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# A BILL FOR AN ACT

RELATING TO NATIVE HAWAIIANS.

**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 of this chapter, the public land trust  
12 shall be all proceeds and income from the sale, lease,  
13 or other disposition of lands ceded to the United  
14 States by the Republic of Hawaii under the joint  
15 resolution of annexation, approved July 7, 1898 (30  
16 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.

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

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INTRODUCED BY: Mele Cannon

JAN 26 2009



**Report Title:**

Native Hawaiians

**Description:**

Clarifies state law relating to native Hawaiians.

