

ACT 196

S.B. NO. 2984

A Bill for an Act Making an Appropriation to the Kikala-Keokea Housing Revolving Fund.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Beginning in 1983, and continuing into the following decade, lava erupting from Kilauea volcano repeatedly invaded communities along the southern coast of the island of Hawaii, destroying more than one hundred eighty homes. The lava invasion culminated with the destruction of Kalapana in 1990 and 1991.

The lava flows destroyed one of the last native Hawaiian settlements on the island of Hawaii, a tightly-knit community whose rights to occupy the land under

homestead leases and to fish in surrounding waters have been recognized by the federal government since 1938 under the Kalapana Extension Act.

In recognition of this tragedy, the legislature enacted Act 314, Session Laws of Hawaii 1991, as amended, authorizing the department of land and natural resources to negotiate long-term leases with qualified, displaced Kalapana families to allow them to maintain their heritage on ceded lands in the Kikala-Keokea homestead area adjacent to the Kalapana-Kapoho Beach road. This site allows the Kalapana families to maintain their traditional cultural practices, including:

- (1) Speaking the Hawaiian language;
- (2) Raising small animals;
- (3) Planting sustenance crops;
- (4) Growing herbal medicines; and
- (5) Gathering additional food resources from the nearby ocean and uplands.

In 2001, the legislature enacted Act 144, Session Laws of Hawaii 2001, which established the infrastructure development fund to finance the construction of roads, water lines, and other infrastructure, and the Kikala-Keokea housing revolving fund to provide low-interest loans to Kikala-Keokea lessees for home construction.

The purpose of this Act is to appropriate funds to the Kikala-Keokea housing revolving fund.

SECTION 2. There is appropriated out of the general revenues of the State of Hawaii the sum of \$200,000 or so much thereof as may be necessary for fiscal year 2006-2007 for deposit into the Kikala-Keokea housing revolving fund established under section 201G-170.5, Hawaii Revised Statutes, to provide low-interest home construction loans for Kikala-Keokea leaseholders and to fund related activities.

The sum appropriated shall be expended by the Hawaii housing finance and development administration for the purposes of this Act.

SECTION 3. This Act shall take effect on July 1, 2006.

(Approved June 14, 2006.)