

---

---

# HOUSE CONCURRENT RESOLUTION

REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO CONVENE A TASK  
FORCE TO MAKE RECOMMENDATIONS ON THE APPROPRIATE LEASE RENT  
FOR THE MAUNA KEA SUMMIT LANDS.

1           WHEREAS, the Mauna Kea summit land is the home to advanced  
2 technology telescopes owned by world's leading astronomy  
3 institutions and universities, with at least thirteen  
4 observatories, some of which are multi-million dollar projects,  
5 making it the top spot for land-based star-gazing; and  
6

7           WHEREAS, the Mauna Kea summit land is ceded land and part  
8 of the public land trust; and  
9

10           WHEREAS, a lease agreement dated June 21, 1968, for a term  
11 of sixty-five years, between the Department of Land and Natural  
12 Resources as lessor, and the University of Hawaii as lessee, for  
13 the lease of the Mauna Kea forest reserve does not provide for  
14 any lease rent amount; and  
15

16           WHEREAS, instead of charging lease rent, the university  
17 reportedly requires each facility to provide a percentage of its  
18 observatory time to the UH Astronomy Institute; and  
19

20           WHEREAS, a long-standing and genuine issue has arose as to  
21 the amount of lease rent that should be paid for use of the  
22 Mauna Kea Summit land; and  
23

24           WHEREAS, there are conflicting interests in this matter  
25 which involve the State, the University of Hawaii (via the  
26 Institute for Astronomy), and Native Hawaiian stakeholders; and  
27

28           WHEREAS, a task force is necessary to bring parties  
29 together to confer and cooperate to reach a mutually agreeable  
30 solution to the issue; now, therefore,  
31

32           BE IT RESOLVED by the House of Representatives of the  
33 Twenty-third Legislature of the State of Hawaii, Regular Session



1 of 2006, the Senate concurring, that the Office of Hawaiian  
2 Affairs is requested to convene a task force to study the  
3 leasing of public lands comprising the Mauna Kea Summit; and  
4

5 BE IT FURTHER RESOLVED that the task force consist of  
6 representatives of the Office of Hawaiian Affairs, Department of  
7 Land and Natural Resources, University of Hawaii by its  
8 Institute for Astronomy, and any other interested parties  
9 approved by any of these three entities; and

10  
11 BE IT FURTHER RESOLVED that the Office of Hawaiian Affairs  
12 is requested to report to the Legislature no later than twenty  
13 days prior to the convening of the Regular Session of 2007, with  
14 findings and recommendations as follows:

- 15  
16 (1) The appropriate amount of lease rent that should that  
17 the University of Hawaii should pay to the State for  
18 rent of the Mauna Kea Summit land, and the method of  
19 calculation of this lease rent;  
20  
21 (2) The appropriate amount of lease rent or other  
22 remuneration for use that the University of Hawaii  
23 should charge to entities operating telescopes on the  
24 Mauna Kea Summit, and the method of calculation of  
25 such charges;  
26  
27 (3) The application of the funds that would be derived  
28 from paragraphs (1) and (2), respectively;  
29  
30 (4) Any other relevant matters affecting paragraphs (1),  
31 (2), and (3); and  
32  
33 (5) Proposed legislation;

34  
35 and

36  
37 BE IT FURTHER RESOLVED that certified copies of this  
38 Concurrent Resolution be transmitted to the Chairperson of the  
39 Board of Land and Natural Resources, President of the University  
40 of Hawaii, University of Hawaii Institute for Astronomy, and



1 Chair of the Board of Trustees of the Office of Hawaiian  
2 Affairs.  
3  
4  
5

OFFERED BY:

Samy Voh

Mark

[Signature]

Michael P. Kalikina

Brian C. Kawakami

Cindy Evans

MAR 15 2006

