
SENATE CONCURRENT RESOLUTION

URGING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO RELEASE PASTORAL
AND AGRICULTURAL LEASES TO ITS BENEFICIARIES AND REPORT
STATISTICAL DATA RELATED TO IMPLEMENTATION OF ARTICLE XII,
SECTION 1 OF THE HAWAII STATE CONSTITUTION.

1 WHEREAS, native Hawaiians have traditionally had close ties
2 to the land; and

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4 WHEREAS, after contact with the West:

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6 (1) Native Hawaiians' traditional ties to their lands were
7 disrupted; and

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9 (2) The size of the native Hawaiian population began to
10 decrease because of the introduction of new illnesses
11 and diseases to which native Hawaiians had not
12 previously been exposed; and

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14 WHEREAS, it was and continues to be widely believed that
15 one way to improve the condition of native Hawaiians is to
16 provide them with greater access to ancestral lands; and

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18 WHEREAS, as Hawaii's delegate to the United States
19 Congress, Prince Jonah Kuhio Kalaniana'ole spearheaded the
20 passage of the Hawaiian Homes Commission Act, 1920, designed to
21 create a rehabilitation program for the dwindling numbers of
22 native Hawaiians; and

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24 WHEREAS, in 1921, with the enactment of the Hawaiian Homes
25 Commission Act, 1920, the United States set aside approximately
26 200,000 acres of land to establish a permanent homeland for
27 native Hawaiians, who were a landless and "dying" people; and



1 WHEREAS, the Hawaiian Homes Commission Act, 1920, was
2 subsequently incorporated into the Hawaii State Constitution;
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5 WHEREAS, the Department of Hawaiian Home Lands was
6 established by the Hawaiian Homes Commission Act, 1920, and is
7 headed by an executive board known as the Hawaiian Homes
8 Commission; and
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10 WHEREAS, the Department of Hawaiian Home Lands owes a
11 fiduciary duty to its beneficiaries; and
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13 WHEREAS, it is essential that the beneficiaries of the
14 Department of Hawaiian Home Lands gain access to lands set aside
15 for them as expeditiously as possible; and
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17 WHEREAS, pastoral and agricultural leases are an important,
18 valuable, and viable use of Hawaiian Home Lands; now, therefore,
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20 BE IT RESOLVED by the Senate of the Twenty-sixth
21 Legislature of the State of Hawaii, Regular Session of 2011, the
22 House of Representatives concurring, that the Department of
23 Hawaiian Home Lands is urged to release pastoral and
24 agricultural leases to its beneficiaries; and
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26 BE IT FURTHER RESOLVED that the Department of Hawaiian Home
27 Lands is requested to provide:
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29 (1) The following data or statistics for the period 2000
30 through 2010 on the number of:
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32 (A) Homestead awards reported to the Legislature (if
33 there is a discrepancy with the appropriate
34 annual report, an explanation shall be provided),
35 and a breakdown for each year in each of the
36 following categories of homesteads: residential,
37 pastoral, agricultural, and aquacultural;
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39 (B) Vacant improved lot awards;
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41 (C) Homestead awards with improved homes;
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43 (D) Homestead awards built under the self-help home-
44 building strategy;



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(E) Homestead awards under the undivided interest program; and

(F) Applicants offered homestead awards for each category;

(2) Funds expended each year to improve lots with infrastructure; and

(3) Type of funding, such as general, special, trust, or federal, broken down by homestead type, including:

(A) Infrastructural costs to provide utilities; and

(B) Homes built on each type of homestead under the following strategies: turnkey, self-help, and owner-builder; and

BE IT FURTHER RESOLVED that the Department of Hawaiian Home Lands submit to the Legislature, no later than twenty days prior to the convening of the Regular Session of 2012, the data requested in this measure and a report of its activities and efforts with respect to the release of pastoral and agricultural leases to its beneficiaries; and

BE IT FURTHER RESOLVED that certified copies of this Concurrent Resolution be transmitted to the President of the United States, Hawaii's Congressional delegation, Governor, the Chairperson of the Hawaiian Homes Commission, and Chairperson of the Board of Trustees of the Office of Hawaiian Affairs.

