
HOUSE RESOLUTION

REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES TO REFRAIN
FROM SELLING, EXCHANGING, OR OTHERWISE ALIENATING LANDS IN
THE PUBLIC LAND TRUST.

1 WHEREAS, ceded lands are the former crown and government
2 lands of the Kingdom of Hawaii that were transferred to the
3 United States as part of Hawaii's annexation in 1898 and granted
4 to the State of Hawaii upon statehood in 1959; and
5

6 WHEREAS, section 5(f) of the Admission Act requires that
7 the State hold the ceded lands and proceeds and income therefrom
8 in a public trust for several purposes, including the betterment
9 of the conditions of native Hawaiians; and
10

11 WHEREAS, the 1993 Congressional Apology Resolution
12 recognized that the overthrow of the Kingdom of Hawaii was
13 illegal, the taking of the Kingdom's crown, government, and
14 public lands was without consent or compensation, and the
15 indigenous Hawaiian people never directly relinquished their
16 claims over their national lands to the United States; and
17

18 WHEREAS, native Hawaiians have unrelinquished claims to the
19 ceded lands; and
20

21 WHEREAS, the issue is now on appeal before the United
22 States Supreme Court; and
23

24 WHEREAS, until the claims of native Hawaiians are resolved,
25 the Board of Land and Natural Resources should not sell,
26 exchange, or otherwise alienate the lands ceded to the United
27 States by the Republic of Hawaii under the joint resolution of
28 annexation, approved on July 7, 1898 (30 Stat. 750), or acquired
29 in exchange for the ceded lands and returned to the State of
30 Hawaii by virtue of section 5(b) of the Act of March 18, 1959
31 (73 Stat. 5), and lands retained by the United States under
32 section 5(c) and 5(d) of the Act of March 18, 1959 (73 Stat. 5)
33 and later conveyed to the State under section 5(e) or under the
34 Act of December 23, 1964 (77 Stat. 472); now, therefore,



1
 2 BE IT RESOLVED by the House of Representatives of the
 3 Twenty-fifth Legislature of the State of Hawaii, Regular Session
 4 of 2009, the Board of Land and Natural Resources is requested to
 5 refrain from selling, exchanging, or otherwise alienating land
 6 in the public land trust until the native Hawaiians'
 7 unrelinquished claims to ceded lands are resolved; and

8
 9 BE IT FURTHER RESOLVED that certified copies of this
 10 Resolution be transmitted to Chairperson of the Board of Land
 11 and Natural Resources and the Chairperson of the Board of
 12 Trustees of the Office of Hawaiian Affairs.

13
 14
 15 ~~Chase~~

OFFERED BY: Mele Carroll

Meliki

Karen Aulana

Cindy Evans

MAR 17 2009

