

STAND. COM. REP. NO.

3117

Honolulu, Hawaii

MAR 30 2012

RE: S.C.R. No. 66  
S.D. 1

Honorable Shan S. Tsutsui  
President of the Senate  
Twenty-Sixth State Legislature  
Regular Session of 2012  
State of Hawaii

Sir:

Your Committees on Water, Land, and Housing and Hawaiian Affairs, to which was referred S.C.R. No. 66 entitled:

"SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO TRANSFER A PORTION OF THE REVENUE DERIVED FROM THE CONVEYANCE OR TRANSFER OF ANY LAND OF THE PUBLIC LAND TRUST TO THE OFFICE OF HAWAIIAN AFFAIRS,"

beg leave to report as follows:

The purpose and intent of this measure is to urge the Department of Land and Natural Resources to transfer a portion of the revenue derived from the conveyance or transfer of any land of the public land trust to the Office of Hawaiian Affairs.

Your Committees received testimony in support of this measure from the Association of Hawaiian Civic Clubs and one individual. Testimony in opposition to this measure was received from the Department of Land and Natural Resources. The Office of Hawaiian Affairs submitted comments.

Your Committees find that Native Hawaiian claims to ceded lands remain unresolved and steps should be taken to facilitate their resolution. Existing statutory language regarding determinations of the amounts to be distributed to the Office of Hawaiian Affairs are too ambiguous, which leaves the language open to different and conflicting interpretations. This measure expedites revenue disbursement by determining a clear and appropriate interpretation for a one-time disbursement amount to be derived at the time of conveyance.

2012-1804 SCR SSCR SMA.doc



Your Committees have amended this measure by:

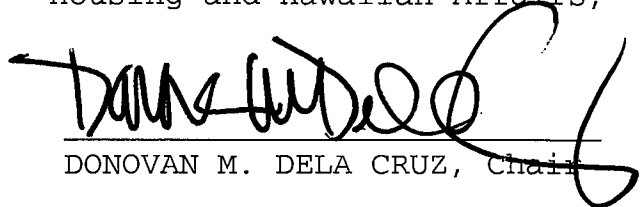
- (1) Requesting the Attorney General to provide input and assist the Department of Land and Natural Resources and Office of Hawaiian Affairs in determining the fair market value of the ceded lands at the time of conveyance; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Water, Land, and Housing and Hawaiian Affairs that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 66, as amended herein, and recommend that it be referred to the Committee on Ways and Means, in the form attached hereto as S.C.R. No. 66, S.D. 1.

Respectfully submitted on  
behalf of the members of the  
Committees on Water, Land, and  
Housing and Hawaiian Affairs,



BRICKWOOD GALUTERIA, Chair

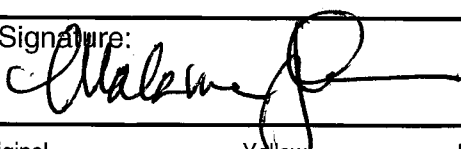


DONOVAN M. DELA CRUZ, Chair



The Senate  
Twenty-Sixth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Water, Land and Housing**  
**WLH**

Bill / Resolution No.:*	Committee Referral:	Date:
SCR66	WLH, HWN, WAM	3-23-12
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____		
The Recommendation is:		
<input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313		
Members	Aye	Aye (WR)
Nay	Excused	
DELA CRUZ, Donovan M. (C)	✓	
SOLOMON, Malama (VC)	✓	
FUKUNAGA, Carol		✓
RYAN, Pohai	✓	
SHIMABUKURO, Maile	✓	
TOKUDA, Jill N.		✓
SLOM, Sam	✓	
<b>TOTAL</b>	5	2
Recommendation:		
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted		
Chair's or Designee's Signature:		
		
<b>Distribution:</b>		
Original	Yellow	Pink
File with Committee Report	Clerk's Office	Drafting Agency
		Goldenrod
		Committee File Copy

\*Only one measure per Record of Votes

The Senate  
 Twenty-Sixth Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Hawaiian Affairs**  
**HWN**

Bill / Resolution No.:* <i>SCR 660</i>	Committee Referral: <i>WLH/HWW,WAM</i>	Date: <i>3/23/12</i>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
GALUTERIA, Brickwood (C)	✓			
RYAN, Pohai (VC)	✓			
ENGLISH, J. Kalani				/
HEE, Clayton				/
KAHELE, Gilbert				/
KIDANI, Michelle N.	✓			
SOLOMON, Malama	/			
SLOM, Sam	/			
<b>TOTAL</b>	<i>5</i>			<i>3</i>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>Pohai Ryan</i>				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

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