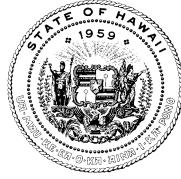


DAVID Y. IGE
GOVERNOR
STATE OF HAWAII

JOSH GREEN
LT. GOVERNOR
STATE OF HAWAII



WILLIAM J. AILA, JR.
CHAIRMAN
HAWAIIAN HOMES COMMISSION

TYLER I. GOMES
DEPUTY TO THE CHAIRMAN

**STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS**

P. O. BOX 1879
HONOLULU, HAWAII 96805

TESTIMONY OF WILLIAM J. AILA, JR, CHAIRMAN
HAWAIIAN HOMES COMMISSION
BEFORE THE HOUSE COMMITTEE ON JUDICIARY & HAWAIIAN AFFAIRS
HEARING ON APRIL 5, 2021 AT 2:00PM VIA VIDEOCONFERENCE

**SCR 59, SD1, URGING THE HAWAIIAN HOMES COMMISSION TO APPROPRIATE
ONE HUNDRED PER CENT OF LEASE REVENUES FROM COMMERCIAL
PROPERTY USES TO HOMELAND LOT DEVELOPMENT**

April 5, 2021

Aloha Chair Nakashima, Vice Chair Matayoshi, and members of the Committee:

The Department of Hawaiian Home Lands (DHHL) submits comments on this resolution urging the Hawaiian Homes Commission to appropriate one hundred per cent of lease revenues from commercial property uses to homeland lot development. DHHL appreciates the motivation behind this resolution and notes that HAR § 10-2-19 details the duties of commissioners as trustees to: (1) act exclusively in the interest of beneficiaries under the act; (2) hold and protect the trust property for beneficiaries under the act; (3) exercise such care and skill as a person of ordinary prudence would exercise in dealing with one's own property in the management of Hawaiian home lands; and (4) adhere to the terms of the trust as set forth in the act. The Hawaiian Home Lands Recovery Act defines a beneficiary as a native Hawaiian under section 201(7) of the Hawaiian Homes Commission Act. Thus, the Commission must keep these duties of a trustee to the beneficiaries when making decisions.

Thank you for your consideration of our testimony.

SCR-59-SD-1

Submitted on: 4/3/2021 6:46:12 PM

Testimony for JHA on 4/5/2021 2:00:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Jennifer Azuma Chrupalyk	Aloha 'Äina Party	Support	No

Comments:

On behalf of the Aloha 'Äina Party, its organization and membership we hereby urge the State of Hawai'i to support the passage of this bill, as it should have always been that way.

SCR-59-SD-1

Submitted on: 4/2/2021 1:03:42 PM

Testimony for JHA on 4/5/2021 2:00:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Dana Keawe	Individual	Support	No

Comments:

I strongly support scr59 sd1