

STAND. COM. REP. NO. 74

Honolulu, Hawaii

Feb 6, 2009

RE: H.B. No. 902

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fifth State Legislature
Regular Session of 2009
State of Hawaii

Sir:

Your Committee on Hawaiian Affairs, to which was referred
H.B. No. 902 entitled:

"A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE
STATE,"

begs leave to report as follows:

The purpose of this bill is to protect the corpus of the
public lands trust by prohibiting the sale in fee simple or
exchange of lands in the trust.

The Office of Hawaiian Affairs (OHA), Sovereign Councils of
the Hawaiian Homelands Assembly, and several concerned individuals
testified in support of this bill. The Department of the Attorney
General and a concerned individual opposed this measure. The
Department of Land and Natural Resources commented.

This bill is part of the OHA legislative package. This OHA
bill is intended to ensure that lands in the public lands trust
are preserved pending a fair and just settlement of native
Hawaiian claims to the ceded lands that leads to reconciliation
between the State and the native Hawaiian people.



As affirmed by the record of votes of the members of your Committee on Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 902 and recommends that it pass Second Reading and be referred to the Committees on Water, Land, & Ocean Resources and Judiciary.

Respectfully submitted on
behalf of the members of the
Committee on Hawaiian Affairs,



MELE CARROLL, Chair



Record of Votes of the Committee on Hawaiian Affairs

Bill/Resolution No.: HB 902	Committee Referral: HAW, WLO/JUD, FIN	Date: Feb. 4, 2009		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input checked="" type="checkbox"/> Pass, unamended (as is) <input type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
HAW Members	Ayes	Ayes (WR)	Nays	Excused
1. CARROLL, Mele (C)	✓			
2. SHIMABUKURO, Maile S.L. (VC)	✓			
3. BELATTI, Della Au	✓			
4. BERTRAM, Joe, III	✓			
5. BROWER, Tom	✓			
6. MIZUNO, John M.	✓			
7. NISHIMOTO, Scott Y.	✓			
8. YAMANE, Ryan I.	✓			
9. WARD, Gene	✓			
TOTAL (9)	9	0	0	0
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. _____ committee acronym(s)				
Vice Chair's or designee's signature: _____				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				