



# **OFFICE OF HAWAIIAN AFFAIRS**

## **Budget Briefing**

**January 6, 2009, 9:30am**

**Fiscal Years 2010 and 2011**

## **Board of Trustees**

S. Haunani Apoliona  
Chairperson, Trustee-At-Large

Walter M. Heen  
Vice-Chairperson, O'ahu

Rowena N. Akana  
Trustee-At-Large

Boyd P. Mossman  
Trustee, Maui

Donald B. Cataluna  
Trustee, Kaua'i & Ni'i'hau

Oswald Stender  
Trustee-At-Large

Robert K. Lindsey Jr.  
Trustee, Hawai'i

John D. Waihe'e, IV  
Trustee-At-Large

Colette Y. Machado  
Trustee, Moloka'i & Lāna'i

Clyde W. Nāmu'ō  
Administrator

## 2009 Budget Briefing Narrative

*Please provide a brief narrative of how the current economic and fiscal conditions are affecting your department's operations. Please include the following tables in your discussion. Please limit this section to no more than 2 pages.*

OHA's budget is based on goals, strategies, and activities and the information in this briefing is presented in a format that aligns with this approach. OHA does not utilize performance program budgeting.

In general terms the current economic and fiscal conditions affect OHA operations in a number of ways including:

1. The economic downturn has resulted in increased demand for Native Hawaiian services and assistance. The number of inquiries from beneficiaries has increased by 26% in calendar year 2008 over 2007.
2. Trust funds available to OHA will decrease due to under performance of its investment portfolio as a result of the volatile stock market.
3. Continued legal challenges that could seriously impact Native Hawaiians have and will continue to require financial resources that could otherwise be used to address the increased demand for Native Hawaiian services and assistance.
4. State budget cuts will reduce services and programs that support low to moderate income individuals including OHA beneficiaries. As seen in the past these beneficiaries or the organizations serving beneficiaries often turn to OHA to make up this reduction in funding of services.

OHA received \$3,087,075 in general legislative funds in FY2009 to provide much needed services and assistance to Native Hawaiians. Approximately \$1.94 million of the general legislative appropriation amount is paid to service providers for the delivery of direct services. The legislative funding includes the following three areas of beneficiary programs or services:

1. Social services to office of Hawaiian affairs beneficiaries to include information and referral services, case management and counseling, establishment of individual development accounts, financial literacy, and financial assistance. Referral services include those relating to education assistance, employment and income security, individual and family care, health needs, housing, legal services, genealogy research, business assistance, and general information.

2. Legal services and legal representation to office of Hawaiian affairs beneficiaries for: the assertion and defense of quiet title actions; assistance with ahupua`a and kuleana tenant rights, including rights of access and rights to water, land title assistance, including review of title and genealogy, preservation of traditional and customary practices, protection of culturally significant places, and preservation of Native Hawaiian land trust entitlements.
3. Educational enrichment programs for Native Hawaiian children in grades K through 12 throughout the State. Program activities are to be designed to optimize learning for Hawaiian students and are intended to develop a stronger interest in learning, connect learning and education to one's Hawaiian identity, and explore possible educational, career and academic goals the students may not have considered.

Approximately \$1.15 million of the legislative funding is used for personnel and administrative costs to implement the three beneficiary services programs and a number of other services and programs that allow OHA to advocate for and provide services to Hawaiians. Pursuant to Chapter 10-3, HRS, as amended, the purpose of OHA is for the betterment of condition of native Hawaiians and Hawaiians. The use of trust funds is limited to native Hawaiians and legislative funding is critical as it allows OHA to provide support and assistance to Hawaiians in fulfillment of Chapter 10.

To address the increased demand for services OHA would like to maintain its legislative appropriation at the FY2009 level of \$3,087,075 as approved by the OHA Trustees at its October 16, 2008 board meeting. If the amount is reduced Native Hawaiians will be impacted in the following ways:

- In Health, Human Services, and Housing, a vast majority of programs and services are in the highest need areas including but not limited to: 1) homeless; 2) medically uninsured/underinsured; 3) mental health; 4) substance abuse; 5) domestic violence; and 6) chronic disease. A reduction in the legislative appropriation would negatively impact all the service needs listed above.
- There would be a significant reduction in services and beneficiary assistance including but not limited to: 1) reduction in funding to emergency financial assistance programs, 2) reduction and potential elimination of case management services which assist beneficiaries to access community resources, 3) budget cuts leading to loss of clinicians providing mental health and substance abuse counseling and support, and 4) loss of health monitoring/navigation programs that assist those with chronic disease to get needed medical care.

- Important programs such as providing legal services for the Native Hawaiian community, currently provided by the Native Hawaiian Legal Corporation (NHLC), will be severely impacted which would lead to a reduction in staff attorneys and critical support staff (paralegals, legal clerks, etc.) and thus a reduction in available legal services to the Native Hawaiian community. The net effect would include:
  - i. No real alternative for Native Hawaiians in desperate need of affordable legal services for issues often involving unique Hawaiian claims as NHLC is often the only venue for such services and the last chance for such representation;
  - ii. An increase in Native Hawaiians facing difficult housing and land issues being unable to resolve land claims leading to increased family strife, loss of ancestral lands, and no participation in due process afforded to rightful claimants denied legal representation;
  - iii. Possible cessation of the groundbreaking Peacemaking Project currently housed within NHLC which seeks to resolve litigious issues with traditional Native Hawaiian strategies for ho`oponopono and conflict resolution without the need to go to court;
  - iv. An increase in destruction of traditional cultural landscape and irreparable loss of critical natural, historical and cultural resources through a decreased ability to participate in agency decisions and represent cultural practitioners, ‘ohana, Native Hawaiian Organizations, and others in ensuring agencies charged with constitutional, statutory and judicial mandates to protect the ‘āina perform their duties;
  - v. A severe decrease in identifying and perpetuation of constitutionally protected traditional and customary Native Hawaiian practices under increased threat from landowners and developers pushing Western property rights with an ever increasing focus in State and County agencies, boards and commissions and in the courts;
  - vi. An increased inability for the Native Hawaiian community to have equal and fair access to the courts and judicial system due to economic hardship and unique cultural considerations;
  - vii. With a projected increase in economic hardship in the oncoming years, legal services for the portions of the community who may need legal services, not just for equity, but for critical living conditions, will only increase so the projected impacts of budgetary considerations impacting legal services for Native Hawaiians will only exacerbate the situation.
  
- Ability to communicate program services and events to our Hawaiian constituents, students, families and communities. Current budget for publicity is \$16,500 for advertising and \$3,300 for printing. A 20% reduction (\$21,000) would potentially eliminate entire (100%) publicity line item.

- Pay for instructors, cultural specialist, fees to use certain resources, rental of facilities, etc. During the year, Na Pua No'eau is allocated nearly \$41,000 to hire educational and cultural resources at our "school year" events, which include weekend enrichment programs for students and families, college preparation and information workshops and university campus and community activities. During the summer, Na Pua No'eau is allocated nearly \$43,000 to hire educational and cultural consultants at our summer events, which include our two week residential programs at the University of Hawai'i at Manoa and at the University of Hawai'i at Hilo along with summer programs at our remaining neighboring islands. A 20% cut (\$21,000) would reduce our school year/summer teaching personnel by 50%, which is approximately 50 positions.
- Number of students and families served. Na Pua No'eau has serviced over 1000 students for the 2007-2008 year, and another 500 student participants at Na Pua No'eau events throughout the year. A 20% decrease in budget will correlate to a 20% decrease in student and family participation.
- Number of program events and activities that can be delivered throughout the school year and summer program. A 20% reduction will correlate to a reduction in services for Native Hawaiian students statewide, Na Pua No'eau is the only program that provides learning enrichment opportunities to Native Hawaiian students and their families throughout the state.
- With OHA's support, funding and advocacy, Na Pua No`eau has made great strides in meeting all performance targets and outcomes. 1,101 Na Pua No'eau alumni are currently enrolled in college at the University of Hawai'i system. A 20% reduction will ultimately result in a decline of in college enrollments of Native Hawaiian students. Na Pua No'eau collaborates with a number of university and community organizations. A budget reduction will limit the availability of NPN staff and un-bridge a partnership that works well for our organization.

OHA recognizes the need for prudent spending during times of poor economic conditions and has identified the following areas to reduce administrative costs:

1. Reduce rent expense by moving the HLID office into the main office and incorporating new programs such as PTAC into existing main office space.
2. Reduce personnel expense through careful review of the need for vacated positions. To-date five positions have been vacated through attrition in FY2009.

3. Reduce fees paid to service providers through the review of existing contracts and the identification of areas where reduction of fees are possible. As an example OHA has reduced its annual investment custodian fees by \$150,000.
4. Reduce program expenditures through the leveraging of funds by partnering with other State and Federal agencies to include:
  - Native Hawaiian Revolving Loan Fund in the amount of \$24,000,000 which is 60% Administration for Native Americans (ANA) and 40% OHA funded. The program was revamped in late 2007 to better meet the needs of our beneficiaries.
  - Procurement Technical Assistance Center (PTAC) in the amount of \$600,000 which is 50% Defense Logistics Agency, DOD, 33% OHA, and 12% partner organization funded.
  - Halawa-Luluku Interpretive Development Project in the amount of \$440,000 with 100% of the funding received from the Department of Transportation.
  - Continue to seek outside funding to leverage OHA funds when awarding grants.

#### OHA Biennium Budget Request

OHA Program ID	FY 2010		FY 2011	
	General Fund	Trust Fund Match	General Fund	Trust Fund Match
<b>Program ID 150 – Office of the Trustees</b>	<b>31,149</b>	<b>278,401</b>	<b>31,149</b>	<b>278,401</b>
Personnel Budget	28,435	275,687	28,435	275,687
Operating Budget	2,714	2,714	2,714	2,714
<b>Program ID 160 – Support Services</b>	<b>955,391</b>	<b>3,092,262</b>	<b>955,391</b>	<b>3,092,262</b>
Personnel Budget	427,982	2,564,853	427,982	2,564,853
Operating Budget	527,409	527,409	527,409	527,409
<b>Program ID 175 – Beneficiary Advocacy</b>	<b>2,100,534</b>	<b>3,057,599</b>	<b>2,100,534</b>	<b>3,057,599</b>
Personnel Budget	161,398	1,118,463	161,398	1,118,463
Operating Budget	1,939,136	1,939,136	1,939,136	1,939,136
<b>Total:</b>	<b>3,087,074</b>	<b>6,428,262</b>	<b>3,087,074</b>	<b>6,428,262</b>

## Mission Statement

To mālama (protect) Hawai'i's people and environmental resources and OHA's assets, toward ensuring the perpetuation of the culture, the enhancement of lifestyle and the protection of entitlements of Native Hawaiians, while enabling the building of a strong and healthy Hawaiian people and nation, recognized nationally and internationally.

## Organizational Chart

The OHA organization chart can be found as attachment 9.

## Table 1: Department Functions

Within the context of Article XII of the State Constitution and Chapter 10 of the HRS, the BOT establishes and revises as necessary the mission, long-term goals, short-term objectives and priorities for the Office of Hawaiian Affairs.

The BOT is responsible for carrying out the overall constitutional and statutory responsibilities of OHA; to establish the policies and objectives that will be pursued in furtherance of constitutional and legislative mandates; and to work for the betterment of all Hawaiians.

OHA Trustees approved ten (10) goals of the OHA strategic Plan on January 10, 2002. The Strategic Plan was subsequently updated for FY-2006 through FY-2011. The updated Plan was approved by the OHA Trustees on August 5, 2005. The agency vision and mission have remained consistent while the goals and objectives have been updated to reflect progress as well as beneficiary priorities. While the goal benchmarks and associated objectives were amended, the original ten goals remained virtually unchanged. The ten priority areas of OHA are as follows:

- **ADVOCACY/NATIVE RIGHTS** - OHA shall protect natural and cultural resources through the adoption of administrative, legislative, and legal actions.
- **CULTURE** - OHA shall draft and implemented a plan that identifies and provides solutions to safeguard endangered traditions, practices, and rights, and subsequently put into practice steps that will protect, re-establish and enhance Hawaiian cultural assets.
- **ECONOMIC DEVELOPMENT** - OHA's investment in the creation, retention, and expansion of Native Hawaiian wealth shall 1) improve economic self-sufficiency for Native Hawaiians by facilitating and supporting programs and polices that create jobs, increase income, improve economic literacy, and create substantial businesses; and 2) create an economic development environment that routinely leverages existing resources into strategic partnerships and entrepreneurial opportunities for Native Hawaiians in local, national, and global markets.

- **EDUCATION** - OHA shall develop and implement a plan to ensure Native Hawaiian access to all education opportunities.
- **HAWAIIAN GOVERNANCE** - OHA shall assist, coordinate, and enable the creation of a unified Hawaiian Nation.
- **HEALTH** - OHA shall collaborate with other Native Hawaiian health care providers to increase the acquisition of resources from federal, state, counties, and others, to address the health care needs of Native Hawaiians with particular focus on the needs of the aged and elderly, including but not limited to prevention, treatment, education, and other needs.
- **HOUSING** - OHA shall assist Native Hawaiian families in achieving housing goals.
- **HUMAN SERVICES** - OHA shall assist Native Hawaiian families in improving their quality of life in the areas of food, shelter, and safety.
- **LAND** - Through the exercise of prudent investment and other strategies, develop organizational infrastructure to acquire land for preservation, investment or programmatic needs detailed in a comprehensive land policy.
- **POLICY** - OHA shall establish and support policies that meet constitutional and statutory mandates, while furthering its mission.

The OHA Strategic Plan, updated in 2005, is currently in the process of being updated to ensure we continue to address the issues most important to our beneficiaries.

The existing strategic plan is the result of a continuous agency-wide integrated planning process that includes annual work plans, expenditure plans, budget variance monitoring and monthly reporting requirements. The work plans describe the program's discrete projects and require an accounting of resources, timelines, outputs (quantifiable measures) and outcomes (qualitative measures). Lead Advocates administering the daily activities associated with each project are required to submit a monthly report on the status of each project delineated in their work plans. These reports are reviewed by the Administrator and reported to the BOT monthly. In addition, OHA's support services division, Treasury and Other Services (TOS), provides monthly variance reports against approved expenditure plans. Hale Directors are required to justify to the Administrator significant departures from pre-approved expenditure plans.

Statutory Reference: HRS10-3(3) Purpose of the office includes: Serving as the principal public agency in this State responsible for the performance, development and coordination of programs and activities relating to Native Hawaiians and Hawaiians.

## **Table 2: Program ID Listing of Major Activities**

As an overview, we would like to present background information on each of our three programs. OHA 150 is the Office of the Trustees, which represents the policy making division of the agency. Next, OHA 160 is the support services division, which represents the administration and the sub-units that serve the entire agency. Lastly, OHA 175 is the beneficiary advocacy program which facilitates and implements OHA's advocacy initiatives and activities at the community, state and national levels on issues impacting Hawaiian rights and entitlements.

### **I. Office of the Trustees – OHA 150**

The Board of Trustees is responsible for carrying out the overall constitutional and statutory responsibilities of OHA; establishing the policies and objectives that will be pursued in furtherance of constitutional and legislative mandates; and working for the betterment of all Hawaiians.

Highlights for 2008 are as follows:

- OHA advocated and secured passage of a property tax exemption for kuleana landholders on O`ahu, Hawai`i island, and Kaua`i, and will continue to work on an exemption for Maui kuleana landholders.
- OHA's Board approved an "unprecedented" 30-year, \$3 million annual grant to the Department of Hawaiian Home Lands to trigger a \$100 million bond for homestead development and improvements across the State of Hawai`i which will result in placing thousands more native Hawaiians in homes on Hawaiian land.
- OHA took an active role with the Papahānaumokuākea Monument in the Northwestern Pacific islands. As a member of the Monument Management Board, through our staff, OHA helped to draft the management plan and application to have Papahānaumokuākea put on the United Nations' World Heritage List.
- OHA, through two of its LLCs, Hi`ilei Aloha and Hi`ipaka, assumed day-to-day management of Waimea Valley in February. We held a grand opening for state legislators and the public in August, and restored the Hale O Lono heiau at the Valley entrance, which had been inactive and in disrepair for many years. Recent rains and flooding have impacted Waimea, and repairs and restoration are underway.
- OHA, working with Native Hawaiians, achieved phenomenal success with our restructured Mālama Loan program (formerly known as the Native Hawaiian

Revolving Loan Fund) in partnership with the federal government and First Hawaiian Bank, approving more than 500 loans and injecting more than \$11 million into Hawai'i's economic engine. Applying the "multiplier effect," economists say this amounts to approximately \$21 million of economic activity infused into the Hawai'i economy.

- OHA recently received approval from the Defense Logistics Agency of the federal Department of Defense to establish Hawai'i's first "PTAC," Procurement Technical Assistance Center. OHA's partners include the University of Hawai'i College of Business and the William S. Richardson School of Law. OHA's PTAC staff will provide procurement technical assistance to help small businesses get contracts to sell their goods and services to the federal, state, and county governments.
- In Community Investment, most significantly, OHA distributed more than \$18 million in grants to the Hawaiian community, the largest amount ever disbursed in 30 years of OHA's history. Financial assistance included:
  - \$10.2 million for education;
  - \$ 2.3 million for the homeless;
  - \$ 1.6 million for the protection of native rights and culture;
  - \$ 1.1 million for economic development;
  - \$800,000 for housing; and
  - \$626,000 for health.

### OHA Biennium Budget Request – 150

OHA Program ID	FY 2010		FY 2011	
	General Fund	Trust Fund Match	General Fund	Trust Fund Match
<b>Program ID 150 – Office of the Trustees</b>	<b>31,149</b>	<b>278,401</b>	<b>31,149</b>	<b>278,401</b>
Personnel Budget	28,435	275,687	28,435	275,687
Operating Budget	2,714	2,714	2,714	2,714

## **II. Support Services Division - OHA 160**

OHA 160, Support Services, provides treasury, accounting, investment tracking and monitoring, management information system, procurement and contracts, human resources, grant administration, planning and evaluation, and other administrative support functions to the agency; coordinates and disseminates information to the Hawaiian community and the general public regarding OHA, its plans, activities, programs, accomplishments and any information that impacts its pursuit of ensuring the betterment of conditions of Hawaiians.

The support services program includes the following sub-units:

1. The Office of the Administrator
2. Treasury and Other Services
3. Human Resources
4. Office of Board Services
5. Public Information Office
6. Office of Legal Services
7. Planning, Research and Evaluation
8. Grants
9. Government Relations and Legislative Affairs
10. Community Resource Coordinators (CRC)

The various sub-units in the support services program have been aligned to the various OHA Strategic Plan goals and their strategies. The following is the goals/strategies assigned to this program. The responsibility for overseeing a particular goal is generally the responsibility of one of the OHA sub-units. In certain instances, however, the responsibility for overseeing the accomplishment of a particular goal or strategy may be shared by various sub-units. Listed under each of these sub-units are the goals and strategies assigned, and a brief description of the accomplishments.

### 1. Office of the Administrator

The Office of the Administrator includes the Administrator, as well as two Deputy Administrators (Operations and Beneficiary Advocacy) and is responsible for the overall management of the administrative functions of the Office of Hawaiian Affairs. It coordinates the implementation of policies adopted by the BOT as well as providing general administrative and supervisory support to all division managers.

### 2. Treasury and Other Services (TOS)

TOS is guided by Goal 7, Policy, and works to “Insure the financial accountability of OHA through the provision of financial management, investment oversight and information systems services.” The major functional areas under TOS are as follows:

- Accounting – responsible for day-to-day processing and auditing of accounting transactions, maintaining the general ledger and the production of accurate financial reports.

- Treasury – responsible for the cash management functions, reviews the management of OHA’s Native Hawaiian Trust Fund, develops and coordinates OHA’s biennial and annually aligned budgets, and handles credit and collections. Treasury functions include ensuring that allocation of resources corresponds to OHA’s long-range and strategic plans.
- Financial Management – ensures that Accounting and Treasury areas develop financial plans that are in accord with OHA’s policy statements regarding spending and investment to safeguard assets and maximize return on OHA’s financial assets.
- Information Technology – manages and maintains OHA’s local and statewide computer information network.

Each year, an independent certified public accounting firm conducts an audit of OHA’s financial statements. This is a federal requirement for any organization receiving federal funds. In addition, the State of Hawaii, Office of the Auditor performs a management audit of the agency every four years.

#### FY 2008 Highlights

To improve operational efficiency TOS:

- Prepared and implemented a Fiscal Procedures Manual outlining major TOS processes and procedures. The manual covers the topics of planning and budgeting, accounts receivable, accounts payable, general accounting, and management reporting.
- Trained and transitioned all OHA staff to Microsoft Office 2007, established a custom SharePoint system for internal communication and collaboration, and set-up a remote access system for troubleshooting computer-related problems in the statewide CRC offices.
- Reorganizing the department to improve the efficiency and effectiveness of fiscal operations.

### 3. Human Resources

The Human Resources Office addresses Goal 7, Policy, by “addressing the human resources needs of OHA by providing and coordinating employment, benefits, and employee services.”

Human Resources fulfills agency needs in such areas as employment law compliance, recruitment and placement, wage and benefit administration, position and personnel transactions, employee services, staff development, leave accounting, volunteer program services, safety and security, personnel record keeping, and related areas in accordance with applicable statutes, standards and guidelines.

## FY 2008 Highlights

During the past fiscal year, Human Resources developed and/or revised the following procedures and projects to enhance staff performance in accordance with OHA strategic goals:

- Recruitment and placement
- New hire orientation and exit interviews
- Position and salary reviews
- Security access & Bioscrypt (logging in and out by employees)
- Service awards
- Personnel budget review and monitoring
- Oracle Human Resources Management System
- Personnel records management
- Employee performance review
- Functional statements and organization chart updates
- Volunteer Recognition Program

### 4. Office of Board Services (OBS)

OBS serves as custodian of Board of Trustee (BOT) records and supervises the revision, codification and printing of BOT policies, by-laws and related materials. OBS also monitors and reports on fulfillment of BOT actions by the administration and staff.

OBS assists in the administration of Goal 7, Policy, “to establish and support policies that meet constitutional and statutory mandates, while furthering its mission,” and does this by helping to “create an optimal work environment through the use of ‘best practices’ and technologies.” Further, by creating an archive and central filing system intended to preserve records of Hawaiian traditions, practices and rights, OBS addresses Strategic Plan goals relating to culture (Goal 2) and education (Goal 4).

## FY 2008 Highlights

- Serviced 31,214 beneficiaries in fiscal year 2008 with walk-ins, intakes and telephone contacts.
- Managed and monitored 71 actions of the Board of Trustees (BOT), Beneficiary, Advocacy and Empowerment Committee (BAE), Asset and Resource Management Committee (ARM) and joint ARM-BAE committee meetings.
- Coordinated 10 community meetings, with approximately 1,400 attendees, involving the Public Land Trust Settlement, that addressed Senate Concurrent Resolution 49 (SCR 49), requesting OHA and the Attorney General to solicit public input.
- Responded to 3,311 facilities, maintenance and equipment service requests in direct support of over 150 OHA staff including six neighbor island offices. The overall maintenance response time decreased to under four hours, minimizing operational work stoppage and delays in beneficiary service.
- Processed and delivered 33,163 pieces of mail, providing a comprehensive communications system with a highly effective mail process.

## 5. Public Information Office (PIO)

PIO supports Strategic Plan Goal 7, Policy, Strategy 7.6, “to coordinate internal and external communications through electronic, print and broadcast media, multi-media production, public relations and graphic design.” PIO supports all other goals as the department responsible for disseminating OHA information to the media, Hawaiian community and general public – except for matters relating to Hawaiian governance. Federal recognition, Kau Inoa and other governance-related issues are coordinated separately by OHA’s Hawaiian Governance Hale.

PIO assists all OHA divisions with communications needs, with particular attention to ‘ōlelo Hawai‘i, cultural appropriateness and an overall Hawaiian approach. PIO produces OHA’s monthly newspaper, *Ka Wai Ola*; manages OHA’s websites; and keeps the media informed on OHA programs and board actions through press releases and media advisories.

### FY-08 Highlights

- Assumed administration and coordination of *Nā ‘Ōiwi ‘Ōlino*, a weekday morning radio show covering issues facing the Native Hawaiian community and the general public and expanded broadcast statewide.
- Published 12 issues of *Ka Wai Ola* with a circulation of 59,000 includes roughly 36,500 recipients on O‘ahu, 18,000 on the neighbor islands and 4,500 on the U.S. continent.
- Assisted PRE in the production of the 2007 Grants Report.
- Produced and directed *Ho‘oulu Lāhui Aloha* roundtable discussion programs for ‘Ōlelo Community Television, with content coordination provided by the GRLA division. The program airs weekly on NATV Channel 53.
- Produced “Ceded Lands: The People’s Legacy”, a live one-hour broadcast on KITV.
- In concert with the Hawaiian Governance Hale and outside contractors, produced four testimonial television spots featuring prominent Native Hawaiians to encourage participation in the Kau Inoa.
- Assisted GRLA division in coordinating OHA sponsorship of two mayoral debates, one for the primary election race of City and County of Honolulu mayoral candidates and the other for the general election races of the mayoral candidates from Kaua‘i, O‘ahu, and Hawai‘i Island. The debates were aired on KGMB-TV.
- For the first time, based a PIO position outside the Honolulu office. A Publications Editor is now assigned to the East Hawai‘i CRC office for better access to and communication with the Native Hawaiian community in that area.
- Supported advertising sponsorship of major events including the Queen Lili‘uokalani Keiki Hula Competition, Merrie Monarch Hula Festival, the Kamehameha Schools Song Contest and Nā Hōkū Hanohano Awards.
- Organized news conferences and issued dozens of press releases, newspaper opinion pieces and letters-to-the-editors.

- Major overhaul of OHA's website to include frequent web updates of OHA and community events via photographs and write-ups. Created new section of the website to include program updates and reports in a continued effort to keep the public informed of OHA's activities.

## 6. Office of Legal Services (LSO)

As an integral part of OHA's infrastructure, the LSO addresses Goal 7, Policy, Strategy 10, which focuses on "protecting OHA, the Trust, and its beneficiaries by providing and/or coordinating legal services." LSO responds to these needs by providing competent legal advice, counsel and support to the administrator and staff, and by coordinating the provision of legal services with outside law firms. The primary areas of focus are as follows:

- Legal advice, research, and analysis
- Contract and procurement law
- Policy analysis and development
- Compliance oversight
- Risk management
- Litigation support
- Special administrative projects
- Genealogical research and beneficiary assistance
- Legislation

### FY-08 Highlights

During the past fiscal year, the LSO successfully protected the constitutional and statutory authority of the OHA Board of Trustees and the legal interests of the agency, its trust, and its beneficiaries by providing competent in-house legal advice and legal support to the administration and by adeptly coordinating the provision of legal services to the agency by outside law firms.

- Provided legal advice and counsel to the administrator based on applicable federal and state laws and regulations and the Board of Trustees governing documents and policies on a broad range of legal issues and topics relating to OHA operations and programs
- Conducted legal reviews of procurement source selections and contracts and approved contracts as to form and legality
- Drafted contracts and administered overall process related to outsourced legal services and contracts
- Responded to public requests for information under the Uniform Information Practices Act involving legal issues or litigation
- Successfully maintained OHA's risk management program and reduced agency's liability & risk exposure through preventative counseling and transference of risk to third parties through appropriate & adequate insurance coverage from private insurance and/or self insurance through the State of Hawai'i

- Drafted and reviewed proposed legislation and testimony, analyzed and interpreted legislative language and intent, and tracked legislation affecting OHA and the Native Hawaiian community

### 7. Planning, Research and Evaluation (PRE)

PRE addresses Goal 7 (policy) of the Strategic Plan by helping to “provide timely and professional long and short-term planning assistance to all OHA Hale and divisions, and conduct thorough and objective evaluations of programs initiated or funded by OHA.”

PRE provides OHA with timely and effective planning, research, and evaluation in accordance with OHA’s vision and mission.

#### FY-08 Highlights

- Collected beneficiary input regarding “OHA Public Land Trust Settlement” at meetings held on all islands
- Worked with hale to update hale work plans in preparation for OHA Strategic Plan revamping in FY09
- Continued partnership with University of Hawai’i Center for Training and Evaluation and Research (CTERP) assessing Native Hawaiian well-being
- Improved OHA Division Monthly Reports
- Coordinated OHA Salary Commission report

### 8. Grants

Grants has been established as a separate unit to facilitate the review, award and evaluation of grants to non-profit or community organizations to meet the needs of the Native Hawaiian community. While grants fall under the supervision of the Deputy of Beneficiary Advocacy, it is considered a support unit and therefore programmatically falls under Support Services.

#### FY08 Highlights

- The Community Grants Program awarded over \$3 million to 53 projects providing services and implementing programs that impact the Native Hawaiian community statewide. In addition, almost \$380,000 was awarded to support 28 community events.
- The Board of Trustees awarded \$9.64 million to 20 larger initiatives that support multi-year program services and Capital Improvement Projects. OHA funding assisted organizations in leveraging federal, state, county, and private funding to support their projects.
- Grants Program staff conducted 26 grant workshops and technical assistance sessions statewide, reaching over 650 stakeholders seeking funding for projects that benefit the Hawaiian community. As a result, 124 applications were received requesting OHA grants funding.

## 9. Government Relations and Legislative Affairs (GRLA)

GRLA aims to fulfill Strategic Plan Goal 7, Policy, Strategy 7, which states that OHA should “advocate and protect Hawaiian traditional and customary rights and entitlements by developing and strengthening the governmental relations and legislative resources of OHA.”

GRLA also aids in the fulfillment of Strategy 4 to “engage the Hawaii Congressional delegation, their district office staff and appropriate member of Congress as well as State and local legislative representatives to maximize support for Native Hawaiians.”

GRLA also addresses various other Strategic Plan goals by developing, reviewing and promoting proposed legislation and regulations that better the conditions of Native Hawaiians, and by preparing testimony for review by the administrator and the Board of Trustees.

In addition, GRLA coordinates public forums to discuss Native Hawaiian issues in order to stimulate involvement by the community at large.

### FY 2008 Highlights

- Compiled OHA’s legislative package, which consisted of 31 bills addressing issues of importance to Native Hawaiians, including the ceded lands settlements, the establishment of a grandparent preference for out-of-home placement of children, the establishment of the Ha’ikū Valley Cultural Preserve Commission, membership of Native Hawaiians on several boards and commissions, loan forgiveness for nurses and real property tax exemption for kuleana lands.
- Held a Native Hawaiian “think tank” and a stakeholders meeting of individuals from the Ali’i trusts and sister organizations to provide input for the OHA 2008 legislative package and related activities.
- Reviewed 6,737 pieces of state legislation, tracked 896 legislative measures and submitted testimony on 345 bills. The legislative activities of GRLA were summarized in the OHA 2007-2008 Legislative Report.
- Contributed to OHA’s support of several county ordinances and proposals to include County of Hawai’i Bill 207, which amended Chapter 19, Article 10 of Hawai’i County Code to establish a real property tax exemption for Kuleana Lands. The Hawai’i County Mayor signed the bill on February 14, 2008. Kuleana tax exemption laws are pending in Maui and Kaua’i counties.
- Provided content and technical coordination for 24 episodes of OHA’s award-winning roundtable television production *Ho’oulu Lāhui Aloha - To Build a Beloved Nation*, which airs weekly on ‘Ōlelo Community Television, and is also distributed to stations on the neighbor islands and in the Continental U.S.

- Produced 12 two hour segments for OHA's radio show *Na 'Ōiwi 'Ōlino – People Seeking Wisdom*, which airs statewide Monday through Friday mornings.

**10. Community Resource Coordinators (CRC)**

Community Resource Coordinators (CRC) establish and promote cooperative relationships between OHA, its beneficiaries, the general community, governmental and private agencies, and groups interested and involved with Hawaiian issues and concerns.

The CRC are the neighbor island liaisons between OHA's Honolulu office and its neighbor island beneficiaries. This unit is managed by the Deputy Administrator for Operations.

**OHA Biennium Budget Request - 160**

OHA Program ID	FY 2010		FY 2011	
	General Fund	Trust Fund Match	General Fund	Trust Fund Match
<b>Program ID 160 – Support Services</b>	<b>955,391</b>	<b>3,092,262</b>	<b>955,391</b>	<b>3,092,262</b>
Personnel Budget	427,982	2,564,853	427,982	2,564,853
Operating Budget	527,409	527,409	527,409	527,409

### III. Beneficiary Advocacy Program - OHA 175

This program provides beneficiary advocacy services to the Office of Hawaiian Affairs. Beneficiary advocacy includes advocacy and services in the areas of education, health, human services and housing. It also provides advocacy and support in economic development, native rights, and cultural preservation and perpetuation. Community organizing in the area of Hawaiian nationhood issues round out the activities for OHA 175.

The Beneficiary Advocacy program includes the following sub-units:

1. Economic Development
2. Education
3. Hawaiian Governance
4. Health, Human Services, and Housing
5. Land Management
6. Native Rights, Land and Culture
7. Washington DC Bureau

The various beneficiary support Hale have been aligned to the various OHA Strategic Plan goals and their strategies. The following indicates the goals and strategies assigned to each Hale. The responsibility of overseeing a particular goal is generally the responsibility of one of the OHA beneficiary advocacy Hale. In certain instances, though, the responsibility for overseeing the accomplishment of a particular goal or strategy may be shared by various Hale.

#### 1. Economic Development (ECO)

ECO is primarily responsible for Goal 3, which notes that “ OHA’s investment in the creation, retention, and expansion of Native Hawaiian wealth shall 1) improve economic self-sufficiency for Native Hawaiians by facilitating and supporting programs and policies that create jobs, increase income, improve economic literacy, and create sustainable businesses; and 2) create an economic development environment that routinely leverages existing resources into strategic partnerships and entrepreneurial opportunities for Native Hawaiians in local, national, and global markets.”

The activities of ECO can be broadly categorized as follows:

- 1) Providing loans through the Native Hawaiian Revolving Loan Fund (NHRLF) and the Consumer Micro-Loan Program (CMLP);
- 2) Awarding grants through the Community-Based Economic Development program (CBED); and
- 3) Facilitation and capacity building through training and technical assistance.

## FY 2008 Highlights

- Created Hawai'i's first Procurement Technical Assistance Center (PTAC) with co-funding from the federal Defense Logistics Agency to assist small businesses in obtaining contracts to sell their goods and services to federal, state, and county governments.
- Facilitated the development of Pacific Network TV (PNTV), an internet-based TV station focusing on Hawaiian issues and concerns.
- Facilitated the acquisition of Makaweli Poi and creation of Hi'ipoi LLC for management of the poi mill.
- Provided training and technical assistance to more than 83 Native Hawaiian-owned businesses.
- Investigated the economic benefits of shipping natural gas from Alaska to Hawai'i for low-cost alternatives to Hawai'i's dependence on oil.

### 1a. Native Hawaiian Revolving Loan Fund (NHRLF)

NHRLF provides entrepreneurial training assistance and lending to Native Hawaiian-owned businesses. The purpose of the program is to expand business ownership and employment opportunities for Native Hawaiians. The NHRLF was established using a combination of federal and OHA funds, and provides a good example of leveraging OHA funds with other funds to maximize the services that can be provided to beneficiaries.

## FY 2008 Highlights

- Successful launching of the new OHA Mālama Loan program in partnership with First Hawaiian Bank, with oversight from the federal Administration for Native Americans (ANA).
- Approval of more than 450 loans for a total loan value in excess of \$10 million.

### 1b. Consumer Micro-Loan Program (CMLP)

The CMLP provides loans to finance temporary cash flow difficulties and career enhancement opportunities for Native Hawaiians. The CMLP was initially establishing with funding of \$500,000, to which an additional \$500,000 was infused to allow for continuation of the program.

## FY 2008 Highlights

- Provided 38 loans for a total of \$197,000.
- The fund has disbursed 196 loans for \$866,186.00 statewide, since the inception of the program.

### 1c. Community-Based Economic Development (CBED)

The CBED program provides grants to community-based organizations with grassroots and entrepreneurial initiatives that empower communities to develop sustainable economic development projects. Grant funding is also provided for training and technical assistance in order to build capacity and assure stability of CBED organizations. OHA serves as a catalyst to foster partnerships among community-based organizations, government agencies and the private sector.

#### FY 2008 Highlights

- Provided funding to 13 organizations for a total of \$350,000 including funding the following non-profits: Agriculture Leadership Foundation of Hawai'i, The Arc of Hilo, The Bay Clinic, Inc., Empower O'ahu, Hawai'i Construction Career Days, Hui O Kuapā, Keiki O Ka 'Āina Family Learning Centers, The Kohala Center, Ma Ka Hana Ka 'Ike, Mutual Assistance Associations Center, Ni'ihau Cultural Heritage Foundation, PA'I Foundation, and Wai'anae Coast Coalition.

### 2. Education

The Education Hale addresses Goal 4 of the Strategic Plan which is “to develop and implement a plan to ensure Native Hawaiians access to all education opportunities.” This is to be accomplished by:

- Leveraged potential resources to create education opportunities and maintain “best practices”
- Engaged the DOE, kupuna, and others in developing Hawaiian methods of teaching and learning
- Supported the development and dissemination of educational research, data collection and assessment on and for Native Hawaiians.

#### FY-08 Highlights

- Facilitated early childhood education tuition assistance awards for 96 families in communities on Moloka'i, Maui, Hawai'i, Kaua'i and O'ahu.
- Supported 15 public start-up and conversion charter schools that implement Hawaiian models of education.
- Contributed to OHA's Higher Education Scholarship Program, administered by the Hawai'i Community Foundation and provided scholarships for 279 Native Hawaiian students.
- Provided funding and support for 3 programs in early childhood education supporting scholarships for preschoolers; the publication of standards and guidelines for early childhood education providers, and delivery of literacy services for homeless keiki.

- Provided funding and support for 17 programs and initiatives in K-12 education including a leadership training initiative, programs for gifted and talented Native Hawaiian keiki, services for keiki with special needs and learning disabilities, college prep and financial workshops, career planning, mentoring for at-risk keiki, and support programs in DOE schools.
- Provided funding and support for 18 initiatives and programs in higher education and adult education. These programs include indigenous teacher education and curriculum development, support for Masters Degree candidates working in Native Hawaiian-serving agencies, GED preparation and support for at-risk youth and adults, support for current and future Native Hawaiian law students, support for increased success of Native Hawaiians in Hawai'i's community colleges, and programs for incarcerated Native Hawaiians.

### 3. Hawaiian Governance (HG)

Formation of a Hawaiian nation is critical to protecting Hawaiian programs, trusts and kuleana from legal attacks. To address OHA's Strategic Goal 6 (nationhood), the Hawaiian Governance staff works to bring the Hawaiian community together for discussion and creation of a Hawaiian nation, and also encourages the support of non-Hawaiians in the nation-building process.

A Hawaiian nation is only as strong and vibrant as its people. Therefore, issues of health, education, stability in housing, culture, gathering rights, access to stream waters, and protection of iwi are closely connected to nation building.

Hawaiian Governance seeks to assist and facilitate the Hawaiian community in creating and building a strong and healthy Hawaiian nation by involving Hawaiian community organizations and agencies and encouraging individual Native Hawaiians to enroll in the Kau Inoa initiative and actively participate in the nation-building process.

## FY 2008 and FY 2009 Highlights

### Federal Recognition

- Continued to seek passage of the Native Hawaiian Government Reorganization Act, also known as the Akaka Bill.
- Worked with legal advisors, Hawai'i's congressional delegation and key staff, congressional co-sponsors, American Indians, Alaska Natives, various Pacific and Asian Pacific American organizations and an array of civil rights organizations to urge passage of the Akaka Bill.
- Hosted dozens of Native Hawaiians and other visitors in Washington D.C. to raise awareness of Native Hawaiian issues, especially the Akaka Bill, and to increase the visibility of OHA's D.C. office.

- Monitored the U.S. Commission on Civil Rights (USCCR) and the actions of some members of the Hawai'i State Advisory Committee (HISAC), who actively promoted a conservative agenda hostile to the interests of indigenous peoples, including the Akaka Bill.
- Assisted in correcting misinformation and historic inaccuracies by coordinating efforts for the new report, "Correcting the Record: The U.S. Commission on Civil Rights and Justice for Native Hawaiians" by noted researchers, lawyers and educators from the University of Hawai'i.
- Convened a planning committee to organize a summit consultation with sovereignty organizations to better understand the positions and claims of each group.

### Kau Inoa and Ho'oulu Lāhui Aloha

- Continued to register Native Hawaiians in Kau Inoa with registrations now totaling 100,000.
  - Created a Kau Inoa website and online registration form.
  - Conducted registration at 127 community events.
  - Produced and broadcast four new celebrity testimonial television spots.
  - Placed advertisements in Hawai'i and the Continental U.S. media, including radio, television, Internet, and print.
  - Hosted 9 coffee hours.
  - Awarded 127 small grants to community groups and individuals to conduct Kau Inoa registration.
- Assisted OHA in the co-sponsorship of conferences and community meetings for the Association of Hawaiian Civic Club and other organizations.
- Published the *Ho'oulu Lāhui Aloha* newsletter.

### Community Consultative Network (CCN)

OHA established the Community Consultative Network (CCN) in 2008 as a multifaceted approach to information exchange with the Hawaiian community and general public to include the development of a video conferencing network. The purpose of the CCN is as follows:

- Provide a cost efficient method for discussion of Hawaiian issues
- Exchange information and ideas on important Hawaiian issue
- Utilize technology to consult on timely matters with a broader representation of Hawaiian community
- Unifying to move forward together we achieve effective solutions to 21<sup>st</sup> Century challenges
- Disseminate information on Hawaiian cultural, social and political institutions and resources
- Rapid dissemination of information to Hawaiians and others
- Coordination of consistent messaging through all media and channels available to OHA

We envision the first use of the video conferencing network will be for the exchange of information on the next steps for nation building through small group home meetings that utilize video conferencing technology. The CCN will later be expanded to include other types of meetings and information exchange important to OHA and our beneficiaries.

#### Hawaiian Registry Program

- Assisted Kau Inoa registrants with verification of their Hawaiian ancestry.
- Fielded inquiries from around the world via e-mail, telephone, mail, and the OHA website as well as from walk-in visitors at all OHA state-wide offices; this resulted in 1,483 newly issued ancestry verification color photo cards.

#### 4. Health, Human Service, Housing

The Health, Human Services, and Housing Hale (HSH) encompasses three disciplines that seek to work in partnership with community organizations committed to the betterment of conditions impacting Native Hawaiians in the areas of health, social service programs and housing opportunities.

##### 4a. Health

Goal 10. OHA shall collaborate with other Native Hawaiian health care providers to increase the acquisition of resources from federal, state, counties and others, to address the health care needs of Native Hawaiians with particular focus on the needs of the aged and elderly, including but not limited to prevention, treatment, education and other needs.

#### FY08 Highlights

- Provided funding to 13 community organizations totaling \$426,000 to support programs on diabetes, asthma, neonatal care, early screening, nutrition, first aid training, and long-term car services for kūpuna.
- Provided follow-up funding for `Aha Kāne 2006 to continue its work in assessing male health and promoting positive health outcomes.
- Provided funding to American Red Cross to train Native Hawaiians as nurse aides.
- Member of the Papa Ola Lōkahi Board and helped to assist in increasing the capacity of the five Native Hawaiian health systems and delivery of healthcare services at their 29 clinics.
- Provided funding to increase the capacity of the 5 health systems and 29 clinics with billing, statewide health planning, Medicaid, Medicare, and other state programs.

#### 4b. Human Services

Goal 8. OHA shall assist Native Hawaiian families in improving their quality of life in the areas of food, shelter and safety. This is to be accomplished by improving beneficiary access to resources, information and services by providing advocacy, technical assistance and financial support to Hawaiian agencies and other direct service providers.

Human Services staff engaged in a range of activities that address the social needs of Native Hawaiians, including funding and monitoring social programs; beneficiary advocacy; capacity building of direct service community organizations; legislative and governmental policy change; and participation in state and federally funded coalitions and task forces.

#### FY08 Highlights

- Funded Alu Like's Multi-Service Project in the amount of \$700,000 to assist 8,600 Native Hawaiians with emergencies by providing information, referrals, case management, emergency financial assistance, financial literacy services, and Individual Development Accounts (IDA).
- Worked with homeless coalitions and alliances to address problems faced by the homeless, and funded Kahikolu `Ohana Hale o Wai`anae in the amount of \$1.2 million to provide housing and on-site services to homeless on the Wai`anae coast.
- Provided \$300,000 to Nā Maka Walu, a program providing services for incarcerated and homeless populations.
- Provided \$500,000 to Hale Kipa for construction of a support center and residential shelter.
- Provided \$1.2 million in funding to 21 programs assisting kūpuna, the disabled, the homeless, the incarcerated, persons with substance abuse problems, and youth at risk.
- Participated in the Governor's Mental Health Transformation Working Group (TWG) to transform services to the mentally ill.

#### 4c. Housing

Goal 9. OHA shall assist Native Hawaiian families in achieving housing goals by developing and implementing a plan and strategy to address Native Hawaiian housing issues through collaboration with public and private agencies, including but not limited to, developers and financial institutions.

OHA's housing programs focus on providing home ownership opportunities that particularly fit the needs of Native Hawaiian families. Due to the changing nature of the housing market, OHA also cooperated with agencies and organizations that address other housing-related issues, including affordable rentals, homelessness, transitional housing and creative financing.

Research and planning activities continued as the OHA Housing Plan and Strategy is scheduled for completion in 2008. Guidelines will be outlined to develop multiple pathways to help Hawaiian families with financial literacy and asset building; increased access to affordable rentals; and opportunities to qualify for first-time home ownership.

#### FY08 Highlights

- Approved \$3 million per year for 30 years, for a total of \$90 million, to the Department of Hawaiian Home Lands to assist with infrastructure and development costs.
- Approved \$1.5 million grant to Hawai'i Habitat for Humanity for a 5-year program assisting 15 Native Hawaiian first-time buyers with up to \$20,000 matching funds for a home loan.
- Provided \$500,000 to the Department of Hawaiian Home Lands for HOAP, a homeownership assistance program.
- Completed a housing plan and strategy to help guide OHA's housing decisions in coming years.

#### 5. Land Management

OHA's Strategic Plan Goal 7.13 is to "develop organizational infrastructure to acquire land for preservation, investment or programmatic needs detailed in a comprehensive land policy." That goal was reached by creating the Land Management (LM) Hale in November 2006 and adopting OHA's Real Estate Vision Mission and Strategy (REVMS) in June 2007. LM is charged with pursuing the REVMS mission to protect and preserve Hawai'i lands and their cultural significance by:

- Bridging the ancient use of lands with future land use patterns.
- Advocating for land use and transaction practices and regulations congruent with a Hawaiian sense of place.
- Creating financially viable property involvements.

LM does this through land management and acquisition, land and water outreach and advocacy, building alliances, and organizational development.

#### FY-08 Highlights

LM's key activity was supporting the Administrator and Trustees in OHA's pursuit of past due payments owed to OHA from Public Land Trust revenue. LM developed a database of state-owned properties that could be transferred to OHA in lieu of cash; prepared selection criteria and parcel recommendations for Board action; and conducted research and public outreach. LM was actively involved in planning and holding over forty-five briefings statewide on the proposed \$200 million agreement.

Additional LM highlights were:

- Strategic management of smaller assets including Pāhua Heiau and the Waialua Courthouse on O‘ahu and the Kekaha Armory on Kaua‘i (home to Ke Kula Ni‘ihau O Kekaha Learning Center).
- Concluded lease negotiations with the National Audubon Society; assisting in creating Hi‘ipaka LLC (a non profit limited liability company to hold and manage Waimea); and overseeing the transition to Hi‘ipaka management on February 1, 2008.
- In the 25,856 acre Wao Kele O Puna rainforest on Hawai‘i Island, we continued implementation of a ten year memorandum of agreement with the Department of Land and Natural Resources, including finalizing planning to plug and abandon the geothermal well; designating the land as a forest reserve; collecting baseline information on forest health; and funding invasive species removal.
- Continued investigation of proposals for land acquisitions.
- Prepared and delivered testimony on land and water related matters before county councils and the state Legislature.
- Monitored the state’s implementation of Act 178 (2006) reporting requirements on ceded lands revenue.
- Delivered over twenty presentations on OHA land and water management issues to Hawaiian, community, and professional groups locally and nationally.
- Monitored community land management grants on Hawai‘i and Moloka‘i.
- Continued support for the development of local land trusts including the new O‘ahu Land Trust.

## 6. Native Rights, Land and Culture (NRLC)

Goal 2 – Culture: OHA shall have draft a plan that identifies and provides solutions to safeguard traditions, practices and rights, and subsequently put into practice steps that will protect, re-establish and enhance Hawaiian cultural assets.

Goal 5 – Environment – Natural Resources: OHA shall protect natural and cultural resources through the adoption administrative, legislative and legal actions.

The Native Rights, Land and Culture (NRLC) Hale advocates for the rights, land and culture of the Hawaiian community at the international, federal, state and county levels. NRLC’s advocacy efforts include the protection of Hawaiians’ traditional and customary rights, as well as ensuring that federal, state and county resources are proportionately directed to Hawaiian needs. NRLC reviews proposed federal, state and county legislation and regulations, and reviews, comments and consults on proposed federal, state and county projects. Private projects are also reviewed, and relevant comments are submitted to reviewing agencies for consideration or inclusion into environmental impact statements and other reviews.

The continuation of Hawaiian cultural traditions and practices proves to be crucial for creating and maintaining Native Hawaiian national identity. With a gradual loss of

Master Practitioners, some of the traditions become endangered and threatened by extinction. Moreover, the forces of urbanization and development destroy or misplace sacred sites. Without proper documentation, some ancient practices disappear into oblivion.

To protect the recognition of Native Hawaiian water rights and to ensure proper water management, consistent with ancient Hawaiian water use, OHA would like to formulate clear water policies with respect to ocean, stream and ground waters as well as water sheds. Through numerous meetings with the state agencies OHA will identify, prioritize and segment the current gaps in water policies and address the issues in consideration with best practices.

A part of OHA's plan is to empower the community to unite and influence government decisions. This will be accomplished by a sequence of workshops and seminars focused on educating the beneficiaries about their rights. In particular to familiarize people with section 106 of American Historical Preservation Act that obligates decision-makers to consult the Native Hawaiian community with respect to every undertaking.

#### FY 2008 Highlights

- Reviewed 1,050 requests for input and commented on 712 requests relating to land development and land use changes, environmental review documents, consultations, and disputes involving the Native American Graves Protection and Repatriation Act (NAGPRA) and other cultural issues.
- Tracked over 300 pieces of legislation in the 2008 session, provided testimony, and participated in the special session on Hawai'i Superferry.
- Continued to work with the Office of the Under Secretary of Defense to develop a Department of Defense-Native Hawaiian Consultation Protocol to increase meaningful consultation with Native Hawaiians across branches of the military in Hawai'i.
- Came to agreement with the U.S. Army on Stryker litigation and protection of Hawaiian cultural sites.
- Funded legal assistance for beneficiaries through Native Hawaiian Legal Corporation and alternate law firms in the amount of \$1.1 million.
- Developed a plan that mitigates adverse impacts resulting from H-3 Freeway, which will support design and implementation of projects for cultural preservation in Hālawa Valley and the return of taro lo'i to the hillside along H-3 and Likelike Highway.
- Continued with litigation for restoration of stream flows of Nā Wai `Ehā on Maui.
- Maintained a kuleana lands database to assist in protecting family lands and applying for kuleana land tax exemptions.
- Continued to develop the Wahi Pana Database, a comprehensive listing of historical and culturally significant areas.
- Developed a database of cultural practitioners and resources.
- Continued to use GIS mapping expertise and equipment to assist in cases on Maui, Moloka'i, and O'ahu.

- Engaged vigorously in protecting iwi kūpuna and burial sites in more than 20 cases across Hawai'i and the Continental U.S.
- Continued to work with organizations and individuals to ensure the protection of more than 20 culturally significant sites and kuleana lands, trail access, quiet-title land litigation, exercise of traditional and customary practices, and protection of the traditional cultural landscape and wahi kūpuna (ancestral places).
- Assisted the Native Hawaiian Historic Preservation Council, a community advisory group to the Board of Trustees.
- Assisted in coordinating a conference to discuss and identify the most endangered Native Hawaiian cultural traditions, practices, and rights.

### 7. Washington, D.C. Bureau

In accordance with OHA Strategic Plan Policy Goal 7, Strategy 4, (policy / legislative engagement), the goal of the Washington, D.C., Bureau is to educate Congress and the executive branch on issues important to Native Hawaiians and secure passage of favorable legislation at the national level. The five primary objectives are:

1. To educate Congress and the executive branch on issues important to Native Hawaiians;
2. To establish and maintain organizations and individuals at the national level as allies;
3. To overcome resistance of non-supporters of issues important to Native Hawaiians; and
4. To establish a mechanism to collect and disseminate information on issues important to native peoples.
5. To promote and protect OHA's entitlements.

### FY 2008 Highlights

The Washington, D.C. Bureau advocated for passage of the Native Hawaiian Government Reorganization Act (NHGRA) and other measures important to Native Hawaiians, and worked to prevent elimination of Native Hawaiians from existing U.S. policy and law. The Bureau promoted and protected Native American political status, entitlements, and expressions of self-determination of the indigenous, native, aboriginal people, whose ancestors lived and exercised sovereignty in the Hawaiian archipelago that later became part of the United States.

### Educated U.S. Congress and Executive Branch on issues important to Native Hawaiians

- Distributed facts about NHGRA, Hawaiian culture, history, and community to U.S. Congress and Administration.

- Submitted testimony in support of the Kalaupapa Memorial and small business act reauthorization, and educated Senate Small Business and House Financial Services Committees on retaining Hawaiians in reauthorization bills.
- Advised and assisted Department of Defense in development of a draft Native Hawaiian Consultation protocol and cultural communications training.

Maintained and expanded a network of allies supporting Native Hawaiian issues at the national level

- Hosted or sponsored more than 30 events, and represented OHA at over 50 Congressional, Administration, indigenous, civil rights and other organization meetings and events.
- Hosted dozens of Native Hawaiians and other visitors to expand access to facts, and recruited Hawaiian students for the first time to scholarship programs with American University and George Washington University.
- Co-Chaired the committee of Pacific embassies and representative offices who convene “Pacific Night,” the annual diplomatic, educational event, attended by 700.

Intervened to overcome resistance on issues important to Native Hawaiians.

- Briefed allies on NHGRA status and issued calls for action, mobilizing hundreds of office visits, calls, e-mails, and letters of support for NHGRA to members of Congress.
- Distributed OHA and DHHL joint letter of support for NHGRA to Congress, and Hawai'i mayors' NHGRA support letters to the Senate. Coordinated with legal advisors who distributed NHGRA issue papers to increase Congressional support of NHGRA.
- Educated Hawai'i about the biased stacking of the Hawai'i State Advisory Committee (HSAC) on civil rights by the U.S. Commission on Civil Rights “Dismantling” (USCCR) intended to control outcomes for the USCCR majority's anti-diversity agenda. Through an OHA-coordinated community effort, Native Hawaiians and the general public testified and HSAC did not take negative action on NHGRA in 2007.

Maintained a mechanism to collect and disseminate information on issues important to Native Americans.

- Archived reports on pending federal legislation and Federal Register Notices on matters important to Native Hawaiians, and a list of electronic sources of Native information
- Archived copies of the *Ali'i Diplomatic Missions and Other Business Travel to Washington D.C.* Phase 1.
- Partnered with Smithsonian National Museum of the American Indian (NMAI) on a Hawaiian Festival educating over 12,000 visitors, and explored a partnership among OHA and other national museums to educate about Native Hawaiian past, present and future, electronically.

**OHA Biennium Budget Request – 175**

OHA Program ID	FY 2010		FY 2011	
	General Fund	Trust Fund Match	General Fund	Trust Fund Match
<b>Program ID 175 – Beneficiary Advocacy</b>	<b>2,100,534</b>	<b>3,057,599</b>	<b>2,100,534</b>	<b>3,057,599</b>
Personnel Budget	161,398	1,118,463	161,398	1,118,463
Operating Budget	1,939,136	1,939,136	1,939,136	1,939,136
Multi-Service Providers	505,000	505,000	505,000	505,000
Educational Enrichment Programs	790,433	790,433	809,334	890,334
Legal Services	643,703	643,703	624,802	624,802

**Table 3: Biennium Budget Reductions**

None

**Table 4: Biennium Budget Additions**

None

**Table 5: Restrictions**

*For all current year (FY09) restrictions, please provide the following information:*

None

**Other Sources of Revenue**

None

**Operational Budget**

OHA does not use a program performance budget and the discussion of performance results are contained in the above section listed as highlights.

**Capital Improvement Program (CIP) Budget**

None

## **Attachments**

**Attachment 1: Department-Wide Summary Information**

**Attachment 2: FY09 Proposed Emergency Requests**

**Attachment 3: Program ID Totals**

**Attachment 4: Budget Decisions**

**Attachment 5: Vacancy Report**

**Attachment 6: Expenditures Exceeding Federal Fund Ceiling**

**Attachment 7: Transfers**

**Attachment 8: CIP Summary**

**Attachment 9: OHA Organization Chart and Functional Statements**

Attachment 1  
Department-Wide Summary Information (by MOF)

Fiscal Year (FY) 2009					
Act 170/08 Appropriation (a)		Restriction (b)	Emergency Request (c)	Total FY09 (a)+(b)+(c)	MOF
3,087,075				3,087,075	A
6,427,497				6,427,497	T
				-	
				-	
9,514,572		-	-	9,514,572	Total

Fiscal Year (FY) 2010					
Act 170/08 Appropriation (d)	Collective Bargaining (e)	Reduction (f)	Additions (g)	Total FY10 (d)+(e)+(f)+(g)	MOF
3,087,075		(1)		3,087,074	A
6,427,497			765	6,428,262	T
				-	
				-	
9,514,572	-	(1)	765	9,515,336	Total

Fiscal Year (FY) 2011					
Act 170/08 Appropriation (h)	Collective Bargaining (i)	Reduction (j)	Additions (k)	Total FY11 (h)+(i)+(j)+(k)	MOF
3,087,075		(1)		3,087,074	A
6,427,497			765	6,428,262	T
				-	
				-	
9,514,572	-	(1)	765	9,515,336	Total

Please indicate restrictions and reductions as negative numbers, using brackets ( )