

STAND. COM. REP. NO.

952

Honolulu, Hawaii

MAR 05, 2021

RE: H.B. No. 1122
H.D. 1

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-First State Legislature
Regular Session of 2021
State of Hawaii

Sir:

Your Committee on Finance, to which was referred H.B.
No. 1122, H.D. 1, entitled:

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

begs leave to report as follows:

The purpose of this measure is to amend the Hawaiian Homes
Commission Act to give clarity and guidance to the Department of
Hawaiian Home Lands in the management of homestead lands.
Specifically, this measure:

- (1) Defines "beneficiary consultation" and determines when
it is required;
- (2) Prohibits the Department of Hawaiian Home Lands from
disposing of certain lands or extending a general lease
to non-beneficiaries, unless there are no applicants
seeking to enter into a lease for the use and occupancy
of a tract of Hawaiian home lands;
- (3) Requires the Department of Hawaiian Home Lands to notify
beneficiaries through beneficiary consultation before
disposing of Hawaiian home lands or improvements
thereon;

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- (4) Mandates homestead beneficiary agreements for any trust land disposition;
- (5) Prohibits the Department of Hawaiian Home Lands from establishing additional criteria to enter into a lease with an applicant without notifying beneficiaries through beneficiary consultation;
- (6) Authorizes the Department of Hawaiian Home Lands to grant a license or enter into a general lease for public purpose or mercantile establishments;
- (7) Allocates the interest or other earnings from the Hawaiian Home Loan Fund and Hawaiian Home General Loan Fund into the respective funds;
- (8) Allows for the interest or other earnings out of investments from the Hawaiian Home Loan Fund to be deposited into the Hawaiian Home Operating Fund if the Department of Hawaiian Home Lands notifies beneficiaries through beneficiary consultation;
- (9) Requires the Department of Hawaiian Home Lands to make loans from revolving funds to any lessee or native Hawaiian to whom, or any cooperative association to which, a lease or license has been issued;
- (10) Requires the Department of Hawaiian Home Lands to submit a quarterly report to the Legislature and beneficiaries; and
- (11) Authorizes the Department of Hawaiian Home Lands to negotiate with homestead association governed water agencies to maintain water systems before other service providers.

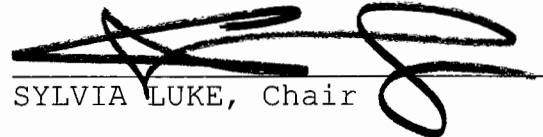
Your Committee received testimony in support of this measure from the Sovereign Council of Hawaiian Homestead Associations, Kūpuna for the Mo'opuna, Kalama'ula Mauka Homestead Association, and one individual. Your Committee received comments on this measure from the Department of Hawaiian Home Lands.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your



Committee is in accord with the intent and purpose of H.B.
No. 1122, H.D. 1, and recommends that it pass Third Reading.

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


SYLVIA LUKE, Chair



