

Honolulu, Hawaii

Feb 5, 2010

RE: H.B. No. 2672

H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Sir:

Your Committees on Hawaiian Affairs and Water, Land, & Ocean Resources, to which was referred H.B. No. 2672 entitled:

"A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS,"

beg leave to report as follows:

The purpose of this bill is to allow the State to most effectively and responsibly make progress toward meeting part of its constitutional obligation to native Hawaiians by resolving claims and disputes relating to the portion of income and proceeds from the lands of the public land trust for use by the Office of Hawaiian Affairs (OHA) between November 7, 1978, and July 1, 2010. Specifically, this measure:

- (1) Appropriates \$200,000,000 to OHA in \$30,000,000 increments for each fiscal year beginning on July 1, 2015, and continuing until such time that the entire sum, plus applicable interest, is paid; and
- (2) Requires the State to pay OHA interest on any remaining balance owed from July 1, 2010, at the rate provided for under Hawaii's State Tort Liability law, currently four percent a year.

OHA testified in support of this bill. A concerned individual opposed this measure.



Your Committees have amended this bill by:

- (1) Changing the effective date to July 1, 2020, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style, including correcting language to consistently reflect that the \$200,000,000 covers the period between November 7, 1978, and July 1, 2010.

As affirmed by the records of votes of the members of your Committees on Hawaiian Affairs and Water, Land, & Ocean Resources that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2672, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2672, H.D. 1, and be referred to the Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committees on Hawaiian Affairs
and Water, Land, & Ocean
Resources,



KEN ITO, Chair



MELE CARROLL, Chair



State of Hawaii
House of Representatives
The Twenty-fifth Legislature

HSCR 36-10

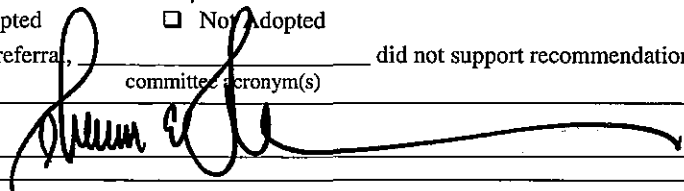
Record of Votes of the Committee on Hawaiian Affairs

Bill/Resolution No.: HB2672	Committee Referral: HAW/WLO, JUD, FIN	Date: 02-03-2010		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" 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)	6	1	0	2
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				

State of Hawaii
House of Representatives
The Twenty-fifth Legislature

HS OR 136-10

Record of Votes of the Committee on Water, Land, & Ocean Resources

Bill/Resolution No.: HB 2672	Committee Referral: HAW/WLO, JUD, FIN	Date: 2/3/10		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" 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)				
WLO Members	Ayes	Ayes (WR)	Nays	Excused
1. ITO, Ken (C)	X			
2. HAR, Sharon E. (VC)	X			
3. CABANILLA, Rida				X
4. CHANG, Jerry L.	X			
5. CHONG, Pono				X
6. COFFMAN, Denny	X			
7. HERKES, Robert N.	X			
8. LEE, Chris	X			
9. LUKE, Sylvia	X			
10. MORITA, Hermina M.				X
11. SAGUM, Roland D., III	X			
12. CHING, Corinne W.L.	X			
13. THIELEN, Cynthia				X
TOTAL (13)	9			4
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				