

STAND. COM. REP. NO. 572

Honolulu, Hawaii

Feb 18, 2011

RE: H.B. No. 396
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 396 entitled:

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

begs leave to report as follows:

The purpose of this bill is to require members of certain state boards, councils, and commissions to undergo mandatory training relating to native Hawaiian and Hawaiian traditional and customary rights, natural resource protection and access rights, and the public trust.

The Office of Hawaiian Affairs, Hanalei Watershed Hui, Native Hawaiian Legal Corporation, Association of Hawaiian Civic Clubs, Oahu Council - Association of Hawaiian Civic Clubs, Ko'olaupoko Hawaiian Civic Club, and a concerned individual supported this bill. The Libertarian Party of Hawaii and several concerned individuals opposed this bill. The Department of Land and Natural Resources submitted comments.

Your Committee has amended this measure by:

- (1) Deleting the members of the Land Use Commission, Environmental Council, Board of Directors of the Agribusiness Development Corporation, Board of Agriculture, and the Board of Health from the mandatory training requirement provisions;

HB396 HD1 HSCR JUD HMS 2011-2420



- (2) Changing its effective date to January 7, 2059, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for style, clarity, and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 396, as amended herein, and recommends that it be referred to the Committee on Finance in the form attached hereto as H.B. No. 396, H.D. 1.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary,



GILBERT KEITH-AGARAN, Chair



