

JAN 24 2019

A BILL FOR AN ACT

RELATING TO MAKUA VALLEY.

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

1 SECTION 1. (a) There is established within the department
2 of land and natural resources for administrative purposes a
3 Makua valley task force to prepare for the transition of the
4 management of the Makua military reservation from the United
5 States Army once General Lease No. S-3848 expires.

6 (b) The Makua valley task force shall consist of the
7 chairperson of the board of land and natural resources, or the
8 chair's designee, and a member of the board of trustees of the
9 office of Hawaiian affairs, or a designee, who shall invite the
10 following to be members of the task force:

11 (1) A representative of the legislature;

12 (2) A representative of families who were evicted from the
13 Makua valley reserve or whose lands in the Makua
14 valley reserve were condemned by the federal
15 government;

16 (3) A representative of the aha moku advisory committee;



1 (4) Three representatives, each representative
2 representing a different non-profit organization, with
3 expertise on Makua valley; and

4 (5) A representative selected from a list provided by
5 native Hawaiian organizations.

6 The task force shall also invite the commanding officer of
7 the United States Army, Pacific, or the commanding officer's
8 designee to serve as a military representative.

9 (c) The members of the task force shall elect a
10 chairperson from among themselves.

11 (d) In preparing for the transition of the management of
12 the Makua military reservation from the United States Army, the
13 task force shall enter into discussions with the United States
14 Army to:

15 (1) Facilitate the expedient return of the valley reserve
16 upon the expiration of the United States Army's lease;

17 (2) Ensure the clean-up of unexploded ordnance; and

18 (3) Ensure the expansion of opportunities for cultural
19 access.

20 (e) The task force shall base its plans and policies for
21 transition on the goal of transferring the lands currently held



1 by the United States Army under General Lease No. S-3848 to the
2 State which shall:

3 (1) Hold the lands in trust as part of the public land
4 trust; and

5 (2) Transfer management and control of the lands to the
6 sovereign native Hawaiian entity upon its recognition
7 by the United States and the State.

8 (f) The members of the task force shall serve without pay
9 but shall be reimbursed for their actual and necessary expenses,
10 including travel expenses, incurred in carrying out their
11 duties.

12 (g) The task force shall submit a status update of its
13 findings and recommendations, including any proposed
14 legislation, to the legislature no later than twenty days prior
15 to the convening of the regular session of 2020.


16 (h) The task force shall cease to exist six months after
17 the expiration on August 16, 2029, of the United States Army's
18 lease for the Makua military reservation under General Lease No.
19 S-3848.



1 SECTION 2. This Act shall take effect upon its approval.

2

INTRODUCED BY:





Clarence K. Nishihara



S.B. NO. 1435

Report Title:

Makua Valley; Transition; Task Force

Description:

Establishes a Makua Valley Task Force to prepare for the transition of the Makua Military Reservation from the United States Army upon the expiration of the Army's lease for the land.

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