
A BILL FOR AN ACT

RELATING TO GOVERNMENT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Chapter 10H, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§10H- Reports. The Native Hawaiian roll commission,
5 in cooperation with the office of Hawaiian affairs, shall submit
6 an annual report to the governor and the legislature no later
7 than twenty days prior to the convening of each regular session,
8 beginning with the regular session of 2014, on the status of the
9 preparation of a roll of qualified Native Hawaiians,
10 expenditures related to the responsibilities of the Native
11 Hawaiian roll commission, and any concerns or recommendations as
12 deemed appropriate by the Native Hawaiian roll commission."

13 SECTION 2. Section 10H-3, Hawaii Revised Statutes, is
14 amended by amending subsection (a) to read as follows:

15 "(a) There is established a five-member Native Hawaiian
16 roll commission within the office of Hawaiian affairs for
17 administrative purposes only. The Native Hawaiian roll
18 commission shall be responsible for:



- 1 (1) Preparing and maintaining a confidential roll of
2 qualified Native Hawaiians;
- 3 (2) Certifying that the individuals on the roll of
4 qualified Native Hawaiians meet the definition of
5 qualified Native Hawaiians. For purposes of
6 establishing the roll, a "qualified Native Hawaiian"
7 means an individual [~~who~~] whom the commission
8 determines has satisfied the following criteria and
9 who makes a written statement certifying that the
10 individual:

11 (A) Is:

12 (i) An individual who is a descendant of the
13 aboriginal peoples who, prior to 1778,
14 occupied and exercised sovereignty in the
15 Hawaiian islands, the area that now
16 constitutes the State of Hawaii; [~~or~~]

17 (ii) An individual who is one of the indigenous,
18 native people of Hawaii and who was eligible
19 in 1921 for the programs authorized by the
20 Hawaiian Homes Commission Act, 1920, or a
21 direct lineal descendant of that individual;

22 or



1 (iii) An individual who meets the ancestry
 2 requirements of Kamehameha Schools or of the
 3 Hawaiian registry program of the office of
 4 Hawaiian affairs;

5 (B) Has maintained a significant cultural, social, or
 6 civic connection to the Native Hawaiian community
 7 and wishes to participate in the organization of
 8 the Native Hawaiian governing entity; [~~and~~]

9 (C) Is eighteen years of age or older; and

10 (D) Is a permanent resident of the State of Hawaii or
 11 a registered voter in the State of Hawaii; and

12 (3) Receiving and maintaining documents that verify
 13 ancestry; cultural, social, or civic connection to the
 14 Native Hawaiian community; and age from individuals
 15 seeking to be included in the roll of qualified Native
 16 Hawaiians. Notwithstanding any other law to the
 17 contrary, these verification documents shall be
 18 confidential."

19 SECTION 3. Section 10H-4, Hawaii Revised Statutes, is
 20 amended by amending subsection (b) to read as follows:

21 "(b) The publication of the initial and updated rolls
 22 shall serve as the basis for the eligibility of qualified Native



1 Hawaiians whose names are listed on the rolls to participate in
 2 the organization of the Native Hawaiian governing entity[-];
 3 provided that prior to the publication of a participant's name
 4 on the public roll, an authorization for the release of
 5 information shall be signed by the participant and the Native
 6 Hawaiian roll commission."

7 SECTION 4. Act 195, Session Laws of Hawaii 2011, is
 8 amended by repealing section 3.

9 [~~SECTION 3. The Hawaiian Homes Commission Act, 1920,~~
 10 ~~shall be amended subject to approval by the United States~~
 11 ~~Congress, if necessary, to accomplish the purposes set forth in~~
 12 ~~this Act in a manner that is expeditious, timely, and consistent~~
 13 ~~with the current needs and requirements of the Native Hawaiian~~
 14 ~~people and the current beneficiaries of the Hawaiian Homes~~
 15 ~~Commission Act, 1920."]~~

16 SECTION 5. Statutory material to be repealed is bracketed
 17 and stricken. New statutory material is underscored.

18 SECTION 6. This Act shall take effect upon its approval.

19

INTRODUCED BY: 

JAN 18 2013



H.B. NO. 252

Report Title:

Native Hawaiians; Recognition; Native Hawaiian Roll Commission

Description:

Requires annual reports from the Native Hawaiian Roll Commission. Amends the definition of "qualified Native Hawaiian" to include individuals who meet certain expanded ancestry requirements and require permanent residency or voter registration in the State. Clarifies that the roll of qualified Native Hawaiians is confidential and requires an authorization for the release of information. Repeals directive to amend the Hawaiian Homes Commission Act.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

