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# A BILL FOR AN ACT

RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS.

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

1           SECTION 1. Section 10-3, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "**§10-3 Purpose of the office.** The purposes of the office  
4 of Hawaiian affairs include:

5           (1) The betterment of conditions of native Hawaiians. A  
6 pro rata portion of all funds derived from the public  
7 land trust shall be funded in an amount to be  
8 determined by the legislature for this purpose, and  
9 shall be held and used solely as a public trust for  
10 the betterment of the conditions of native Hawaiians.  
11 For [~~the purpose~~] purposes of this chapter, the public  
12 land trust shall be all proceeds and income from the  
13 sale, lease, or other disposition of lands ceded to  
14 the United States by the Republic of Hawaii under the  
15 joint resolution of annexation, approved July 7, 1898  
16 (30 Stat. 750), or acquired in exchange for lands so  
17 ceded, and conveyed to the State of Hawaii by virtue  
18 of section 5(b) of the Act of March 18, 1959 (73 Stat.



1 4, the Admissions Act), (excluding therefrom lands and  
2 all proceeds and income from the sale, lease, or  
3 disposition of lands defined as "available lands" by  
4 section 203 of the Hawaiian Homes Commission Act,  
5 1920, as amended), and all proceeds and income from  
6 the sale, lease, or other disposition of lands  
7 retained by the United States under sections 5(c) and  
8 5(d) of the Act of March 18, 1959, later conveyed to  
9 the State under section 5(e);

10 (2) The betterment of conditions of Hawaiians;

11 (3) Serving as the principal public agency in this State  
12 responsible for the performance, development, and  
13 coordination of programs and activities relating to  
14 native Hawaiians and Hawaiians; except that the  
15 Hawaiian Homes Commission Act, 1920, as amended, shall  
16 be administered by the Hawaiian homes commission;

17 (4) Assessing the policies and practices of other agencies  
18 impacting on native Hawaiians and Hawaiians, and  
19 conducting advocacy efforts for native Hawaiians and  
20 Hawaiians;



1 (5) Applying for, receiving, and disbursing, grants and  
2 donations from all sources for native Hawaiian and  
3 Hawaiian programs and services; and

4 (6) Serving as a receptacle for reparations."

5 SECTION 2. Statutory material to be repealed is bracketed  
6 and stricken. New statutory material is underscored.

7 SECTION 3. This Act shall take effect upon its approval.

8

INTRODUCED BY:

Mele Carroll

JAN 26 2009



**Report Title:**

Office of Hawaiian Affairs

**Description:**

Clarifies state law relating to the office of Hawaiian affairs.

