

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

**COMMITTEE ON BENEFICIARY ADVOCACY AND EMPOWERMENT
MINUTES**

April 12, 2017 10:00 a.m.

ATTENDANCE:

Chairperson Robert K. Lindsey, Jr.
Vice-Chairperson Dan Ahuna
Trustee Leina'ala Ahu Isa
Trustee Keli'i Akina
Trustee Carmen Hulu Lindsey
Trustee John Waihe'e, IV

EXCUSED:

Trustee Rowena Akana
Trustee Peter Apo
Trustee Colette Machado

BOT STAFF:

Jeremy K. Hopkins
Kauikeaolani Wailehua
Uilani Tanigawa
Lehua Itokazu
Lopaka Baptiste
Davis Price
Maria Calderon
Liana Pang
Lady Elizabeth Garrett
Melissa Wennihan

ADMINISTRATION STAFF:

Kamana'opono Crabbe Pouhana / CEO
Anuheia Patoc, PUBL
Albert Tiberi, CC
Daniel Santos III, ISRM
Deja Ostrowski, ADV
Zuri Aki, ADV
Jocelyn Doane, PUBL
Kamaile Maldonado, PUBL
Monica Morris, PUBL
Keith Bukowski, ADV
Keala Nichols, EA CHIEF
Christine Cardaza PPA

GUESTS:

I. CALL TO ORDER

Chair Lindsey (CL) calls the Committee on Beneficiary Advocacy and Empowerment meeting for Wednesday, April 12, 2017 to order at **10:03 a.m.**

CL calls for a Roll Call. Below is the record of members **PRESENT:**

MEMBERS			AT CALL TO ORDER (10:03 am)	TIME ARRIVED
CHAIR	ROBERT	LINDSEY, JR.	X	
VICE-CHAIR	DAN	AHUNA	X	

TRUSTEE	LEI	AHU ISA	X	
TRUSTEE	ROWENA	AKANA		EXCUSED
TRUSTEE	KELI'I	AKINA	X	
TRUSTEE	PETER	APO		EXCUSED
TRUSTEE	HULU	LINDSEY	X	
TRUSTEE	COLETTE	MACHADO		EXCUSED
TRUSTEE	JOHN	WAIHE'E	X	

At the Call to Order, **SIX (6) Trustees are PRESENT**, thereby constituting a quorum.

CL requests a motion:

To waive the OHA Board of Trustees Operations Manual practice at which materials will be distributed at least 72-hours prior to the meeting where said materials will be reviewed, discussed, or acted upon regarding items:

- II. Approval of Minutes
 - A. March 22, 2017
- IV. New Business
 - A. 2017 Legislative Positioning - Matrix 1
- V. Unfinished Business
 - A. 2017 OHA Legislative Package Updates – Matrix 2

Trustee Dan Ahuna (T. Ahuna) – moved
Trustee John Waihe'e (T. Waihe'e) – second

MEMBERS			1	2	Y	N	Kanalua	Abstain	Not Present at time of vote
TRUSTEE	LEI	AHU ISA			X				
VICE-CHAIR	DAN	AHUNA	X		X				
TRUSTEE	ROWENA	AKANA							EXCUSED
TRUSTEE	KELI'I	AKINA			X				
TRUSTEE	PETER	APO							EXCUSED
TRUSTEE	HULU	LINDSEY			X				
TRUSTEE	COLETTE	MACHADO							EXCUSED
TRUSTEE	JOHN	WAIHE'E		X	X				
CHAIR	ROBERT	LINDSEY, JR.			X				

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

II. APPROVAL OF MINUTES

A. March 22, 2017

CL calls for a motion to approve the minutes of March 15, 2017.

T. Ahuna – moved

T. Waihe'e (T. Machado) – second

MEMBERS			1	2	Y	N	Kanalua	Abstain	Not Present at time of vote
TRUSTEE	LEI	AHU ISA			X				
VICE-CHAIR	DAN	AHUNA	X		X				
TRUSTEE	ROWENA	AKANA							EXCUSED
TRUSTEE	KELI'I	AKINA			X				
TRUSTEE	PETER	APO							EXCUSED
TRUSTEE	HULU	LINDSEY			X				
TRUSTEE	COLETTE	MACHADO							EXCUSED
TRUSTEE	JOHN	WAIHE'E		X	X				
CHAIR	ROBERT	LINDSEY, JR.			X				

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

III.COMMUNITY CONCERNS*

CL asks if anyone has come to speak under COMMUNITY CONCERNS.

None.

CL calls upon Dr. Kamana'o Crabbe (KC) to present item IV. A.

IV.NEW BUSINESS

A. 2017 OHA Legislative Positioning — Matrix I

KC calls upon Public Policy Manager, Jocelyne Doane (JD), to present updates Trustees on the 2017 OHA Legislative Positioning – Matrix 1.

KC quickly introduces Christine Cardaza of the Washington D.C. Bureau.

JD introduces the first measure, item 1, GM679, Kaliko Baker. He is being reappointed to the Kaho'olawe Island Reserve Commission. Administration recommends SUPPORT.

Item 2, GM727 is for the nomination of Maureen Rawlins to the Early Learning Advisory Board. This is a reappointment. Administration recommends SUPPORT.

Item 3, GM762 is for the nomination of Hokulani Holt-Padilla to the Kaho'olawe Island Reserve Commission. This is a reappointment. Administration recommends SUPPORT.

Item 4, GM775 is for the nomination of Christine Namau'u to the Board of Education. Administration recommends SUPPORT.

JD mentions that the next 5 nominees are OHA's nominees to the Island Burial Councils of different islands. Administration recommends SUPPORT. They are as follows.

- GM785 – Fred Cachola – Hawai'i Island Burial Council (reappointment)
- GM786 – Kapulani Antonio – Maui/Lāna'i Island Burial Council (reappointment)
- GM787 – Evalina Watanabe - Maui/Lāna'i Island Burial Council (reappointment)
- GM809 – Leiana Robinson - Kaua'i/Ni'ihau Island Burial Council (reappointment)
- GM813 – Hinalaimoana Wong-Kalu - O'ahu Island Burial Council (reappointment)

JD continues and mentions that Administration has only one Bill position change recommendation. This is for item 10, SB1150. This is the Sunscreen Bill. The measure was amended to require UH to do a study on the impact of sunscreen on the coral reefs. JD does not believe a study is needed. She says that people know that the impact is not good, but further details need to be worked out. Therefore, Administration is recommending changing from Support to MONITOR as the Bill moves into Conference.

JD asks to update Trustees on other Bills impacting or naming OHA. The first measure is item 167, SCR150 regarding OHA gathering people together to come up with a way to honor Robert Wilcox. It has a hearing tomorrow. OHA SUPPORTS this measure.

Next is item 188, HR56. This is the resolution regarding the Task Force on OHA Elections. The measure has a hearing this morning. We should know soon what OMH will do with the Senate's version of the resolution.

The final measure naming OHA is item 217, HR120 relating to The Year of the Hawaiian. It is a measure to find ways to solidify and unify our community in looking at our successes over the years. This measure and two others like it have hearings.

JD continues on to two other measures of particular interest to the Trustees. Item 33, HB533, is the Bill regarding the Charter School facilities funding Bill. It is still zeroed out and will be going to Conference. JD feels that regardless of the amount, the Legislature is now considering facilities funding for Charter Schools which is one of the main disparities in funding for those schools.

The last Bill is item 86, SB658, the Airport Corporation Bill. JD and policy staff is hoping to meet with the DOT Director very soon to come up with a good compromise to address OHA's concerns. She recounted OHA's concerns as previously noted in previous meetings and in written testimony to the

Legislature. The main concern is the potential of the Airport Corporation being exempt from HRS. Ch. 171.

T. Waihe'e asked a question about SB895 and if OHA's testimony was in OPPOSITION to trespassing on state land. It was mentioned to T. Waihe'e that the Legislature could exempt trespassing on OHA's land if it opposed the Bill. That would be no problem. If OHA wants to allow trespassing on its own land, then that would be alright with the legislature.

JD responded by letting the Trustees know that is not OHA's intention to allow trespassing on its land. The OPPOSITION to the Bill was for the following reasons.

1. The Bill seems to target homeless people of which some are OHA's beneficiaries.
2. If illegal activity is occurring on State land, there are other laws on the books that can deal with the illegal activity.
3. OHA is concerned due to the potential effects on traditional and customary rights.

JD noted that other beneficiaries felt this targeted Mauna Kea protesters. This is why OHA raised concern #3. The Bill is going into conference.

CL thanks everyone for the update and discussion.

CL calls for a motion to approve:
IV. New Business

A. 2017 OHA Legislative Positioning — Matrix I

T. Ahuna – moved
T. Waihe'e – second

MEMBERS			1	2	Y	N	Kanalua	Abstain	Not Present at time of vote
TRUSTEE	LEI	AHU ISA			X				
VICE-CHAIR	DAN	AHUNA	X		X				
TRUSTEE	ROWENA	AKANA							EXCUSED
TRUSTEE	KELI'I	AKINA			X				
TRUSTEE	PETER	APO							EXCUSED
TRUSTEE	HULU	LINDSEY			X				
TRUSTEE	COLETTE	MACHADO							EXCUSED
TRUSTEE	JOHN	WAIHE'E		X	X				
CHAIR	ROBERT	LINDSEY, JR.			X				

MOTION: UNANIMOUS PASSED DEFERRED FAILED

ITEM#	BILL#	REPORT	DESCRIPTION	POSITION	
			New Bills		
1	GM67 9		Submitting for consideration and confirmation to the Kaho'olawe Island Reserve Commission, Gubernatorial Nominee, CHRISTOPHER BAKER, for a term to expire 06-30-2021.	SUPPORT	
2	GM72 7		Submitting for consideration and confirmation to the Early Learning Advisory Board, Gubernatorial Nominee, MAUREEN RAWLINS, for a term to expire 06-30-2018.	SUPPORT	
3	GM76 2		Submitting for consideration and confirmation to the Kaho'olawe Island Reserve Commission, Gubernatorial Nominee, HOKULANI HOLT-PADILLA, for a term to expire 06-30-2020.	SUPPORT	
4	GM77 5		Submitting for consideration and confirmation to the Board of Education, Gubernatorial Nominee, CHRISTINE NAMAU'U, for a term to expire 06-30-2020.	SUPPORT	
5	GM78 5		Submitting for consideration and confirmation to the Island Burial Council, Island of Hawai'i, Gubernatorial Nominee, FRED CACHOLA, JR., for a term to expire 06-30-2021.	SUPPORT	
6	GM78 6		Submitting for consideration and confirmation to the Island Burial Council, Islands of Maui and Lana'i, Gubernatorial Nominee, SUSAN ANTONIO, for a term to expire 06-30-2020.	SUPPORT	

7	GM78 7		Submitting for consideration and confirmation to the Island Burial Council, Islands of Maui and Lanai, Gubernatorial Nominee, EVALINA WATANABE, for a term to expire 06-30-2021.	SUPPORT	
8	GM80 9		Submitting for consideration and confirmation to the Island Burial Council, Islands of Kaua'i and Ni'ihau, Gubernatorial Nominee, LEIANA ROBINSON, for a term to expire 06-30-2021.	SUPPORT	
9	GM81 3		Submitting for consideration and confirmation to the Island Burial Council, Island of Oahu, Gubernatorial Nominee, HINALEIMOANA WONG-KALU, for a term to expire 06-30-2020.	SUPPORT	
Bill Positions for Reconsideration					
10	SB115 0	RELATING TO PRESERVING CORAL REEFS.	Requires the University of Hawaii to conduct a study on the effects of sunscreen on Hawaii's coral reefs and report to the Legislature. Appropriates funds. (SB1150 HD3)	SUPPORT > MONITOR	

CL moves on to item V. A.

V.UNFINISHED BUSINESS

A. 2017 OHA Legislative Package Updates — Matrix 2**

JD again shares that OHA's Charter School Funding Bill did not move, but there is a similar version moving out of the Senate into the House. OHA SUPPORTS this Bill.

OHA's Konohiki Resolution crossed over. There is a hearing this morning on the Senate one.

The OHA Budget Bill is going into conference. The Senate restored the personnel request. The Health, Housing and Income proviso (\$750,000 a year) was not restored. Per dollar, the personnel funds are worth more. Public Policy submitted comments to WAM on OHA's Grant funding and shared how OHA spent its Grant funds last year.

CL thanks everyone for their participation in today's updates.

VI. BENEFICIARY COMMENTS*

None

VII. ANNOUNCEMENTS

None.

VIII. ADJOURNMENT

CL seeks a motion to adjourn the BAE meeting.

T. Ahuna - moved
T. Waihe'e - second

CL asks if there is any discussion. There is none.

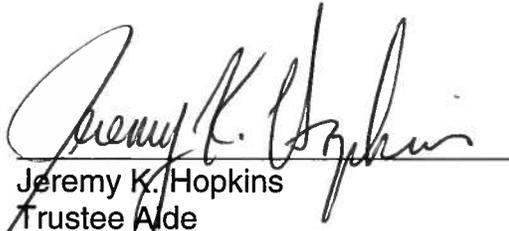
CL asks if any members vote NO or ABSTAIN. There are no dissenting votes.

TRUSTEE		1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
LEI	AHU ISA			X			
VICE CHAIR DAN	AHUNA	X		X			
ROWENA	AKANA						X
KELII	AKINA			X			
PETER	APO						X
CARMEN HULU	LINDSEY			X			
COLETTE	MACHADO						X
JOHN	WAIHE'E		X	X			
CHAIR ROBERT	LINDSEY			X			
TOTAL VOTE COUNT				6	0	0	

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

CL adjourns the BAE meeting at 10:28 AM

Respectfully submitted,



Jeremy K. Hopkins

Trustee Aide

Committee on Beneficiary Advocacy and Empowerment

As approved by the Committee on Beneficiary Advocacy and Empowerment on 7/26/17.



Trustee Robert K. Lindsey, Jr.

Chair

Committee on Beneficiary Advocacy and Empowerment

ATTACHMENT(s):

- Excused Absence Memo – Trustee Rowena Akana
- Excused Absence Memo – Trustee Peter Apo
- Excused Absence Memo – Trustee Colette Machado