

STAND. COM. REP. NO. 2194

Honolulu, Hawaii

FEB 16 2016

RE: S.B. No. 2868  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Eighth State Legislature  
Regular Session of 2016  
State of Hawaii

Sir:

Your Committees on Hawaiian Affairs and Judiciary and Labor,  
to which was referred S.B. No. 2868 entitled:

"A BILL FOR AN ACT RELATING TO THE QUALIFICATION OF  
SUCCESSORS TO LESSEES UNDER THE HAWAIIAN HOMES COMMISSION  
ACT, 1920, AS AMENDED,"

beg leave to report as follows:

The purpose and intent of this measure is to lower to one-  
thirty-second Hawaiian the blood quantum required by a homestead  
lessee's husband, wife, children, grandchildren, brothers, or  
sisters in order to succeed to the lessee's lease.

Your Committees received testimony in support of this measure  
from the Department of Hawaiian Home Lands; KA Farmers; Pana'ewa  
Hawaiian Home Lands Community Association; Association of Hawaiian  
Civic Clubs; and eighteen individuals. Your Committees also  
received a petition of support signed by numerous individuals.  
Your Committees received testimony in opposition to this measure  
from the Center for Hawaiian Sovereignty Studies. Your Committees  
received comments on this measure from one individual.

Your Committees find that as Hawaiian homestead communities  
age, lessees who are one-quarter Hawaiian may lose leases that  
have been in their family for several generations because their  
descendants lack the minimum blood quantum. The Department of  
Hawaiian Home Lands testified that it receives requests from  
beneficiaries to reduce the blood quantum requirement for  
successors. This measure would help these families retain

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homestead leases within their families as the amount of Hawaiian blood quantum within the family may diminish over time.

Your Committees have amended this measure by 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 Hawaiian Affairs and Judiciary and Labor that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2868, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2868, S.D. 1, and be referred to your Committee on Ways and Means.

Respectfully submitted on  
behalf of the members of the  
Committees on Hawaiian Affairs  
and Judiciary and Labor,

  
\_\_\_\_\_  
GILBERT S.C. KEITH-AGARAN, Chair

  
\_\_\_\_\_  
MAILE S.L. SHIMABUKURO, Chair





The Senate  
Twenty-Eighth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Judiciary and Labor**  
**JDL**

Bill / Resolution No.:* <b>SB 2868</b>	Committee Referral: <b>HWN / JDL, WAM</b>	Date: <b>2/9/16</b>		
<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				
<b>Members</b>	<b>Aye</b>	<b>Aye (WR)</b>	<b>Nay</b>	<b>Excused</b>
KEITH-AGARAN, Gilbert S.C. (C)	✓			
SHIMABUKURO, Maile S.L. (VC)	✓			
GABBARD, Mike	✓			
[REDACTED]				
KIM, Donna Mercado	✓			
THIELEN, Laura H.				✓
SLOM, Sam	✓			
<b>TOTAL</b>	<b>5</b>			<b>1</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
<b>Distribution:</b> Original    Yellow    Pink    Goldenrod File with Committee Report    Clerk's Office    Drafting Agency    Committee File Copy				

\*Only one measure per Record of Votes