

STAND. COM. REP. NO.

2133

Honolulu, Hawaii

FEB 05 2024

RE: S.B. No. 2435
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Second State Legislature
Regular Session of 2024
State of Hawaii

Sir:

Your Committee on Hawaiian Affairs, to which was referred
S.B. No. 2435 entitled:

"A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN
HOME LANDS,"

begs leave to report as follows:

The purpose and intent of this measure is to authorize the
Department of Hawaiian Home Lands to administer a Lease Award
Program for beneficiaries on the homestead lease waiting list who
are sixty years or older or terminally ill, under certain
conditions.

Your Committee received testimony in support of this measure
from Ho'omana Pono, LLC, and three individuals.

Your Committee received comments on this measure from the
Department of Hawaiian Home Lands.

Your Committee finds that as recently as 2022, there were
more than twenty-eight thousand native Hawaiian beneficiaries on
the homestead lease waiting list. When beneficiaries on the
homestead lease waiting list pass away prior to receiving a lease
award, the beneficiary also loses the ability to have their heirs
inherit a lease. This measure will help qualified successors gain
homestead leases.



Your Committee has amended this measure by:

- (1) Specifying that the purpose of this measure is to allow the Department of Hawaiian Home Lands to administer an undivided interest lease award program;
- (2) Specifying that qualified successors shall be of at least twenty-five per cent blood quantum;
- (3) Clarifying that the Department of Hawaiian Home Lands may administer the undivided interest lease award program for certain native Hawaiians at the sole discretion of the Hawaiian Homes Commission;
- (4) Inserting a definition of "terminally ill";
- (5) Providing the Department of Hawaiian Home lands with two years from its effective date to administer this measure;
- (6) Making the measure effective on either the date congressional consent is deemed unnecessary or on the date of consent of the United State Congress; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2435, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2435, S.D. 1, and be referred to your Committees on Judiciary and Ways and Means.

Respectfully submitted on
behalf of the members of the
Committee on Hawaiian Affairs,



MAILE S.L. SHIMABUKURO, Chair



The Senate
 Thirty-Second Legislature
 State of Hawai'i

Record of Votes
Committee on Hawaiian Affairs
HWN

Bill / Resolution No.:* SB 2435	Committee Referral: HWN, JDC/WAM	Date: 1/30/2024		
<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				
Members	Aye	Aye (WR)	Nay	Excused
SHIMABUKURO, Maile S.L. (C)	X			
FEVELLA, Kurt (VC)	X			
IHARA, Jr., Les	X			
KEOHOKALOLE, Jarrett	X			
RICHARDS, III, Herbert M. "Tim"				X
TOTAL	4			1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; font-family: cursive; font-size: 1.2em;">Kurt Fevella</div>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes