

PROPOSED

THE SENATE
TWENTY-THIRD LEGISLATURE, 2006
STATE OF HAWAII

S.B. NO. 3119
S.D. 1

A BILL FOR AN ACT

RELATING TO HAWAIIAN HOME LANDS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 213.6 of the Hawaiian Homes Commission
2 Act, 1920, as amended, is amended to read as follows:

3 "[+]§213.6.[+] **Hawaiian home lands trust fund.** There is
4 established in the treasury of the State a trust fund to be
5 known as the Hawaiian home lands trust fund, into which shall be
6 deposited all appropriations by the State legislature specified
7 to be deposited therein. Moneys of the Hawaiian home lands
8 trust fund shall be expended by the department as provided by
9 law upon approval by the commission and shall be used for
10 capital improvements and other purposes undertaken in
11 furtherance of the Act. The department shall have fiduciary
12 responsibility toward the trust fund, and shall provide annual
13 reports therefor to the legislature and to the beneficiaries of
14 the trust.

15 The commission may deposit moneys from the trust fund into
16 depositories other than the state treasury and may manage,
17 invest, and reinvest moneys in the trust fund. The commission
18 may hold, purchase, sell, assign, transfer, or dispose of any



1 securities and investments in which any of the moneys have been
2 invested, as well as the proceeds of the investments. Moneys
3 from the trust fund that are deposited into depositories other
4 than the state treasury shall be exempt from the requirements of
5 chapters 36 and 38. Any interest or other earnings arising out
6 of investments from the trust fund shall be credited to and
7 deposited into the trust fund."

8 SECTION 2. The provisions of the amendments made by this
9 Act to the Hawaiian Homes Commission Act, 1920, as amended, are
10 declared to be severable, and if any section, sentence, clause,
11 or phrase, or the application thereof to any person or
12 circumstances is held ineffective because there is a requirement
13 of having the consent of the United States to take effect, then
14 that portion only shall take effect upon the granting of consent
15 by the United States and effectiveness of the remainder of these
16 amendments or the application thereof shall not be affected.

17 SECTION 3. Statutory material to be repealed is bracketed
18 and stricken. New statutory material is underscored.

19 SECTION 4. This Act shall take effect upon its approval.



PROPOSED

Report Title:

Hawaiian Homes Commission; Deposit and Investment of Funds

Description:

Allows the Hawaiian homes commission to deposit moneys in depositories other than the state treasury. Authorizes the Hawaiian homes commission to manage, invest, and reinvest moneys in the trust fund. Authorizes the commission to hold, purchase, sell, assign, transfer, or dispose of any securities and investments and any proceeds from investments in which trust fund moneys have been invested. (SD1)

