

DAVID Y. IGE  
GOVERNOR



CRAIG K. HIRAI  
DIRECTOR

GLORIA CHANG  
DEPUTY DIRECTOR

EMPLOYEES' RETIREMENT SYSTEM  
HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND  
OFFICE OF THE PUBLIC DEFENDER

**STATE OF HAWAII**  
**DEPARTMENT OF BUDGET AND FINANCE**  
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ADMINISTRATIVE AND RESEARCH OFFICE  
BUDGET, PROGRAM PLANNING AND  
MANAGEMENT DIVISION  
FINANCIAL ADMINISTRATION DIVISION  
OFFICE OF FEDERAL AWARDS MANAGEMENT (OFAM)

**WRITTEN ONLY**  
**TESTIMONY BY CRAIG K. HIRAI**  
**DIRECTOR, DEPARTMENT OF BUDGET AND FINANCE**  
**TO THE HOUSE COMMITTEES ON ENERGY & ENVIRONMENTAL PROTECTION**  
**AND WATER & LAND**  
**ON**  
**SENATE BILL NO. 2659, S.D. 1**

**March 22, 2022**  
**9:00 a.m.**  
**Room 325 and Videoconference**

**RELATING TO THE DIVISION OF CONSERVATION AND RESOURCES**  
**ENFORCEMENT**

The Department of Budget and Finance (B&F) offers comments on this bill.

Senate Bill No. 2659, S.D. 1, appropriates an unspecified amount of general funds for FY 23 to the Department of Land and Natural Resources for equipment, training, and the establishment of 20.00 full-time permanent positions for the Division of Conservation and Resources Enforcement.

B&F notes that, with respect to the general fund appropriation in this bill, the federal Coronavirus Response and Relief Supplemental Appropriations Act requires that states receiving Elementary and Secondary School Emergency Relief (ESSER) II funds and Governor's Emergency Education Relief II funds must maintain state support for:

- Elementary and secondary education in FY 22 at least at the proportional level of the state's support for elementary and secondary education relative to the state's overall spending, averaged over FYs 17, 18 and 19; and

- Higher education in FY 22 at least at the proportional level of the state's support for higher education relative to the state's overall spending, averaged over FYs 17, 18 and 19.

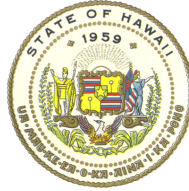
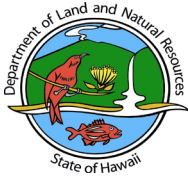
Further, the federal American Rescue Plan (ARP) Act requires that states receiving ARP ESSER funds must maintain state support for:

- Elementary and secondary education in FY 22 and FY 23 at least at the proportional level of the state's support for elementary and secondary education relative to the state's overall spending, averaged over FYs 17, 18 and 19; and
- Higher education in FY 22 and FY 23 at least at the proportional level of the state's support for higher education relative to the state's overall spending, averaged over FYs 17, 18 and 19.

The U.S. Department of Education has issued rules governing how these maintenance of effort (MOE) requirements are to be administered. B&F will be working with the money committees of the Legislature to ensure that the State of Hawai'i complies with these ESSER MOE requirements.

Thank you for your consideration of our comments.

DAVID Y. IGE  
GOVERNOR OF HAWAII



**STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES**

POST OFFICE BOX 621  
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**Testimony of  
SUZANNE D. CASE  
Chairperson**

**Before the House Committees on  
ENERGY & ENVIRONMENTAL PROTECTION  
and  
WATER & LAND**

**Tuesday, March 22, 2022  
9:00 AM**

**State Capitol, Conference Room 325, Via Video Conference**

**In consideration of  
SENATE BILL 2659, SENATE DRAFT 1  
RELATING TO THE DIVISION OF CONSERVATION AND RESOURCES  
ENFORCEMENT**

Senate Bill 2659, Senate Draft 1 proposes to appropriate moneys to the Department of Land and Natural Resources' (Department) Division of Conservation and Resources Enforcement for purchasing equipment, funding training, and establishing twenty full-time equivalent (20.0 FTE) positions. **The Department supports this bill provided that its passage does not replace or adversely impact priorities indicated in the Executive Budget request.**

The Department is aware of the need to provide more proactive law enforcement work in state waters. This measure would create a dedicated marine patrol unit in each of the four counties focusing and specializing in marine patrol work. We believe this dedicated focus will establish a more frequent on-the-water presence that will enable the Department to provide greater protection of the State's marine resources, while also increasing recreational boating safety. This measure will also enhance the Department's law enforcement visibility and response in state waters.

Thank you for the opportunity to comment on this measure.

**SUZANNE D. CASE**  
CHAIRPERSON  
BOARD OF LAND AND NATURAL RESOURCES  
COMMISSION ON WATER RESOURCE MANAGEMENT

**ROBERT K. MASUDA**  
FIRST DEPUTY

**M. KALEO MANUEL**  
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES  
BOATING AND OCEAN RECREATION  
BUREAU OF CONVEYANCES  
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CONSERVATION AND COASTAL LANDS  
CONSERVATION AND RESOURCES ENFORCEMENT  
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HISTORIC PRESERVATION  
KAHOOLAWE ISLAND RESERVE COMMISSION  
LAND  
STATE PARKS

**SB-2659-SD-1**

Submitted on: 3/20/2022 11:44:21 AM

Testimony for EEP on 3/22/2022 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Ian Garrod	DLNR	Support	Remotely Via Zoom

Comments:

I am available for questions to DLNR. Please allow me Zoom access.



Testimony Before The  
House Committee on Energy and Environmental Protection  
House Committee on Water and Land  
**IN SUPPORT OF SB 2659 SD1**  
March 22, 2022, 9:00AM, Room 325

My name is Kevin Chang and I am the Executive Director of [Kua'āina Ulu 'Auamo \(or KUA\)](#). KUA works to empower grassroots rural and Native Hawaiian mālama 'āina groups to celebrate their places and pass on their traditions to better Hawai'i and achieve 'āina momona— an abundant, productive ecological system that supports community well-being.

**KUA supports SB 2659 SD1 as an incremental step towards 'āina momona.** This bill would appropriate funds to the Division of Conservation and Resources Enforcement of the Department of Land and Natural Resources (DLNR-DOCARE) for purchasing equipment, funding training, and establishing 20.0 FTE positions.

KUA employs a community-driven approach that currently supports a statewide network of 36 mālama 'āina community groups collectively referred to as E Alu Pū (moving forward together), 40 fishpond projects and practitioners called the Hui Mālama Loko I'a, and a growing group of over 60 Limu practitioners and supporters called the Limu Hui. Members of these networks and future generations need a more resourced DOCARE and it is encouraging to see bills that will support this.

DOCARE officers are often the first representation community members get of DLNR. In some significant places it has long been known that there is an absence of almost any DLNR presence. A bill like this and the ongoing and growing DOCARE Academy you supported are beginning to fill that gap. More presence heightens awareness, influences behavior and also reflects the values our state and its people have wished to convey in our very constitution since 1972. Today a number of our network participants partner with DOCARE through growing community-based co-management initiatives from mauka to makai. Indeed, as we look to the future our communities are raising the kupa'āina who want to have jobs focused on mālama 'āina. Indeed, I am sure some of the submitted applications that recently inundated and exceeded the capacity of the DOCARE Academy enrollment portal came from these young people.

The communities we work with are committed to ensuring the long-term health of our biocultural resources. They have depended on them for generations. We believe our environment, the foundation of our very existence, is about long-term investment and a vision of 'āina momona. To get there it requires among other things greater capacity, new and more innovative career pathways, mindsets, relationships and resource flows for mālama 'āina. This definitely includes a properly resourced DOCARE. Passing this bill out of your committee will open a pathway toward reaching this vision.

Mahalo for this opportunity to testify in support.

Aloha 'Āina Momona.



**Mālama Pūpūkea-Waimea**  
**Post Office Box 188**  
**Hale'iwa, HI 96712**

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Educational Programs &  
Makai Watch Coordinator*

**Federal Nonprofit Organization**  
**501(c)(3) FEIN 27-0855937**  
**[www.pupukeawaimea.org](http://www.pupukeawaimea.org)**  
**[info@pupukeawaimea.org](mailto:info@pupukeawaimea.org)**

March 17, 2022

Re: **STRONG SUPPORT** for **SB 2659 SD1**: Relating to the Division of Conservation and Resources Enforcement

Aloha Chair Lowen and the Committee on Energy & Environmental Protection, and Chair Tarnas and the Committee on Water and Land,

Mālama Pūpūkea-Waimea (MPW) is the community non-profit that cares for, educates about, and protects the fragile marine ecosystem of the Pūpūkea Marine Life Conservation District located on the North Shore of O'ahu.

We are proud to have been the first (and are currently the only) State of Hawai'i Makai Watch program on O'ahu, a collaborative statewide program where citizens and NGOs become directly involved with the Department of Land and Natural Resources (DLNR) in the management of marine resources through promoting compliance to rules, education, and monitoring.

We collaborate closely with the Division of Conservation and Resources Enforcement (DOCARE) and rely on their ability to effectively respond to violations and enforce the rules and regulations protecting our marine resources. SB 2659 SD1 appropriates moneys to DOCARE for purchasing much needed equipment, funding training, and establishing 20.0 FTE positions that will directly benefit the health and abundance of our nearshore marine resources.

We **strongly support SB2559 SD1**.

Mahalo nui,

*Jenny Yagodich*

Jenny Yagodich  
Director of Educational Programs &  
Makai Watch Coordinator  
Mālama Pūpūkea-Waimea

**SB-2659-SD-1**

Submitted on: 3/15/2022 4:01:00 PM

Testimony for EEP on 3/22/2022 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Jennifer Azuma Chrupalyk	Individual	Support	Written Testimony Only

## Comments:

Support the kapu system on natural resources. Not because it is Hawaiian - although your department would gain favor if it was presented with culture - but because if you contact the college or the USDA, you will find out that it is scientifically sound.

Through the USDA NCRS conservation program, I am not allowed to cut a certain amount of trees during key seasons of endangered species breeding. Ironically, those are the exact same times that the kapu system did the same thing. Do you see how utilizing cohesiveness will cause common+unity in our communities?

**SB-2659-SD-1**

Submitted on: 3/16/2022 10:40:33 AM

Testimony for EEP on 3/22/2022 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Douglas Perrine	Individual	Support	Written Testimony Only

Comments:

There's no point in having laws if they're not enforced.