

STAND. COM. REP. NO.

962

Honolulu, Hawaii

March 15, 2013

RE: S.B. No. 10  
S.D. 1

Honorable Joseph M. Souki  
Speaker, House of Representatives  
Twenty-Seventh State Legislature  
Regular Session of 2013  
State of Hawaii

Sir:

Your Committee on Ocean, Marine Resources, & Hawaiian  
Affairs, to which was referred S.B. No. 10, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES  
COMMISSION,"

begs leave to report as follows:

The purpose of this measure is to improve the operations of  
the Hawaiian Homes Commission and Department of Hawaiian Home  
Lands by:

- (1) Allowing the Hawaiian Homes Commission and Department of  
Hawaiian Home Lands to hire their own attorneys and to  
require the State to pay for the services of those  
attorneys; and
- (2) Authorizing the Hawaiian Homes Commission and Department  
of Hawaiian Home Lands to use the services of the  
Attorney General as needed when the interests of the  
State, Hawaiian Homes Commission, and Department of  
Hawaiian Home Lands are aligned.

A few concerned individuals supported this measure. The  
Department of the Attorney General opposed this bill. The  
Department of Hawaiian Home Lands provided comments.

SB10 SD1 HSCR OMH HMS 2013-2708



Your Committee notes that the Department of the Attorney General suggested that the measure be amended to allow the Attorney General to determine whether a conflict of interest exists and that clarification be made that independent counsel expenses be paid with appropriated state funds.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 10, S.D. 1, and recommends that it pass Second Reading and be referred to the Committee on Judiciary.

Respectfully submitted on  
behalf of the members of the  
Committee on Ocean, Marine  
Resources, & Hawaiian Affairs,



FAYE E. MANOHANO, Chair



State of Hawaii  
House of Representatives  
The Twenty-seventh Legislature

HSCR 962

**Record of Votes of the Committee on Ocean, Marine Resources, & Hawaiian Affairs**

<b>Bill/Resolution No.:</b> SB 10 SB 1	<b>Committee Referral:</b> OMH, JUD, FIN	<b>Date:</b> 3/13/2013		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
<b>The recommendation is to:</b> <input checked="" type="checkbox"/> Pass, unamended (as is) <input type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
<b>OMH Members</b>	<b>Ayes</b>	<b>Ayes (WR)</b>	<b>Nays</b>	<b>Excused</b>
1. HANOHANO, Faye P. (C)	✓			
2. CULLEN, Ty J.K. (VC)	✓			
3. COFFMAN, Denny			✓	
4. EVANS, Cindy	✓			
5. KAWAKAMI, Derek S.K.				✓
6. LEE, Chris				✓
7. LOWEN, Nicole E.		✓		
8. FALE, Richard Lee	✓			
<b>TOTAL (8)</b>	4	1	1	2
<b>The recommendation is:</b> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <span style="margin-left: 150px;">committee acronym(s)</span>				
<b>Vice Chair's or designee's signature:</b>				
<b>Distribution:</b> Original (White) -- Committee    Duplicate (Yellow) -- Chief Clerk's Office    Duplicate (Pink) -- HMSO				