

STAND. COM. REP. NO.

1138

Honolulu, Hawaii

March 22, 2013

RE: S.B. No. 406  
S.D. 2  
H.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 Judiciary, to which was referred S.B. No. 406, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO TRAINING,"

begs leave to report as follows:

The purpose of this measure is to require members of certain state councils, boards, and commissions to complete a training course administered or approved by the Office of Hawaiian Affairs relating to native Hawaiian and Hawaiian rights.

The Office of Hawaiian Affairs, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, and an individual testified in support of this measure. The Center for Hawaiian Sovereignty Studies testified in opposition to this measure. The Department of Land and Natural Resources and Land Use Research Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Requiring that council, board, and commission members mandated to complete the native Hawaiian and Hawaiian rights training course ("training course") shall do so within six months, rather than within one year, of the date of the member's initial appointment;

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- (2) Requiring the Office of Hawaiian Affairs at its own expense to offer to administer the native Hawaiian and Hawaiian rights training course at least twice per year;
- (3) Requiring the governor to provide the Office of Hawaiian Affairs a list of names of the council, board, and commission members required to take the training course within 30 days of their initial appointment;
- (4) Deleting the authority of the Office of Hawaiian Affairs to offer abbreviated training courses under certain circumstances;
- (5) Changing its effective date to upon approval; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

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 S.B. No. 406, S.D. 2, as amended herein, and recommends that it be referred to the Committee on Finance in the form attached hereto as S.B. No. 406, S.D. 2, H.D. 1.

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



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KARL RHOADS, Chair



