
SENATE CONCURRENT RESOLUTION

REQUESTING THE UNITED STATES CONGRESS TO STRONGLY OPPOSE S. 147,
COMMONLY KNOWN AS THE "AKAKA BILL", UNTIL THE BILL IS
APPROPRIATELY AMENDED TO INCLUDE A VOTE BY THE PEOPLE OF
HAWAII TO APPROVE ENACTMENT OF THE MEASURE..

1 WHEREAS, the Hawaii Senate delegation has proposed a bill,
2 commonly known as the "Akaka Bill", which seeks to establish a
3 Native Hawaiian governing entity with the powers to negotiate
4 and determine the future legal status of those of Hawaiian
5 blood; and
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7 WHEREAS, the Native Hawaiian governing entity, as proposed
8 in the Akaka Bill, seeks to create a race-based "tribe" out of
9 those of Hawaiian blood, which includes up to 400,000 people in
10 every state in the United States; and
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12 WHEREAS, because of the broad provisions of the Akaka Bill,
13 the race-based Native Hawaiian governing entity will have vast
14 governmental powers and jurisdiction over persons in every
15 state, creating the largest Indian tribe in the nation; and
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17 WHEREAS, the membership in the society created by the Akaka
18 Bill is race-based and determined by racial characteristics,
19 namely blood without any minimum quantum, without the
20 recognition of what are considered necessary elements for
21 determination as a political entity such as Indian tribes,
22 specifically determination by the tribe as to who may be
23 members; past political recognition as a banded group distinct
24 from others; or geographic or cultural segregation; and
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26 WHEREAS, key components of the Akaka Bill shock the
27 conscience of all reasonableness in several ways offensive to
28 the citizens of the State of Hawaii, including the fact that the
29 definition of "Native Hawaiian" is extremely broad and
30 misleading; nothing in the bill guarantees the governing entity
31 will be carried out in a democratic form; the bill fails to
32 guarantee that the Bill of Rights are incorporated into the



1 governing entity; the entity will negotiate with state and
 2 federal authorities over land rights, jurisdictional issues, and
 3 other entitlements for its members to the exclusions of others
 4 that reside in Hawaii; and most offensively, S. 147 wholly lacks
 5 any mechanism to enable Hawaiians—all Hawaiians, not just those
 6 with one drop of Hawaiian blood—to determine whether they want
 7 to authorize this race-based government; and

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 9 WHEREAS, the likely impacts from enacting the Akaka Bill
 10 will effect far more than those who qualify for membership. The
 11 Akaka Bill will have broad sweeping impacts upon all those who
 12 step foot on Hawaii's soil, including temporary stationed
 13 military personnel, tourists, and most certainly the residents
 14 whom call Hawaii home; and

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 16 WHEREAS, the Akaka Bill is legislation that cannot be
 17 easily amended or unwound as it creates a new society with its
 18 own laws, jurisdiction, taxing powers, and all other features of
 19 an independent and sovereign entity; and

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 21 WHEREAS, the Akaka Bill will have long lasting impacts upon
 22 the State of Hawaii and the United State including subjecting
 23 residents of Hawaii to multiple jurisdictions in one community;
 24 places clouds on land titles and other rights that have been
 25 resolved for over one hundred years; creating future taxpayer
 26 liabilities because of the possible litigation rights Native
 27 Hawaiians may have against the State of Hawaii and the United
 28 States governments; gambling or other gaming impacts because the
 29 sovereign entity will have the right to choose its form without
 30 oversight from the federal government; and current federal
 31 Indian funding could be devastatingly wiped out as the largest
 32 "tribe" stands to be created providing benefits to over 400,000
 33 people; and

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 35 WHEREAS, because of the vast impacts of the Akaka Bill,
 36 many of which will be devastating to the State of Hawaii and its
 37 people, the residents of Hawaii should be entitled to vote in a
 38 referendum on whether S.147 is enacted; and

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 40 WHEREAS, the right of those impacted by such vast laws
 41 deserve to be enfranchised to determine whether they should be
 42 subject to a new sovereign which will have the power over them
 43 and limit their rights with which they have become accustomed
 44 since statehood



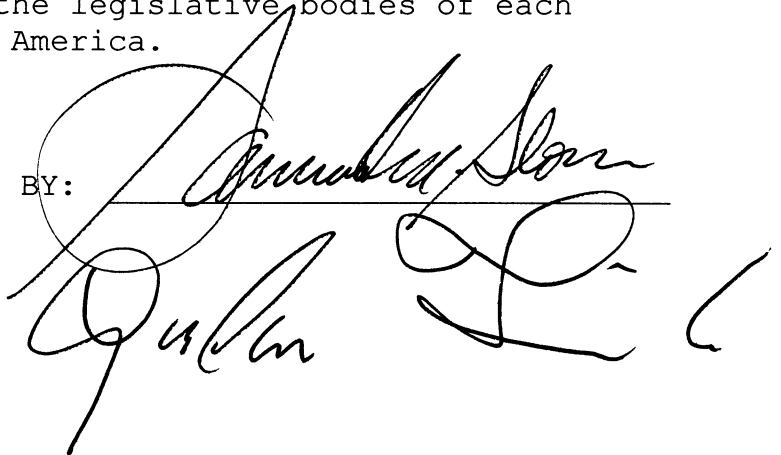
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 2 BE IT RESOLVED by the Senate of the Twenty-third
 3 Legislature of the State of Hawaii, Regular Session of 2006, the
 4 House of Representatives concurring, that members of the United
 5 States House of Representatives and the United States Senate
 6 oppose the passage of S.147, commonly known as the "Akaka Bill"
 7 until the bill is appropriately amended to provide the residents
 8 of Hawaii the ability to vote on whether the bills is enacted;
 9 and

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 11 BE IT FURTHER RESOLVED that the members of the United
 12 States House of Representatives and the United States Senate
 13 oppose the Akaka Bill on its merits because the bill creates a
 14 race-based government and ultimately will create racial
 15 balkanization where different people of different races are
 16 subject to different laws, who live in the same community; and

17
 18 BE IT FURTHER RESOLVED that certified copies of this
 19 Resolution be transmitted to the President of the United States
 20 Senate, the Speaker of the United state House of
 21 Representatives, Hawaii's congressional delegation, and to each
 22 of the presiding officers of the legislative bodies of each
 23 state of the United States of America.

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OFFERED BY:



The image shows three handwritten signatures in black ink. The top signature is the most prominent and appears to be 'Gordon L. ...'. Below it are two other signatures, one of which is partially obscured by the first signature's flourish.

