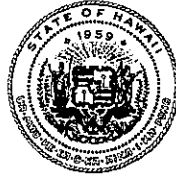


**SB 2212**

NEIL ABERCROMBIE  
GOVERNOR  
STATE OF HAWAII



ALBERT "ALAPAKI" NAHALE-A  
CHAIRMAN  
HAWAIIAN HOMES COMMISSION  
  
MICHELLE K. KAUHANE  
DEPUTY TO THE CHAIRMAN  
  
M. WAIALEALE SARSONA  
EXECUTIVE ASSISTANT

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

P. O. BOX 1879  
HONOLULU, HAWAII 96805

ALAPAKI NAHALE-A, CHAIRMAN  
HAWAIIAN HOMES COMMISSION  
COMMENTS TO THE SENATE COMMITTEES ON HAWAIIAN AFFAIRS AND  
PUBLIC SAFETY, GOVERNMENT OPERATIONS, AND MILITARY AFFAIRS ON

SB 2212, RELATING TO HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED.

February 10, 2012

Chair Galuteria, Chair Espero, and Members of the Committees:

Act 302 (2001) added Section 201.6 to the enabling legislation of the Hawaiian Homes Commission to promote community-based self-governance in Hawaiian homestead communities. This language also allows for the delegation of certain authorities from the commission to democratically-elected homestead community governing organizations. The repeal of the congressional consent requirement amends the Act to read in a way that implies the department may implement this section of the Act without congressional consent. The department supports legislation like this that promotes autonomy and self-determination for DHHL and our homestead communities.

However, the repeal of this language does not necessarily change the requirement for consent. At this time, the Department of the Attorney General has not yet reviewed this legislation to determine whether congressional consent would be required if this language is repealed.

Mahalo for the opportunity to provide comments on this measure.



## COUNCIL FOR NATIVE HAWAIIAN ADVANCEMENT

1050 Queen Street, Suite 200, Honolulu, Hawai'i 96814

Tel: 808.596.8155/800.709.2642 • Fax: 808.596.8156/800.710.2642

[www.hawaiiancouncil.org](http://www.hawaiiancouncil.org)

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**Date:** February 10, 2012

**To:** Senator Brickwood Galuteria, Chair, Committee on Hawaiian Affairs  
Senator Will Espero, Chair, Committee on Public Safety, Government Operations and  
Military Affairs  
Committee Members

**From:** William Fernandez, CNHA Native Hawaiian Policy Center Chair  
Robin Danner, CNHA President and CEO

**Re:** SB 2212 Relating to Hawaiian Homes Commission Act, 1920, as Amended - Support

Aloha Honorable Chairs and Committee Members:

CNHA, founded in 2001, works to advance the well-being of Hawaii through the cultural, economic and community development of Native Hawaiians. We promote our mission through the administration of the Native Hawaiian Policy Center (Policy Center) to advance sound public policy, the deployment of capital in all counties under our certified Community Loan Fund and Tax Credit Program, operation of the Hawaiian Way Fund to support cultural and community practitioners, and the delivery of affordable housing and economic development projects owned and operated by community based nonprofits.

CNHA and its Policy Center, stands in full support of SB 2212. This bill honors the outstanding work done by the legislature in 2006 with the passage of Act 302, which amended the Hawaiian Homes Commission Act of 1920 to establish a stronger working relationship between the State agency, the Department of Hawaiian Home Lands (DHHL), and the more than 30 homestead associations located across the State. It has not been implemented to date, due to the generosity of inclusion of its original author, former Representative Mike Kahikina. Although not required, Act 302 extended the opportunity to the U.S. Congress to concur. As we have come to witness all across the nation, the gridlock in Congress has placed the opportunities of Act 302 to DHHL and the homestead associations, along with hundreds of other simple actions, left undone.

SB 2212, removes the sentence that extended inclusion of the Congress to concur, and allows DHHL, and the leadership of homestead associations, some of which are more than 20 years old, to move forward to implement the partnerships encouraged and intended by the legislature in passing Act 302. In these times of economic hardship and the need to streamline and leverage the limited resources available to DHHL, SB 2212 will leverage homestead associations to more actively engage in the delivery of services to assist DHHL in reducing its operating costs.

Mahalo for the opportunity to add to the committee's record through this testimony.

**galuteria1 - Davis**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Thursday, February 09, 2012 1:14 PM  
**To:** HWN Testimony  
**Cc:** info@schha.com  
**Subject:** Testimony for SB2212 on 2/10/2012 2:45:00 PM

Testimony for HWN/PGM 2/10/2012 2:45:00 PM SB2212

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Kamaki Kanahele, Chairman  
Organization: SCHHA  
E-mail: [info@schha.com](mailto:info@schha.com)  
Submitted on: 2/9/2012

**Comments:**

The SCHHA is an organization of 29 association located throughout the State of Hawaii, representing an estimate 30,000.00 native Hawaiians, both residing on hawaiian homestead lands as well as individuals on the wait list to receive.

We stand in strong support of SB 2212, to strengthen the standing of the Hawaiian Home Land Trust, and relationship of DHHL with its homestead associations across the state.

Thank you for the opportunity to testify.

**galuteria1 - Davis**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Thursday, February 09, 2012 1:16 PM  
**To:** HWN Testimony  
**Cc:** info@schha.com  
**Subject:** Testimony for SB2212 on 2/10/2012 2:45:00 PM

Testimony for HWN/PGM 2/10/2012 2:45:00 PM SB2212

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Mike Kahikina, Legislation Chair  
Organization: SCHHA  
E-mail: [info@schha.com](mailto:info@schha.com)  
Submitted on: 2/9/2012

**Comments:**

The SCHHA is an organization of 29 association located throughout the State of Hawaii, representing an estimate 30,000.00 native Hawaiians, both residing on hawaiian homestead lands as well as individuals on the wait list to receive.

We stand in strong support of SB 2212, to strengthen the standing of the Hawaiian Home Land Trust, and relationship of DHHL with its homestead associations across the state.

Thank you for the opportunity to testify.

**galuteria1 - Davis**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Thursday, February 09, 2012 1:17 PM  
**To:** HWN Testimony  
**Cc:** info@schha.com  
**Subject:** Testimony for SB2212 on 2/10/2012 2:45:00 PM

Testimony for HWN/PGM 2/10/2012 2:45:00 PM SB2212

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Beatrice Hew Len, Secretary  
Organization: Mokupuni O Oahu, SCHHA  
E-mail: [info@schha.com](mailto:info@schha.com)  
Submitted on: 2/9/2012

**Comments:**

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Thank you for the opportunity to testify.

## galuteria1 - Davis

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Thursday, February 09, 2012 1:18 PM  
**To:** HWN Testimony  
**Cc:** info@schha.com  
**Subject:** Testimony for SB2212 on 2/10/2012 2:45:00 PM

Testimony for HWN/PGM 2/10/2012 2:45:00 PM SB2212

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Kimo Kelii, VP  
Organization: Nanakuli Hawaiian Homestead Community Assn, SCHHA  
E-mail: [info@schha.com](mailto:info@schha.com)  
Submitted on: 2/9/2012

**Comments:**

The SCHHA is an organization of 29 association located throughout the State of Hawaii, representing an estimate 30,000.00 native Hawaiians, both residing on hawaiian homestead lands as well as individuals on the wait list to receive.

We stand in strong support of SB 2212, to strengthen the standing of the Hawaiian Home Land Trust, and relationship of DHHL with its homestead associations across the state.

Thank you for the opportunity to testify.

## galuteria1 - Davis

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Thursday, February 09, 2012 1:19 PM  
**To:** HWN Testimony  
**Cc:** info@schha.com  
**Subject:** Testimony for SB2212 on 2/10/2012 2:45:00 PM

Testimony for HWN/PGM 2/10/2012 2:45:00 PM SB2212

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Herbert Hew Len, President  
Organization: Waianae Kai Homestead Community Assn, SCHHA  
E-mail: [info@schha.com](mailto:info@schha.com)  
Submitted on: 2/9/2012

**Comments:**

The SCHHA is an organization of 29 association located throughout the State of Hawaii, representing an estimate 30,000.00 native Hawaiians, both residing on hawaiian homestead lands as well as individuals on the wait list to receive.

We stand in strong support of SB 2212, to strengthen the standing of the Hawaiian Home Land Trust, and relationship of DHHL with its homestead associations across the state.

Thank you for the opportunity to testify.



**galuteria1 - Davis**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Friday, February 10, 2012 9:00 AM  
**To:** HWN Testimony  
**Cc:** punikekauoha@gmail.com  
**Subject:** Testimony for SB2212 on 2/10/2012 2:45:00 PM

**LATE**

Testimony for HWN/PGM 2/10/2012 2:45:00 PM SB2212

Conference room: 224  
Testifier position: Support  
Testifier will be present: No  
Submitted by: Puni Kekauoha  
Organization: Papakolea Community Development Corporation  
E-mail: [punikekauoha@gmail.com](mailto:punikekauoha@gmail.com)  
Submitted on: 2/10/2012

Comments: