Kau
Crayn Akina
Lehua Itokazu
Lei-Ann Durant
Lōpaka Baptiste
Maria Calderon
Melissa Wennihan
Paul Harleman
Priscilla Nakama

I. CALL TO ORDER

Chair Waihe'e calls the Committee on Beneficiary Advocacy and Empowerment meeting for Wednesday, April 3, 2019 to order at **10:06 a.m.**

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

MEMBERS			AT CALL TO ORDER (10:06 a.m.)	TIME ARRIVED
CHAIR	JOHN	WAIHE'E, IV	PRESENT	
VICE-CHAIR	KALEIHIKINA	AKAKA	PRESENT	
TRUSTEE	KELI'I	AKINA	PRESENT	
TRUSTEE	BRENDON KALEI'AINA	LEE	PRESENT	
TRUSTEE	CARMEN HULU	LINDSEY	PRESENT	

At the Call to Order, **FIVE (5) Trustees are PRESENT**, thereby constituting a quorum.

EXCUSED from the BAE Meeting are:

MEMBERS			COMMENT
TRUSTEE	LEINA'ALA	AHU ISA	MEMO – REQUESTING TO BE EXCUSED
TRUSTEE	DAN	AHUNA	MEMO – REQUESTING TO BE EXCUSED
TRUSTEE	ROBERT	LINDSEY	MEMO – REQUESTING TO BE EXCUSED
TRUSTEE	COLETTE	MACHADO	MEMO – REQUESTING TO BE EXCUSED

Chair Waihe'e would like the record to show that some materials were received more recently than 72 hours ago, and that deadline per practice has been duly waived.

II. PUBLIC TESTIMONY*

None

III. APPROVAL OF MINUTES

Trustee Akaka moves to approve the minutes of March 6, 2019.

Trustee Hulu Lindsey seconds the motion.

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

Chair Waihe'e calls for a ROLL CALL VOTE.

						10:07 a.m.	
TRUSTEE		1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
LEINA'ALA	AHU ISA						EXCUSED
DAN	AHUNA						EXCUSED
VICE-CHAIR KALEIHIKINA	AKAKA	1		X			
	KELI'I			X			
BRENDON KALEI'AINA	LEE			X			
CARMEN HULU	LINDSEY		2	X			
ROBERT	LINDSEY						EXCUSED
COLETTE	MACHADO						EXCUSED
CHAIR JOHN	WAIHE'E			X			
TOTAL VOTE COUNT				5	0	0	4

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

IV. UNFINISHED BUSINESS

A. 2019 OHA Legislative Package Updates – Matrix 1**†

Chair Waihe'e turns it over to Ka Pouhana Kamana'opono Crabbe.

Ka Pouhana Crabbe calls on Public Policy Manager Jocelyn Doane to present, as well as Wayne Tanaka, Lead Advocate.

Public Policy Manager Doane: Aloha Trustees. We are rapidly approaching the end of session. We have about 4 weeks left, which we're excited about. In terms of the calendar; today is the crossover deadline for resolutions which means that all concurrent 'resos' that were introduced in the Senate need to go over to the House and vice-versa. Our Charter School reso is not surviving the crossover deadline, but that's ok – I will give a quick update about what Charter School bills are still moving, later.

Friday is the bills' decking deadline which means that all Senate Bills that are in the House need to get through its last committee by Friday and vice-versa. So, all our bills are going to need to get through their last committees by Friday and be considered for the third/final decking by probably next week and then Conference will start.

In terms of our bills; our Budget Bill was heard and moved by WAM, the details are forthcoming. They have until Friday to do that. The Senate WAM Chair described that he was going to put the money back into the Budget that we originally asked for, but he also noted that he wanted the conferees to have a conversation about the appropriateness of OHA getting General Funds in general. I spoke with the WAM Chair about it beforehand as well. I told him that I think our trustees would be more than willing to have a conversation about that, if we got our fair share of Public Land Trust funds.

Trustee Akina: I have a question. The last time when we discussed this bill, you were going to submit comments requesting some-kind-of-clarification for a request for an audit committee. *Did anything come of that?*

Public Policy Manager Doane: I'm assuming not, because it wasn't announced when WAM voted. I assume it's not being clarified in the bill, but we'll have to wait to see what the bill says, when it's posted.

Trustee Hulu Lindsey: I'm confused about that sentence. *Why was it included - requires an expenditure of general funds to pay for the auditor to conduct a financial and management audit of limited liability companies?* That work is in our present contract.

Public Policy Manager Doane: You're totally right trustee. There are two audit resos; one is on LLCs which is the fiscal audit, and one is urging us to complete the 2017 audit that you're referring to. There's language about an audit in HB 402 and there's language about an audit in our Budget Bill. So, the good news is that they're suggesting it be paid for out of general funds, the previous version was trust funds. I explained to the Chair of the Hawaiian Affairs Committee about all the audits that we do regularly and pointed out the special audit we're doing. If they want another audit, it's ok, but we're already paying for an audit and minimally, we would like them to pay for it if they want something more than what we're already doing. So, they amended the general funds.

Trustee Hulu Lindsey: *What if this wording messes up the Budget Bill for us?*

Public Policy Manager Doane: Our testimony explains that we're already doing the audit, and at WAM, we cannot give oral testimony. There's only been one hearing since this language was put in. So, we put it in our written testimony and this will be on the list of things that we've asked to discuss with the conferees. It's something that we'll talk to Senator Shimabukuro about.

Trustee Akina: The CLA audit contract date which you mentioned in your testimony of April 30th, *did you get an update on that?*

Public Policy Manager Doane: *You mean the completion date?*

Trustee Akina: Correct, *is that mentioned in your clarification testimony?*

Public Policy Manager Doane: I'm not sure if we put the completion date in there. In the contract, there is an anticipated completion date which is rapidly approaching. We have been saying in our testimony that our trustees are supposed to be getting an update soon from the CLA accountants through the Resource Management Committee on the audit's status. I don't know the completion date and what we've been saying is that we will have more information when the Trustees get the update.

Trustee Akina: I believe that you did mention the contract deadline in your testimony. *I was wondering if that was based on any further updates, or if that's taken from your knowledge of the contract?*

Public Policy Manager Doane: Ok, we put the expected dates from the contract in the testimony, but we also said that we would have more information, once the trustees get an update which we're anticipating as happening very soon.

Trustee Akina: Thank you.

Public Policy Manager Doane: The next one is OHA-3 which is our PLT Bill. As you know, our PLT Bill did not move, but there is a hearing on Friday and I'll go over the details of that bill when we get to the big matrix. The good news is that there's a hearing on Friday. So, we will have an opportunity to further that discussion both at the hearing and during conference.

OHA-4; the Mental Health Bill unfortunately died.

OHA-5; we are super-excited because the Senate Bill has been passed by Finance. Our Senate Bill was amended to incorporate most of the suggestions of the Pre-Trial Task Force that we were on. There's also a bill moving in the Senate, not related to our bill, but related to the Pre-Trial Task Force that just passed out of WAM that incorporates a lot of the task force recommendations. It seems like we'll be getting some pre-trial reform this year, we're excited about that. I wanted to give kudos to Kamaile who is here, in office in all her birthday glory, because she's worked really, hard.

Ka Pouhana Crabbe: Regarding OHA-4; the Mental Health Bill, *was there any reasoning given for that?* There's no funding attached to it, just a request of three traditional practitioners to the Council.

Public Policy Manager Doane: It just didn't get a hearing. Nobody ever said that they didn't like it. I didn't get any feedback about it not being a good idea. Our energy has been all over the place. The good news is that I think our meeting with the Senate President early in the year and conferring with him about data about mental health issues; we've had some good conversations with his staff and potentially we should be focusing on trying to get people to apply and then support them.

So that is it for the OHA Package Updates.

Chair Waihe'e: *Are there any questions on the package members?* Ok, hearing none, let's move into **New Business**.

V. NEW BUSINESS

A. 2019 OHA Legislative Positioning – Matrix 2**†

Chair Waihe'e turns it over to Ka Pouhana Kamana'o pono Crabbe.

Ka Pouhana Crabbe turns it over to Public Policy Manager Jocelyn Doane and Wayne Tanaka again.

Public Policy Manager Doane: I have two position change recommendations that are not on the matrix. The first is on Page 12, Item 61 – HB402; this is the PLT Bill that was introduced by the Native Hawaiian Caucus. I'm not entirely sure what we should do. Let me share where we're at and then we can decide. Right now, our position is SUPPORT WITH AMENDMENTS which is still my recommendation for the current draft. We tried to have a meeting with the WAM Chair all week last week and we were not able to meet with him until Monday, specifically to request a hearing on HB402.

Our Community had been doing a lot of advocacy on that as well and so in support of what they were doing, we tried to get a meeting last week to figure out what the WAM Chair's intentions were. We had a good meeting on Monday; Chair Machado, Vice-Chair Lee, Ka Pouhana, Ka Pou Nui, and myself met with the WAM Chair. The budgeting is happening really different this year than previous years. Every agency asking for an increase has a separate bill. So, while they've passed the main State Budget, there's a lot more work to do with WAM and FIN about all the different State agency asks. I think with the Council on Revenues update, he's concerned about what programs they're going to have to cut, and what they won't be able to fund which is not untypical. It happens every year; but he seemed unwilling to hear the bill because he doesn't think they have the money for it.

There is also a bunch of information that he wants too. So, when the Water / Land and WAM Chairs had the Public Land Trust briefings in January – after the briefing, one of the things he wanted to do was introduce a bill or a resolution requiring an audit so that the State had somewhat analogous information to what we had so that we could have an actual discussion. He also wanted a compilation of all Native Hawaiian Programs that the State pays for. I think he is compelled by the argument that the State funds a lot of programs on their own. These are the things he wanted, and he intended to introduce a bill or a resolution. I think it just didn't happen because they got busy with other things. All that to say, there was some information that he wanted to have so that he could think about what would make sense.

After asking a couple times to hear the bill it was obvious that it wasn't going to go anywhere, so we proposed to him that to at least have a conversation with the negotiating committee which we recognize is not going to get us any money now, but we wanted to keep the conversation alive. He was willing to do that which is positive, so on Friday they are hearing a proposed SD2 which is dramatically different from the bill now. It would establish a negotiating committee, require Budget and Finance to do an audit of the revenues being generated by the State, consistent with the definition of Act 304 and it would ask to have the programs compiled. My suggestion for us is that we say we SUPPORT the current bill WITH AMENDMENTS and we would love it, if you gave us the 35 million dollars; what we're long time due. Alternatively, we also Support the idea of a negotiating committee, if the committee is unwilling to do the former. So, I wanted to get feedback from the Trustees.

Trustee Lee: *So, it sounds like the recommendation is to change from Support with Amendments to Comment?*

Public Policy Manager Doane: I was originally thinking of recommending a position change from Support with Amendments to Support, but I've thought about it in the last 10 minutes and I'm thinking we should just keep it as SUPPORT WITH AMENDMENTS. We generally do not take a position on Proposed Drafts until they are adopted as a real draft.

Trustee Lee: *So, we're not going to change anything, it will be SUPPORT WITH AMENDMENTS?*

Public Policy Manager Doane: As of 10 minutes ago that was my recommendation, but I wanted to get feedback from the Trustees. I want to make sure we all know what's happening. The current draft of the bill, we could not support without amendments, because of that weird UH language and language that would potentially hold hostage even the 15.1 million dollars, until we finish an audit. I'm thinking what we say is that we absolutely support the current bill, we would like it to pass with amendments and if the committee isn't willing to do that, we also support the proposed SD2, which is the negotiating committee.

Trustee Hulu Lindsey: *Based on the description on the Board, what amendments are we proposing?*

Public Policy Manager Doane: The University of Hawai'i language to be removed and the removal or clarification on the audit language.

The actual table change that I want to make is not on the matrix; it's SB78. This is being heard later-on today. We're requesting a position of SUPPORT and we are intending to only support part 7 – this is a DOE funding bill. Basically, we found out yesterday that a proposed HD2 contains 4 million dollars for the next two fiscal years to support 18 existing Pre-K classrooms in Charter Schools. This would be consistent with positions that we've taken in the past and actual administrative action that we've taken in the past to support funding for Pre-K classrooms in Charter Schools.

Page 1, Item 2 – HCR7 there's also SCR13; this is a reso that would allow sale of fee of a parcel from HHFDC to the City. We've done some research and we're not certain that this is Public Land Trust lands; so, we are recommending MONITOR.

Page 1, Item 3 – HCR8; this is approving of a sale of a housing unit. Again, we’re not clear that this is ceded, but in addition to that one, of the exceptions that we have in our ceded lands policy is that if a project is substantially sold already, then we wouldn’t oppose those sales. Over 200 of the 240 some odd units in this project have already been sold, so we’re recommending MONITOR.

Page 2, Item 7 – HCR84; we’re explicitly named in this reso. As I think most of the Trustees know, back in the day, BLNR signed a 65-year lease with the U.S. Army which is going to expire in 2029 for Makua Valley. This resolution would create a Task Force. OHA would be an invitee to be on the task force that would examine and address the: legal, historic, environmental and cultural impacts from the use of the military. Then, potentially the Task Force is being asked to enter in to discussions with the Army for the return of the lands. Other suggested Task Force members include: the ‘Aha Moku Advisory Committee, Representatives of the families that were evicted from Makua, and a representative from an NHO list. There are a lot of important cultural sites, stories and endangered flora and fauna – Makua is an important place to our beneficiaries. We have a position of MONITOR here, because right now the Task Force is being placed in BLNR, which we think makes the most sense.

Page 8, Item 37 – GM667; this is late because the hearing from the Committee was held yesterday, we’re recommending a position of SUPPORT for William Aila for Deputy for DHHL.

Senior Public Policy Advocate Tanaka: Mr. Aila as you probably know has a lifetime of personal and professional commitment to public service and to the Native Hawaiian Community. He also has substantial administrative experience as a DLNR Chairperson and as a deputy to DHHL, including in the development of administrative rules for subsistent agricultural leases, multi-family complexes, rental housing, and so forth. Our position is that he will continue to be an invaluable asset to DHHL, if he were to be appointed.

Public Policy Manager Doane: The next item is also on Page 8, Item 39 – GM706; we are recommending a position of MONITOR of Desmon Haumea to the Island Burial Council for Hawai’i Island. We know that he is a cultural practitioner and that he is involved in wa’a traditions and practices. From looking at his resume and talking to folks that we know, who know him, we haven’t been able to identify any specific experience in burial practices. We generally do not take a position of Support unless we either see specific experience in their resume or from acquaintances. We will continue to see if we get some more information about him.

Senior Public Policy Advocate Tanaka: Page 8, Item 38 – GM696; we’re recommending SUPPORT of Barbara Maka’ala Kaaumoana to the Environmental Council for a second term. She has a lifetime of demonstrated, effective advocacy on behalf of our Public Resources and Public Trust for Native Hawaiian Rights. She’s very familiar with numerous laws regarding those kinds of issues. She’s also advocated alongside OHA on various issues including the Kaua’i Springs case. So, we think her reappointment would continue to serve the Environmental Council well, particularly in ensuring that the rules and laws regarding Native Hawaiian Rights and Natural Resources are upheld.

Page 8, Item 40 – GM711; this would nominate Deja Ostrowski to the Hawai’i State Commission on the Status of Women. Deja has a demonstrated history of advocacy on behalf of Native Hawaiians, including as a previous OHA Public Policy Advocate. She is very familiar with data and research regarding disparities facing Native Hawaiian communities, including issues regarding: Housing, Socioeconomic status and Health. She has also been very instrumental in the policy analysis and

recommendations in the wāhine report that we just published. Therefore, we believe her service on this commission would ensure that these interests and rights of Native Hawaiians are reflected.

Public Policy Manager Doane: As it relates to the rest of the GMs, you see we're recommending a position of MONITOR because we haven't identified these folks as necessarily having had direct experience with either the Hawaiian Homes Commission Act kuleana or Advocacy on Hawaiian specific education.

That's the end of the NEW POSITIONS, I do have one BILL POSITION FOR RECONSIDERATION.

Page 9, Item 44 – HB439; we did talk about this last week, but I don't think we voted on it. We were going to recommend a position of COMMENT instead of Monitor. We will submit testimony suggesting that the lands explicitly be prohibited from being sold in 171 rather than being subject to only legislative approval.

I'll go quickly over the OHA-NAMED BILLS that are still moving and OPPOSED BILLS.

Senator Chang's ALOHA HOMES BILL is still alive in HB820 now, instead of SB1. It does include language that would specifically set aside units to OHA or DHHL and the percentage of which or how that would work, would be worked out in Administrative Rules; so, I'm super excited about that.

The next bill is related to the Randomizing Ballots, HB1116 – it has a hearing today.

SB728 – that's the OHA Election Public Funding Bill. I have not seen that it has gotten a hearing yet, but it can still be scheduled today for Friday.

The Intellectual Property Tax Forces Resolutions, most of them have moved.

The Completion of OHA's 2017 audit have all moved, there is a hearing today in FIN on the House versions.

The Lot I Resolution has been scheduled for a hearing. We talked to Senator Shimabukuro's staff on Friday to see if the City had reached out to them to urge them to hear the reso and to potentially make amendments and they had not gotten any contact from the Mayor's office. Her staff is well-aware that our trustees are not interested in having this reso passed this year. It looks like it will die, because today is the deadline to move.

The OHA LLC Audit - this is a fiscal audit of the LLCs which we're not convinced is necessary because they do an audit of themselves every year and it's posted online and then our auditor incorporates their findings in our Annual Financial Statement. So, we have no problem doing this, but these are also moving.

The Resolution that requested OHA finalize an MOU with ADC over the easement had a hearing last week. As a reminder this was something trying to move along in agreement with OHA and ADC, and then ADC and the City to get treatment water from the Treatment Plant to the ADC Property. We shared with the Committee through our testimony that we signed an agreement of couple of years ago and we're waiting for ADC to finalize what path they want; ADC confirmed that in their testimony.

So, they took some of our suggested amendments which were to urge ADC to finalize their route and then have OHA and ADC to work together, if it makes sense. ADC has five potential routes to get that water from the treatment plant to their property and two of those routes are on OHA's property and we're willing to have a conversation about whether-or-not that makes sense, if they decide our route is the best.

Those are all the Bills that name OHA; I do want to talk about the remaining OPPOSED Bills.

HB1025, which is Item 92, this just got out of WAM with amendments and we are waiting to see the draft. This is the one that would allow for extensions of certain leases.

Item 108 – HB1326 which is the Water Revocable Permit Bill had a really-long hearing yesterday. As a reminder, back in 2016 after 13 years of issuing A&B holdovers which in the past have allowed them to take over 450 million gallons of water a day from East Maui, NHLC on behalf of Na Moku brought a lawsuit in Circuit Court and the Judge revoked those permits and said that the BLNR didn't have the authority to allow these holdovers to A&B specifically for 33,000 acres to drain a hundred streams. Immediately A&B ran to the legislature to ask for relief and the legislature gave it to them. What's happened in the last three years since that took place is that the DLNR has taken the position with the support of the AG that they don't have the ability to issue revocable permits to anybody annually for water. It has caused a huge ruckus because all the small farmers who get revocable permits now think they need this bill, which is set to expire.

After a lot of fanfare, possible cancelled hearings, and new bills, the Water and Land Committee and the WAM Committee heard Senator Kahele's proposed SD1 which would change the length of time of extension from seven years to three years and then condition the BLNR's authority on making progress on rules, so they can start giving out leases and acquiring an appraiser. It also places conditions on BLNR's authority so when they issue revocable holdovers for the larger diverters, they need to go through some findings; which by the way is already required by the Constitution, but they don't do it. There were six hours of lengthy, passionate, and angry testimony; a lot of our beneficiaries were there. They are going to decide on Thursday. Our position has been that DLNR's assessment and the AG's assessment are wrong and they're helping to create hysteria. You have all these small farmers thinking that they need this bill; which only A&B needs. We've been trying to be as helpful as we can to Na Moku, NHLC and Senator Kahele. We're hoping for potentially a win-win tomorrow when they make their decision.

Item 164 – SB976; the Public Libraries Pilot Project is getting a hearing today.

Item 185 – SB1303; this is the Department of Education Pilot Project increasing the amount of lease time from 55 to 99 years. We are in communication with the Senate Water and Land Chair about these bills, he blanked this one out.

Public Policy Manager Doane: That's it Chair.

Chair Waihe'e: *Ok members, is there any discussion or questions about the Positioning Matrix?*

There are no responses.

Vice-Chair Akaka moves to approve Administration’s recommendations on *NEW BILLS* (Items 1 - 43) and *BILL POSITIONS FOR RECONSIDERATION* (Item 44); as well as

ADD:

- **SB78 as SUPPORT**

on the OHA Legislative Positioning Matrix dated April 3, 2019, as amended.

Bills that were discussed					
ITEM#	BILL#	REPORT	DESCRIPTION	POSITION	IN BAE MEETING CHANGE
			New Bills		
ADD	SB78	RELATING TO EDUCATION.	Requires the Department of Education to contract with a third-party consultant that specializes in school finance to study the adequacy of education funding in Hawaii. Appropriates moneys for the study. (SB78 HD1)		SUPPORT
1	HB1402	RELATING TO THE COMMUNITY-BASED ECONOMIC DEVELOPMENT PROGRAM.	Establishes the micro enterprise assistance program on Hawaiian home lands revolving fund to provide grants and loans through the implementation of the micro enterprise assistance program to qualified native Hawaiians, native Hawaiian-controlled homestead associations, and homestead association community development corporations. Appropriates funds. Takes effect on 7/1/2050. (SD1)	MONITOR	
2	HCR7		APPROVING THE TRANSFER OF THE LEASED FEE INTEREST IN A PORTION OF 610 COOKE STREET, HONOLULU, HAWAII, TO THE CITY AND COUNTY OF HONOLULU.	MONITOR	
3	HCR8		APPROVING THE SALE OF THE LEASED FEE INTEREST IN 94-940 MEHEULA PARKWAY, NO. 252, MILILANI, HAWAII.	MONITOR	
4	HCR44		SUPPORTING THE 'IMILOA ASTRONOMY CENTER TO FURTHER ITS ROLE IN DEVELOPING AND LEADING EDUCATIONAL EFFORTS CONCERNING THE CULTURAL, NATURAL, AND HISTORIC RESOURCES ON MAUNA KEA AT HALE POHAKU AND ENCOURAGING THE TRANSFER OF EDUCATION OUTREACH AT THE HALE POHAKU TO THE 'IMILOA ASTRONOMY CENTER.	MONITOR	
5	HCR65		REQUESTING THE DEPARTMENT OF AGRICULTURE TO STUDY AND MAKE RECOMMENDATIONS ON HOW TO INCREASE COMPLIANCE WITH THE VARIOUS REQUIREMENTS FOR AGRICULTURAL LANDS AND TO PREVENT ABUSE OF AGRICULTURAL LAND LEASES.	MONITOR	
6	HCR76		REQUESTING THE DIRECTOR OF THE OFFICE OF PLANNING TO ESTABLISH WITHIN THE OFFICE OF PLANNING AN AGRICULTURAL HOUSING TASK FORCE.	MONITOR	

7	HCR84		REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES TO ESTABLISH A MAKUA VALLEY TASK FORCE TO PREPARE FOR THE TRANSFER OF MANAGEMENT OF THE MAKUA MILITARY RESERVATION TO THE STATE FROM THE UNITED STATES ARMY UPON EXPIRATION OF LEASE NUMBER S-3848.	MONITOR	
8	HCR105		REQUESTING THAT THE DEPARTMENT OF LAND AND NATURAL RESOURCES PROVIDE ADDITIONAL PROTECTIONS TO THE MAUNA KEA SUMMIT DUE TO ITS ENVIRONMENTAL SIGNIFICANCE AND CULTURAL IMPORTANCE TO THE NATIVE HAWAIIAN PEOPLE.	MONITOR	
9	HCR109		REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO STUDY THE FEASIBILITY OF LEGALIZING SPORTS GAMBLING.	MONITOR	
10	HCR126		URGING THE GOVERNOR, THE DEPARTMENT OF AGRICULTURE, THE UNIVERSITY OF HAWAII COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES, AND OTHER RELATED ENTITIES TO TAKE ACTION TO HELP EXPAND THE AQUACULTURE INDUSTRY IN THE STATE.	MONITOR	
11	HCR161		REQUESTING THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY TO STUDY PROPERTIES IN OR AROUND KAKAAKO TO RECOMMEND APPROPRIATE SITES FOR A NEW FIRE STATION OR, ALTERNATIVELY, TO IDENTIFY EXISTING FIRE STATIONS THAT MAY BE RELOCATED OR EXPANDED TO MORE EFFECTIVELY SERVE THE KAKAAKO COMMUNITY.	MONITOR	
12	HCR166		REQUESTING THE WILLIAM S. RICHARDSON SCHOOL OF LAW TO CONVENE A TASK FORCE TO STUDY AND REPORT ON A LOAN FORGIVENESS PROGRAM FOR LAW STUDENTS TO PROVIDE INCENTIVES FOR LEGAL ASSISTANCE IN RURAL COMMUNITIES IN HAWAII.	MONITOR	
13	SCR13		APPROVING THE TRANSFER OF THE LEASED FEE INTEREST IN A PORTION OF 610 COOKE STREET, HONOLULU, HAWAII, TO THE CITY AND COUNTY OF HONOLULU.	MONITOR	
14	SCR14		APPROVING THE SALE OF THE LEASED FEE INTEREST IN 94-940 MEHEULA PARKWAY, NO. 252, MILILANI, HAWAII.	MONITOR	
15	SCR33		REQUESTING THE DEPARTMENT OF EDUCATION TO CONVENE AN ADVISORY COMMITTEE TO MAKE RECOMMENDATIONS TO DEVELOP AND IMPLEMENT A PLAN TO TEACH DIGITAL CITIZENSHIP AND MEDIA LITERACY IN GRADES K-12 IN PUBLIC SCHOOLS, INCLUDING CHARTER SCHOOLS AND HAWAIIAN LANGUAGE IMMERSION SCHOOLS.	MONITOR	
16	SCR49		URGING THE BOARD OF LAND AND NATURAL RESOURCES TO TRANSFER MANAGEMENT OF ALL SUBMERGED LANDS, THE BOAT LAUNCH RAMP, AND ANY RELATED BOAT LAUNCH RAMP FACILITIES LOCATED AT THE WAHIAWA FRESHWATER STATE RECREATION AREA FROM THE DIVISION OF AQUATIC RESOURCES TO THE DIVISION OF BOATING AND OCEAN RECREATION.	MONITOR	
17	SCR61		REQUESTING THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY TO STUDY PROPERTIES IN OR AROUND KAKAAKO AND RECOMMEND APPROPRIATE SITES FOR A FIRE STATION.	MONITOR	

18	SCR92		ENCOURAGING THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY TO PRIORITIZE INVESTMENT IN PUBLIC FACILITIES WITHIN TRANSIT-ORIENTED DEVELOPMENT ZONES AND THE KALAELOA COMMUNITY DEVELOPMENT DISTRICT IN ANY OF ITS STATEWIDE PLANNING FUNCTIONS OR INVOLVEMENT THEREIN.	MONITOR	
19	SCR121		URGING THE DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT, IN CONJUNCTION WITH THE OTHER PRINCIPAL DEPARTMENTS, OFFICE OF THE GOVERNOR, OFFICE OF THE LIEUTENANT GOVERNOR, LEGISLATURE, AND JUDICIARY TO IMPLEMENT A PILOT FELLOWSHIP PROGRAM TO TRAIN NEW EMPLOYEES FOR GOVERNMENT JOBS.	MONITOR	
20	SCR122		URGING THE GOVERNOR TO NOMINATE OPPORTUNITY ZONES TO ASSIST WITH ECONOMIC DEVELOPMENT IN CENSUS TRACTS IN WAHIAWA AND WHITMORE VILLAGE.	MONITOR	
21	SCR167		REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO STUDY THE FEASIBILITY OF LEGALIZING SPORTS GAMBLING.	MONITOR	
22	SCR168		REQUESTING THE WILLIAM S. RICHARDSON SCHOOL OF LAW TO CONVENE A TASK FORCE TO STUDY AND REPORT ON A LOAN FORGIVENESS PROGRAM FOR LAW STUDENTS TO PROVIDE INCENTIVES FOR LEGAL ASSISTANCE IN RURAL COMMUNITIES IN HAWAII.	MONITOR	
23	SCR178		REQUESTING ADDITIONAL PROTECTIONS FOR THE MAUNA KEA SUMMIT DUE TO ITS RELIGIOUS SIGNIFICANCE AND IMPORTANT CULTURAL AND NATURAL RESOURCES.	MONITOR	
24	SCR214		SUPPORTING THE 'IMILOA ASTRONOMY CENTER IN ITS EDUCATIONAL EFFORTS CONCERNING RESOURCES ON MAUNA KEA AT HALE POHAKU, ENCOURAGING THE TRANSFER OF EDUCATION OUTREACH AT HALE POHAKU, REQUESTING A REPORT REGARDING RESTRUCTURING OF THE INSTITUTE FOR ASTRONOMY AND MAUNA KEA SUPPORT SERVICES, AND REQUESTING THE CONTRIBUTION OF FINANCIAL CAPITAL TO CONSTRUCT THE 'IMILOA UKA FACILITY.	MONITOR	
25	HR41		SUPPORTING THE 'IMILOA ASTRONOMY CENTER TO FURTHER ITS ROLE IN DEVELOPING AND LEADING EDUCATIONAL EFFORTS CONCERNING THE CULTURAL, NATURAL, AND HISTORIC RESOURCES ON MAUNA KEA AT HALE POHAKU AND ENCOURAGING THE TRANSFER OF EDUCATION OUTREACH AT THE HALE POHAKU TO THE 'IMILOA ASTRONOMY CENTER.	MONITOR	
26	HR49		REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES TO ESTABLISH A MAKUA VALLEY TASK FORCE TO PREPARE FOR THE TRANSFER OF MANAGEMENT OF THE MAKUA MILITARY RESERVATION TO THE STATE FROM THE UNITED STATES ARMY UPON EXPIRATION OF LEASE NUMBER S-3848.	MONITOR	
27	HR65		REQUESTING THE DEPARTMENT OF AGRICULTURE TO STUDY AND MAKE RECOMMENDATIONS ON HOW TO INCREASE COMPLIANCE WITH THE VARIOUS REQUIREMENTS FOR AGRICULTURAL LANDS AND TO PREVENT ABUSE OF AGRICULTURAL LAND LEASES.	MONITOR	

28	HR74		REQUESTING THE DIRECTOR OF THE OFFICE OF PLANNING TO ESTABLISH WITHIN THE OFFICE OF PLANNING AN AGRICULTURAL HOUSING TASK FORCE.	MONITOR	
29	HR99		REQUESTING THAT THE DEPARTMENT OF LAND AND NATURAL RESOURCES PROVIDE ADDITIONAL PROTECTIONS TO THE MAUNA KEA SUMMIT DUE TO ITS ENVIRONMENTAL SIGNIFICANCE AND CULTURAL IMPORTANCE TO THE NATIVE HAWAIIAN PEOPLE.	MONITOR	
30	SR35		URGING THE BOARD OF LAND AND NATURAL RESOURCES TO TRANSFER MANAGEMENT OF ALL SUBMERGED LANDS, THE BOAT LAUNCH RAMP, AND ANY RELATED BOAT LAUNCH RAMP FACILITIES LOCATED AT THE WAHIAWA FRESHWATER STATE RECREATION AREA FROM THE DIVISION OF AQUATIC RESOURCES TO THE DIVISION OF BOATING AND OCEAN RECREATION.	MONITOR	
31	SR52		ENCOURAGING THE DEPARTMENT OF EDUCATION AND OTHER AGENCY AND COMMUNITY STAKEHOLDERS TO CONTINUE MEETING AS A WORKING GROUP FOR SEXUAL VIOLENCE PREVENTION EDUCATION IN PUBLIC SCHOOLS.	MONITOR	
32	SR69		ENCOURAGING THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY TO PRIORITIZE INVESTMENT IN PUBLIC FACILITIES WITHIN TRANSIT-ORIENTED DEVELOPMENT ZONES AND THE KALAELOA COMMUNITY DEVELOPMENT DISTRICT IN ANY OF ITS STATEWIDE PLANNING FUNCTIONS OR INVOLVEMENT THEREIN.	MONITOR	
33	SR92		URGING THE GOVERNOR TO NOMINATE OPPORTUNITY ZONES TO ASSIST WITH ECONOMIC DEVELOPMENT IN CENSUS TRACTS IN WAHIAWA AND WHITMORE VILLAGE.	MONITOR	
34	SR94		URGING THE UNIVERSITY OF HAWAII, IN CONJUNCTION WITH THE DEPARTMENT OF PUBLIC SAFETY AND DEPARTMENT OF LAND AND NATURAL RESOURCES DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT, TO STRENGTHEN AND ENHANCE THE SCHOOL-TO-CAREER PIPELINE FOR POSITIONS IN PUBLIC SAFETY.	MONITOR	
35	SR133		REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO STUDY THE FEASIBILITY OF LEGALIZING SPORTS GAMBLING.	MONITOR	
36	SR134		REQUESTING THE WILLIAM S. RICHARDSON SCHOOL OF LAW TO CONVENE A TASK FORCE TO STUDY AND REPORT ON A LOAN FORGIVENESS PROGRAM FOR LAW STUDENTS TO PROVIDE INCENTIVES FOR LEGAL ASSISTANCE IN RURAL COMMUNITIES IN HAWAII.	MONITOR	
37	GM667		Submitting for consideration and confirmation as the Deputy to the Chairperson of the Department of Hawaiian Home Lands, gubernatorial nominee, WILLIAM J. AILA, for a term to expire at noon on 12-05-2022.	SUPPORT	
38	GM696		Submitting for consideration and confirmation to the Environmental Council, gubernatorial nominee, BARBARA KAAUMOANA, for a term to expire 06-30-2023.	SUPPORT	
39	GM706		Submitting for consideration and confirmation to the Island Burial Council, Island of Hawai'i, gubernatorial nominee, DESMON HAUMEA, for a term to expire 06-30-2022.	MONITOR	

40	GM711		Submitting for consideration and confirmation to the Commission on the Status of Women, Gubernatorial Nominee, DEJA OSTROWSKI, for a term to expire 06-30-2022.	SUPPORT	
41	GM712		Submitting for consideration and confirmation to the Hawaiian Homes Commission, Gubernatorial Nominee, PAULINE NAMUO, for a term to expire 06-30-2022.	MONITOR	
42	GM713		Submitting for consideration and confirmation to the Hawaiian Homes Commission, Gubernatorial Nominee, DENNIS NEVES, for a term to expire 06-30-2021.	MONITOR	
43	GM722		Submitting for consideration and confirmation to the Board of Education, Gubernatorial Nominee, BRUCE VOSS, for a term to expire 06-30-2022.	MONITOR	
ITEM#	BILL#	REPORT	DESCRIPTION	POSITION	IN BAE MEETING CHANGE
Bill Positions for Reconsideration					
44	HB439	RELATING TO LAND USE.	Exempts lands set aside by the governor to the Hawaii housing finance and development corporation for the primary purpose of developing affordable housing from classification as public land subject to DLNR management. Requires lands set aside by the governor to the Hawaii housing finance development corporation for the primary purpose of developing affordable housing to be subject to legislative approval prior to the sale or gift of those lands. Takes effect 7/1/2050. (SD1)	MONITOR > COMMENT	

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.

							11:03 a.m.
TRUSTEE		1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
LEINA'ALA	AHU ISA						EXCUSED
DAN	AHUNA						EXCUSED
VICE-CHAIR KALEIHIKINA	AKAKA	1		X			
	KELI'I			X			
BRENDON KALEI'AINA	LEE		2	X			
CARMEN HULU	LINDSEY			X			
ROBERT	LINDSEY						EXCUSED
COLETTE	MACHADO						EXCUSED
CHAIR JOHN	WAIHE'E			X			
TOTAL VOTE COUNT				5	0	0	4

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

VI. COMMUNITY CONCERNS*

None

VII. ANNOUNCEMENTS

None

VIII. ADJOURNMENT

Trustee Akaka moves to adjourn the BAE meeting.

Trustee Hulu Lindsey 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.

						11:04 a.m.	
TRUSTEE		1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
LEINA'ALA	AHU ISA						EXCUSED
DAN	AHUNA						EXCUSED
VICE-CHAIR KALEIHIKINA	AKAKA	1		X			
KELI'I	AKINA			X			
BRENDON KALEI'ĀINA	LEE			X			
CARMEN HULU	LINDSEY		2	X			
ROBERT	LINDSEY						EXCUSED
COLETTE	MACHADO						EXCUSED
CHAIR JOHN	WAIHE'E			X			
TOTAL VOTE COUNT				5	0	0	4

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

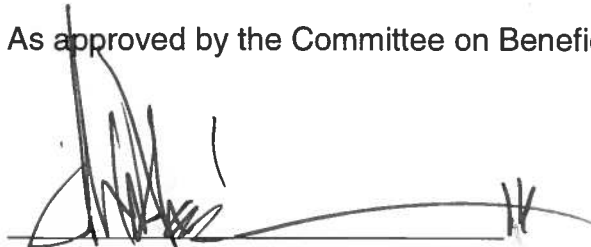
Chair Waihe'e adjourns the BAE meeting at 11:04 a.m.

Respectfully submitted,



Melissa Wennihan
Trustee Aide
Committee on Beneficiary Advocacy and Empowerment

As approved by the Committee on Beneficiary Advocacy and Empowerment on May 1, 2019.



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

ATTACHMENT(s):

- Excuse Memo (4)