

**Notes, Beneficiary Consultation #2 on Kalaupapa Draft GMP May 27, 2015 9:00 a.m. – 12:00 p.m.**

*CU: Community Use DGMP: Draft General Management Plan DHHL: Dept. of Hawaiian Home Lands  
DOH: Dept. of Health DOI: U.S. Dept. of Interior DLNR: State Dept. of Land & Natural Resources  
GL: General Lease HHC: Hawaiian Homes Commission HHL: Hawaiian Home Lands HHCA: Hawaiian  
Homes Commission Act MOU: Memorandum of Understanding NPS: National Park Service NH: Native  
Hawaiian nH: native Hawaiian OHA: Office of Hawaiian Affairs*

Meeting started at 9:20 a.m. Intros – went around the table.

Beneficiary: Several descendants of patients, and employees. Myer family – MOU, didn't know that NPS wants to absorb 70+ acres. Exhibit at museum – Sarah Robinson. Wants to see what happens. Why does NPS want to enlarge park boundaries?

DHHL: Walk us through presentation. Molokai Island Plan 2005. Molokai Regional Plan 2010. HHC has land use authority for HHL. CU topside at Pala'au State Park. People come to the lookout. Educate and inform, cultural center. Economic opportunities. CU on peninsula. Gathering place at bottom of trail. Lion's Club pavilion on airport end. Special District – settlement area.

Beneficiary: 1981 – park started. Restoring buildings, managing and maintaining. Annual budget – not inexpensive to run the place. Community concerns. What about homesteading? Primary mandate. Force them to listen – take a more affirmative stance. NPS overextending their kuleana to topside.

Beneficiary: Was there any kind of sequential consultation – 2011-2015? Oct. 2013 – met with them. DGMP did not acknowledge Article 12 Section 7 – OHA standing on that, constitutional. Not engaging adequately with DHHL. Fed up with NPS.

DHHL: Native Hawaiians have first right of refusal. Way to let beneficiaries have access. Alt B kept cap at 100/day. May not be the traditional homesteading model. DHHL can work on an MOU w/NPS to ensure access. Healing place – Pu'uhonua. Mihi w/our kupuna. Rehabilitation. Kuleana lands – forced to leave. Alt C is more of a malama 'aina focus – have to lift the cap of 100/day. Benefits to nH. Stewardship & partnerships is the focus.

Beneficiary: Green is a large percentage of the peninsula. Where are the details? Define stewardship in General Mgmt Plan. Beneficiaries want the details. Willing to have now, work on it into the future.

Beneficiary: Intending to control future policies and practices for Kalaupapa. Trigger is 2041 for lease expiration – don't want them down there using the place for 15 years before the lease expires. Once DOH leaves, what will be jurisdictional status? Sunset of DOH – have to work something out with DOH for transition. We need to cancel the lease when last patient expires.

DHHL: Put in end date of 2035 – end time of the GMP.

Beneficiary: How long until end of the lease? How soon until the GMP is finalized? May not get approved until 2020. Why only for that long? Like the Danners, exchanging lands w/Wash DC – don't let them have any wiggle room. Limit the timeframe. Make the language explicit.

Beneficiary: What if we work through all this and we can't exchange land?

*CU: Community Use DGMP: Draft General Management Plan DHHL: Dept. of Hawaiian Home Lands  
DOH: Dept. of Health DOI: U.S. Dept. of Interior DLNR: State Dept. of Land & Natural Resources  
GL: General Lease HHC: Hawaiian Homes Commission HHL: Hawaiian Home Lands HHCA: Hawaiian  
Homes Commission Act MOU: Memorandum of Understanding NPS: National Park Service NH: Native  
Hawaiian nH: native Hawaiian OHA: Office of Hawaiian Affairs*

DHHL: Cannot have condemnation authority over HHL. DHHL needs to participate in the transition plan. Who is going to pay for what? What happens if/when the NPS leaves?

Beneficiary: Extended boundaries – 1247 acres in GL. Want to go to 13,000 acres. Want to enlarge – offensive to me, to NH.

DHHL: Our beneficiaries don't support expansion.

Beneficiary: Feds trying to manage and control a large area of Molokai.

Beneficiary: NPS interested in whole of the North Shore. Special designation. Playing defense. Special to everybody on Molokai. NPS on HHL – NH fighting with feds and state since the overthrow, people getting more pissed off. DLNR always playing wishy-washy. Everybody wants to fight back. Every time the State wants to do things on the backs of NH. Park not supposed to be just about the bad story of Kalaupapa. Shouldn't have happened but did – need to protect that story. The NH never went west end – went to the valleys. Left thousands of years of hard labor to feed ourselves – a resource that we need. Make use of the whole north shore – value is to us – we have to prove we can do that in Waikolu. What we going do in Waikolu. Initial reaction was to tell them to get out when it's time to get out. If there is a strong partnership with right vision – has to be a main component of this park. Needs to be formalized. Don't have homesteaders living traditionally – don't need a mortgage. Lifestyle could be planted in all those valleys. Where the Hawaiians can live in the valleys. The rest is ours. Partnership with NPS – Agreement between DOI, NPS, Umatilla Tribe – make an agreement with traditional people. Cooperative agreement – Hawaiians could help NPS to get funding. Or – could try to get rid of this park. Force them into a partnership. Task Force – these are the goals and objectives – traditional NH way of life. Need to get rid of non-native plants, clean water, etc. Lobby them, DC to make this a special situation.

DHHL: NPS needs a GMP in order to get funded – that's how they get funded. Inouye etc. lobbied for the budget before. One of the newer parks. Feds want to continue to fund. But – DHHL needs to get that Cooperative Agreement with the details. Section 106 consultation – need to have an agreement in place.

Beneficiary: They will ignore us.

Beneficiary: Go back to current Molokai Island Plan. Special District – opportunity to plug in to be upheld, approved by the HHC. What is a Special District – not determined, under special consideration. Specialized planning in order to develop. Not enough – have to get a working plan going. Task Force should include DLNR – Suzanne Case, William Aila.

DHHL: Need to convene task force now – landowners and beneficiaries.

**Notes, Beneficiary Consultation #2 on Kalaupapa Draft GMP May 27, 2015 9:00 a.m. – 12:00 p.m.**

*CU: Community Use DGMP: Draft General Management Plan DHHL: Dept. of Hawaiian Home Lands  
DOH: Dept. of Health DOI: U.S. Dept. of Interior DLNR: State Dept. of Land & Natural Resources  
GL: General Lease HHC: Hawaiian Homes Commission HHL: Hawaiian Home Lands HHCA: Hawaiian  
Homes Commission Act MOU: Memorandum of Understanding NPS: National Park Service NH: Native  
Hawaiian nH: native Hawaiian OHA: Office of Hawaiian Affairs*

Beneficiary: On that note – still have the peninsula and Pala’au Park – should be included. Also private landowner. Gotta look topside down and downside up. Needs to include all NH, not just nH.

DHHL: Has OHA been invited to participate?

Beneficiary: A’ole.

Beneficiary: They could represent all Hawaiians.

DHHL: Should regroup with OHA staff.

Beneficiary: How are we going to figure out this process? Confusing. Need to understand the process so we know what to do.

DHHL: Section 106 is one process that these issues can be brought up in.

Beneficiary: Encourage you to talk to policy analysts – federal background – Kawika Reilly.

Beneficiary: Lifting the cap of 100 visitors/day: Fear of it becoming a huge open gate. Limiting factor – transportation. Only have a carrying capacity of 300 people/day. Say that’s the cap.

Beneficiary: Lots of times, there is more than 100. Workers, volunteers, etc. Many times there is over 100. Economics – shouldn’t all stay down there – should stay topside overnight. Daily visitor count

Beneficiary: Gotta have a really good briefing and staging area.

DHHL: Mandatory orientation. General rules.

Beneficiary: Kilauea – video – NPS is good at that.

Beneficiary: As long as they do it up topside – Pala’au – tell story of Molokai, not just Kalaupapa. Story of homesteading, why we don’t want a lot of tourist here.

Beneficiary: Keep the cap, but focus on stewardship.

Beneficiary: Just concession to get down there – 100. Stewardship shouldn’t be counted. Should be a guest relationship, limited access.

Beneficiary: P. 8 & 9 – hire native Hawaiian cultural consultants. They should come forth and give their names. Before settlement – important to have that history. Economics – be inclusive, include us now, not later. Preference should be for us, now. Out of this hui – demonstrate what they should be doing. Doing it for whom?

*CU: Community Use DGMP: Draft General Management Plan DHHL: Dept. of Hawaiian Home Lands  
DOH: Dept. of Health DOI: U.S. Dept. of Interior DLNR: State Dept. of Land & Natural Resources  
GL: General Lease HHC: Hawaiian Homes Commission HHL: Hawaiian Home Lands HHCA: Hawaiian  
Homes Commission Act MOU: Memorandum of Understanding NPS: National Park Service NH: Native  
Hawaiian nH: native Hawaiian OHA: Office of Hawaiian Affairs*

Beneficiary: Don't forget the patient advisory council – they are setting the cap. Commission – when the patients are all gone, then what?

DHHL: Should there be another advisory council taking over after?

Beneficiary: DOH has been absent, and yet they have the highest authority down there. Should be talking with us around the table. What is the agenda – patients or DOH?

Beneficiary: US recognized indigenous people – advice and consent. UN Declaration on the Rights of Indigenous Peoples. Law of the Land – they have to consult.

Beneficiary: When the time comes, what should be the mechanism? Rights of Indigenous People – DHHL represents. Both DHHL and OHA needs to be partners in this.

Beneficiary: Trust obligations, then international law to follow.

Beneficiary: DOH looking to get out of there. Want to transfer patients to Honolulu. Narrow kuleana. They are also the County of Kalawao. DOH seems silent at these meetings.

Beneficiary: State level – what is the future of Kalawao County? What is going to happen - jurisdiction. Let's make a Molokai County. Rep DeCoite, Kalani English. Bill to transfer all of DLNR's lands in Kalaupapa to DHHL – didn't pass. Missing acreage – trying to find missing 2,000 acres. HHCA – Kalaupapa is HHL – defined as ahupua'a or as whole peninsula? Need to clarify intended boundaries.

DHHL: ASAP – need to formalize negotiations.

Beneficiary: Section 106 – what is it? Obligation to consult with NH. Doesn't exclude NPS. Three parties named in federal legislation. DHHL, OHA, Hui Malama o na Iwi Kupuna. Task force may be more effective way to get mana'o into the planning document.

Beneficiary: Can DHHL bring in the other agencies? Yes – Myers, DLNR, have to identify stakeholders.

Beneficiary: DHHL needs to weigh in. Do beneficiaries still support the 100/day cap? Actual cap is 300/day up and down the trail, not workers and others staying down there. Define who are we talking about? Define "visitors." Any homesteader topside – in a category by ourselves. Credibility for beneficiaries going down there, shouldn't be in the cap. Families that used to be from there – second. Then general public from Molokai. People off island are at the bottom. Then divvy up the facilities use. Priorities.

Beneficiary: Identifying what structures are used for – ID who are the users. Visitors will have to pay a higher price.

*CU: Community Use DGMP: Draft General Management Plan DHHL: Dept. of Hawaiian Home Lands  
DOH: Dept. of Health DOI: U.S. Dept. of Interior DLNR: State Dept. of Land & Natural Resources  
GL: General Lease HHC: Hawaiian Homes Commission HHL: Hawaiian Home Lands HHCA: Hawaiian  
Homes Commission Act MOU: Memorandum of Understanding NPS: National Park Service NH: Native  
Hawaiian nH: native Hawaiian OHA: Office of Hawaiian Affairs*

DHHL: Right now there is no fee.

Beneficiary: Rules and regulations designed to provide a high quality of experience. Structured and unstructured, etc. Who going to be given commercial use authorization? Whole new category. P. 16. Kapulu.

DHHL: Free day use option. Staying over – only stewards. Additional policies in doc to create a hierarchy. Priority of uses. Honor place and people.

Beneficiary: Should be different policies for us – we're not malihini.

Beneficiary: Should add – heirs of those who were patients there. Not from Molokai, but 'ohana. Expand out to all heirs of descendants. Should have standing too. Priority for access – Kalaupapa 'ohana.

Beneficiary: Have to talk about Pelekunu, Wailau, Halawa. Impact of other valleys. Family comes from those valleys. What comes out of this hui, task force – demonstrate that not only Kalawao is responsible for those areas. Has leprosy come to the other valleys? Pre-settlement 'ohana, 'ohana from other valleys.

DHHL: Deadline June 8. DHHL has been granted an extension by the superintendent. Incorporate mana'o from beneficiaries. Creation of task force ASAP to advise on GMP. We have until July 8. You can provide your mana'o directly to NPS.

Beneficiary: So does DHHL support Alt. B or C?

DHHL: Alt. C actually provides more access to beneficiaries, more opportunities for stewardship.

Beneficiary: Alt. B – no more partnerships? If you put that in C then I can support C.

DHHL: They can mesh the alternatives.

Beneficiary: I like B's preservation concept, but like C's stewardship component.

Beneficiary: Can they take out "no homesteading" statement? Is there anything in the Plan to return the lands to DHHL someday? Can we put in there that the lands could be returned someday to DHHL? If they keep putting in \$millions, then we can never get the land back.

DHHL: Up to \$40 million invested – if lease is broken, DHHL will have to pay the penalty – we would pay for all improvements. Put in 20 year timeframe cap. Section 106 language negotiated – 2041 – could have agreement that everything reverts to the trust and we don't pay anything. Don't have the \$ to pay them out. Should no more improvements be made? Caps on CIP – no more developments.

*CU: Community Use DGMP: Draft General Management Plan DHHL: Dept. of Hawaiian Home Lands  
DOH: Dept. of Health DOI: U.S. Dept. of Interior DLNR: State Dept. of Land & Natural Resources  
GL: General Lease HHC: Hawaiian Homes Commission HHL: Hawaiian Home Lands HHCA: Hawaiian  
Homes Commission Act MOU: Memorandum of Understanding NPS: National Park Service NH: Native  
Hawaiian nH: native Hawaiian OHA: Office of Hawaiian Affairs*

Beneficiary: Clean slate in 2041?

DHHL: Won't reinvest if they don't get a lease extension 20 years prior to expiration. If it's kapulu, we have to clean it up, fix it.

Beneficiary: Gotta put that into the contract.

Beneficiary: What is the lease rent? That's a small amount. Federal lands don't pay property tax – a percentage. Where does the exemption payment go? They have their own County – where does it go? Need to be looking at that now. Who manages the gate topside?

Beneficiary: Waihanau included in NPS? Bottom – where the water drops. Cultural village – heiau, lo'i – are they about that?

DHHL: Doesn't say how, or who will do restoration. We advocate for beneficiaries – don't prescribe, but listen and transmit your mana'o.

Beneficiary: Phone consultation – reverend from Kalaupapa couldn't call in to conference call. Process sucked. Wanted to hear his mana'o. Didn't get to participate. Need to open it up to people outside – including folks who can't participate.

Beneficiary: DOI draft rules – timeframe? 90 days by law – DHHL can request an extension? Formal request for extension – Lori Buchanan. Issue is federal oversight. HHC has authority over HHL, but Secretary of Interior will be in charge. Request public hearing. Foot in the door. Could give DOI power to reorganize us. Amendments to HHCA.

Beneficiary: Will post and/or email our notes (BC report) when done. Have recommendations, will need to get it cleared through Director.

Beneficiary: Recommend – no expansion of Park.

Beneficiary: No land swapping – no lands taken by condemnation.

Beneficiary: Going to put all infrastructure in there, sensitive story there, patients, burials, etc. Keep this place like a special sacred area for that story. Feds say they are going to protect this area. Benefits to homesteaders are minimal – story will always be protected. Would make more sense to us to have other backside valleys – there should be no land swaps? We will come up empty handed. Don't include acquisitions. No land exchanges, but open to further acquisitions for the purpose of the HHCA. Using it – no pohō.

*CU: Community Use DGMP: Draft General Management Plan DHHL: Dept. of Hawaiian Home Lands DOH: Dept. of Health DOI: U.S. Dept. of Interior DLNR: State Dept. of Land & Natural Resources GL: General Lease HHC: Hawaiian Homes Commission HHL: Hawaiian Home Lands HHCA: Hawaiian Homes Commission Act MOU: Memorandum of Understanding NPS: National Park Service NH: Native Hawaiian nH: native Hawaiian OHA: Office of Hawaiian Affairs*

DHHL: Kalawao side has lots of burials, unmarked graves. Preserve settlement, graves, etc. Other valleys – intact ahupua'a. Restoration of agricultural complexes, but concern about burials. Other valleys – access for gathering, agriculture, etc. Partnership – get federal dollars to get rid of invasive species.

Beneficiary: Are we all on the same page with the feds? Don't have a definition for sacred, or spiritual. Problematic, Restoration – need to know we are all talking about the same thing. Preservation – no people. Metadata – definitions of all their terms. Pelekunu & Puu o Hoku Ranch – what are you talking about? No invasive species, no people?

Beneficiary: Restore a car that's 30 years old? Preserve, conserve. Look at 'em, or jump in and drive 'em? Walk this land – eat from the land. Continue to restore – not just to look at it. Demonstrate.

Beneficiary: Define stewardship/ Define enhancement. Purpose of leeward side is to preserve. Live culture needs a place to be exercised.

Beneficiary: Restoration – can be restored and used. Valleys need to be restored and reutilized.

Beneficiary: Leeward side is one area – one extreme. Kalawao – in between. Waikolu – wet side. Can use.

DHHL: Even windward side has burials everywhere. Waialeia and Waihanau.

Beneficiary: Shoreline, fishpond. Part of HHL. By the airport. Restore and use. Food production.

DHHL: Need an affirmation of definition of stewardship. Need it specified – Integrated Resource Management – put some words in there to specify. Then we can bring in all the details.

NPS: All those things will have their own programs.

Beneficiary: Education, but not for us to use. Put enhancement with a definition. Make it allowed for us to use.

Beneficiary: 100 is too low, 300 is too high. Carrying capacity is 300. What is real carrying capacity? Define. With current staff, or additional staff. Had to figure it out to do the movie.

Beneficiary: Concessions – limited to how many can come down. At any one time – 100. Can do 3 sets per day. Gotta make money back. No entry fee.

Beneficiary: Protecting surfing. Benefits nH people. Benefits Molokai people – the kids. How you grade the people. Can? Can go down. Bring Hawaiians down. Maybe once a year – surf has to come together.

**Notes, Beneficiary Consultation #2 on Kalaupapa Draft GMP May 27, 2015 9:00 a.m. – 12:00 p.m.**

*CU: Community Use DGMP: Draft General Management Plan DHHL: Dept. of Hawaiian Home Lands  
DOH: Dept. of Health DOI: U.S. Dept. of Interior DLNR: State Dept. of Land & Natural Resources  
GL: General Lease HHC: Hawaiian Homes Commission HHL: Hawaiian Home Lands HHCA: Hawaiian  
Homes Commission Act MOU: Memorandum of Understanding NPS: National Park Service NH: Native  
Hawaiian nH: native Hawaiian OHA: Office of Hawaiian Affairs*

Concession – HRS 326, also liability, emergency services. Also hula, language, how do we handle it, work this thing out. Find a solution.

DHHL: Traditional & customary practices. Wa'a, gear restrictions. How about what kind of board you can take? What is the goal? Resource protection. Step back and own it. Our 'aina pays for it. Limit it to a purely traditional practice.

Beneficiary: So pure and beautiful – how can that traditional practice occur? What do Molokai people want to happen?

Beneficiary: Should we really only announce that number?

DHHL: Would like to get a clear yes or no on the number.

Beneficiary: Define the users – visitors going come. Don't want to be shut out by them. 100 visitors max, not to include nH, Molokai residents, etc. 300 max.

Beneficiary: Keep it a cultural place for our people. Without the pre-settlement history – there would be nothing. Kaunalu, Kawaikapu etc. East end. Closest to the water – backside. No river, valley, 'opae or o'opu. This is the story DHHL and NPS needs to know. NPS engaging to interview the old families – Davianna McGregor. Working with those families that were displaced. Flying – not going. Needs to be 100 kanakas down there, working that 'aina, walking down there. Don't follow the presidents on the bills – not just about money.

Beneficiary: Needs to benefit topside. NPS has no limit on overnight. 200 structures. Level of detail not in the plan.

Beneficiary: DHHL should be managing the buildings, getting revenue.

Beneficiary: Have to restore up to their standards.

DHHL: To Do - Report, Request to Director, HHC submittal, Section 106, jurisdictional transition. No expansion of Park, Traditional & customary practices. Advice and Consent per UN Rights of Indigenous People. Definitions of jurisdiction – DHHL, OHA, Aha Ki'ole. DLNR should be taking their lead on the ahupua'a.

Beneficiary: Negotiation process – with Task Force – area of engagement – yellow area. We care about the areas in green – Integrated Resource Management. Living Park – in Alaska. Look at other examples of agreements with native people.

Beneficiary: Malama that 'aina vs. homesteading. Shifting the focus.

**Notes, Beneficiary Consultation #2 on Kalaupapa Draft GMP May 27, 2015 9:00 a.m. – 12:00 p.m.**

*CU: Community Use DGMP: Draft General Management Plan DHHL: Dept. of Hawaiian Home Lands  
DOH: Dept. of Health DOI: U.S. Dept. of Interior DLNR: State Dept. of Land & Natural Resources  
GL: General Lease HHC: Hawaiian Homes Commission HHL: Hawaiian Home Lands HHCA: Hawaiian  
Homes Commission Act MOU: Memorandum of Understanding NPS: National Park Service NH: Native  
Hawaiian nH: native Hawaiian OHA: Office of Hawaiian Affairs*

DHHL: Changing the focus from entitlement to utilization. Not just what was defined in 1921.

Beneficiary: Who should be on the task force? How many on the task force? What are the requirements of beneficiaries? Applicants too. NPS needs to get that right.

Beneficiary: Problem I've noticed is different superintendents. They come and go, they take advantage of us. This one is the one. Keep her as long as possible.

DHHL: Planning documents are the thing we can hold them accountable. Erika sees the importance of this.

Beneficiary: Follow up meeting – can we have? Get us the notes.

DHHL: Can try to do another meeting near the end of June, after we get the notes out.