

FEB 09 2018

SENATE CONCURRENT RESOLUTION

REQUESTING THE STATE AUDITOR TO CONDUCT A FORENSIC FINANCIAL
AUDIT OF THE UNIVERSITY OF HAWAII'S ACTIVITIES RELATED TO
MAUNA KEA.

1 WHEREAS, Mauna Kea is the most significant cultural and
2 astronomical site in the world; and
3

4 WHEREAS, the summit region of Mauna Kea is a spiritual and
5 special place of global significance that is home to cultural
6 landscapes, fragile alpine habitats, historical and
7 archaeological treasures as well as endemic species found
8 nowhere else on the planet; and
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10 WHEREAS, the protection and preservation of Mauna Kea
11 through proper management and stewardship is of statewide
12 concern; and
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14 WHEREAS, since 1998, four audits by the State Auditor have
15 been critical of the management, stewardship, and protection of
16 Mauna Kea; and
17

18 WHEREAS, although significant changes have occurred on
19 Mauna Kea since the 1998 audit, negative experiences over the
20 past fifty years have eroded public confidence and demonstrated
21 the critical need for a forensic financial audit to look into
22 the University of Hawaii's activities related to Mauna Kea; now,
23 therefore,
24

25 BE IT RESOLVED by the Senate of the Twenty-ninth
26 Legislature of the State of Hawaii, Regular Session of 2018, the
27 House of Representatives concurring, that the State Auditor is
28 requested to conduct a forensic financial audit of the
29 University of Hawaii's activities related to Mauna Kea; and
30

31 BE IT FURTHER RESOLVED that the forensic financial audit be
32 limited to the following:



- (1) Leases, including but not limited to:
 - (A) Mauna Kea science reserve, general lease S-4191;
 - (B) Hale Pohaku mid-level facilities, general lease S-5529; and
 - (C) Mauna Kea access road, nonexclusive easement lease S-4697;
- (2) The University of Hawaii System;
- (3) The Legal Affairs and University General Counsel Office of the University of Hawaii System;
- (4) The University of Hawaii Institute for Astronomy;
- (5) The Research Corporation of the University of Hawaii;
- (6) The Office of Mauna Kea Management, including but not limited to permits issued by the office to commercial tour operators to conduct tours on Mauna Kea and all revenues generated from those tours since 2005;
- (7) The Office of Mauna Kea Management Board;
- (8) The Kahu Kū Mauna;
- (9) The University of Hawaii at Hilo Astronomy Program;
- (10) The Mauna Kea observatories;
- (11) Mauna Kea Observatories Support Services;
- (12) The Mauna Kea Visitor Information Station;
- (13) The Hawaii Island New Knowledge Fund administered by the Hawaii Community Foundation and the Pauahi Foundation;



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- 1 (14) All financial expenditures from the University of
 2 Hawaii research and training revolving fund as it
 3 relates to Mauna Kea; and
 4
- 5 (15) All contracts or professional services used for but
 6 not limited to:
 7
- 8 (A) The Mauna Kea comprehensive management plan;
 9
- 10 (B) Creating, implementing, and evaluating the
 11 comprehensive management plan; and
 12
- 13 (C) Environmental impact studies conducted since
 14 2010; and
 15

16 BE IT FURTHER RESOLVED that the State Auditor submit a
 17 report of its findings and any recommendations, including any
 18 proposed legislation, to the Legislature no later than twenty
 19 days prior to the convening of the Regular Session of 2020; and
 20

21 BE IT FURTHER RESOLVED that certified copies of this
 22 Concurrent Resolution be transmitted to the State Auditor, Chair
 23 of the Board of Regents of the University of Hawaii, President
 24 of the University of Hawaii, Vice President of Legal Affairs of
 25 the University of Hawaii, Office of the University General
 26 Counsel, Chair of the Board of Directors of the Research
 27 Corporation of the University of Hawaii, Office of Mauna Kea
 28 Management, and Department Chairperson of the Department of
 29 Physics and Astronomy at the University of Hawaii at Hilo.
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OFFERED BY:

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