

JAN 26 2009

A BILL FOR AN ACT

RELATING TO NATIVE HAWAIIANS.

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

1 SECTION 1. The legislature finds that Act 212, Session
2 Laws of Hawaii 2007, established an `aha kirole advisory
3 committee that would provide a framework for creating an `aha
4 moku council system. The `aha moku council system would be
5 based upon the indigenous resource management practices of moku
6 (regional boundaries), which acknowledges the natural contours
7 of land, the specific resources located within those areas, and
8 the methodology necessary to sustain resources and the
9 community.

10 Act 212 required the `aha kirole advisory committee to
11 submit:

12 (1) A written interim report of its findings and
13 recommendations, including any proposed legislation,
14 no later than twenty days prior to the convening of
15 the 2008 regular session; and

16 (2) A written final report of its findings and
17 recommendations, including any proposed legislation,



1 no later than twenty days prior to the convening of
2 the 2009 regular session.

3 Act 212 also required the department of land and natural
4 resources to provide support services to the advisory committee
5 as the advisory committee deems necessary. The Act appropriated
6 state general revenues of \$110,000 for fiscal year 2007-2008 and
7 \$110,0000 for fiscal year 2008-2009 to the department of land
8 and natural resources for administrative costs related to
9 carrying out the duties of the advisory committee, and for
10 allowing each of the thirty-seven moku statewide to actively
11 participate and engage in discussion on the creation of an Oaha
12 moku council system.

13 The legislature further finds that although the advisory
14 committee was formed, held meetings, and submitted the interim
15 and final reports required by Act 212, lack of support from the
16 department of land and natural resources has posed a significant
17 obstacle to full and complete achievement of the committee's
18 purposes. The governor has released none of the funds
19 appropriated by Act 212 and neither the committee nor its
20 individual members have received funding, reimbursement for
21 expenses, or support services. All expenses incurred have been



1 borne by the individual kiolo and the committee's community
2 coordinator.

3 The purpose of this Act is to help ensure that the `aha
4 kiolo advisory committee reaches its full potential by placing
5 the committee administratively within the office of Hawaiian
6 affairs, extending the life of the committee for two years,
7 requiring an additional report from the committee, and
8 appropriating funds to be spent by the office of Hawaiian
9 affairs to adequately support the committee during fiscal years
10 2009-2010 and 2010-2011.

11 SECTION 2. Act 212, Session Laws of Hawaii 2007, is
12 amended by adding a new section to read as follows:

13 "SECTION 3A. There is appropriated out of the general
14 revenues of the State of Hawaii the sum of \$ or so much
15 thereof as may be necessary for fiscal year 2009-2010 and the
16 same sum or so much as may be necessary for fiscal year 2010-
17 2011 for administrative costs related to carrying out the duties
18 of the `aha kiolo advisory committee, and for allowing each of
19 the thirty-seven moku statewide to actively participate and
20 engage in discussion on the creation of an `aha moku council
21 system.

1 The sums appropriated shall be expended by the office of
2 Hawaiian affairs for the purposes of this Act."

3 SECTION 3. Act 212, Session Laws of Hawaii 2007, section
4 2, is amended as follows:

5 1. By amending subsection (a) to read:

6 "(a) There is established the `aha kiolo advisory
7 committee to advise the legislature in carrying out the purposes
8 of this Act. Beginning on July 1, 2009, the advisory committee
9 shall be located administratively within the office of Hawaiian
10 affairs. The advisory committee shall consist of eight members
11 appointed by the governor without regard to sections 26-34 and
12 78-4, Hawaii Revised Statutes, from a list of nominations
13 submitted by the Association of Hawaiian Civic Clubs. The
14 advisory committee members shall select the chairperson of the
15 committee and shall be reimbursed for expenses, including travel
16 expenses, necessary for the performance of their duties."

17 2. By amending subsection (c), (d), and (e) to read:

18 "(c) The advisory committee shall submit a written interim
19 report of its findings and recommendations, including any
20 proposed legislation, no later than twenty days prior to the
21 convening of the 2008 regular session. The advisory committee
22 shall submit a written final report of its findings and



1 recommendations, including any proposed legislation, no later
 2 than twenty days prior to the convening of the 2009 regular
 3 session. The advisory committee shall submit an updated final
 4 report of its findings and recommendations, including proposed
 5 legislation, no later than twenty days prior to the convening of
 6 the 2010 regular session.

7 (d) [The] Until July 1, 2009, the department of land and
 8 natural resources shall provide support services to the advisory
 9 committee as the advisory committee deems necessary.


10 (e) The `aha kiole advisory committee shall cease to exist
 11 on June 30, ~~[2009.]~~ 2011."

12 SECTION 4. Statutory material to be repealed is bracketed
 13 and stricken. New statutory material is underscored.

14 SECTION 4. This Act shall take effect upon its approval;
 15 provided that section 2 of this Act shall take effect on July 1,
 16 2009, and section 3 of this Act shall take effect on June 29,
 17 2009.

18

INTRODUCED BY:



 By Request



Report Title:

OHA Package; Native Hawaiians; Aha Kiole Advisory Committee

Description:

Places the aha kiole advisory committee with the office of Hawaiian affairs for administrative purposes. Appropriates funds.

