
HOUSE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO ESTABLISH A
TASK FORCE TO CONSIDER IMPLEMENTING SECTION 201.6, HAWAIIAN
HOMES COMMISSION ACT, 1920, AS AMENDED, RELATING TO
COMMUNITY BASED GOVERNANCE ON HAWAIIAN HOME LANDS.

1 WHEREAS, during the Regular Session of 2001, the
2 Legislature passed and the Governor signed into law Act 302 to
3 promote increased self-governance by Hawaiian homestead
4 community organizations over the affairs of their distinct
5 native communities on Hawaiian home lands; and
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7 WHEREAS, Act 302 is codified as section 201.6 of the
8 Hawaiian Homes Commission Act, 1920, as amended; and
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10 WHEREAS, Act 302 is pending consent by the Congress of the
11 United States; and
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13 WHEREAS, Act 302 will allow the State to delegate to a
14 democratically-elected organization representing a Hawaiian
15 homestead community or communities, the authorities delegated to
16 the State by the United States relating to the administration of
17 the Hawaiian Homes Commission Act, 1920, as amended; and
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19 WHEREAS, beneficiaries of the Hawaiian Homes Commission
20 Act, 1920, as amended, want to begin the process of implementing
21 the provisions of Act 302 and section 201.6 of the Hawaiian
22 Homes Commission Act, 1920, as amended; and
23

24 WHEREAS, the establishment of a Hawaiian homestead
25 community self-governance task force comprised of members
26 representing the Department of Hawaiian Home Lands, State
27 Council of Hawaiian Homestead Organizations, Hui Kako'o 'Aina
28 Ho'opulapula, and other appropriate native Hawaiian beneficiary
29 organizations is needed to assist in moving this process
30 forward;; and



1
2 WHEREAS, the purpose of the task force would be to review
3 the steps necessary for the State, subject to the consent of the
4 Congress of the United States, to delegate authorities relating
5 to the administration of the Hawaiian Homes Commission Act,
6 1920, as amended, to democratically-elected Hawaiian homestead
7 community self-governance organizations, pursuant to section
8 201.6 of the Act; and
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10 WHEREAS, the Department of Hawaiian Home Lands has
11 allocated funding from the native Hawaiian rehabilitation fund
12 to support Act 302 self-governance activities and is agreeable
13 to using these funds to support the work of the task force; now,
14 therefore,
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16 BE IT RESOLVED by the House of Representatives of the
17 Twenty-fourth Legislature of the State of Hawaii, Regular
18 Session of 2007, the Senate concurring, that the Department of
19 Hawaiian Home Lands is requested to establish a Hawaiian
20 homestead community self-governance task force; and
21

22 BE IT FURTHER RESOLVED that the Department is requesting to
23 have the task force be composed of the following members or
24 their respective designees:
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- 26 (1) The Chairperson of the Hawaiian Homes Commission;
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- 28 (2) The Chairperson of the State Council of Hawaiian
29 Homestead Associations;
- 30
- 31 (3) A member designated by and representing each Hawaiian
32 Homestead ahupua'a on Kauai, Oahu, Molokai, Maui,
33 Lanai, and Hawaii;
- 34
- 35 (4) A member designated by and representing Hui Kako'o
36 'Aina Ho'opulapula; and
37
- 38 (5) Representatives of other native Hawaiian beneficiary
39 organizations, as deemed appropriate; and
40

41 BE IT FURTHER RESOLVED that the task force is requested to
42 review the steps necessary for the State, subject to the consent
43 of the Congress of the United States, to delegate authorities
44 relating to the administration of the Hawaiian Homes Commission



1 Act, 1920, as amended, to democratically-elected Hawaiian
2 homestead community self-governance organizations, pursuant to
3 section 201.6 of the Act, including but not limited to the
4 following;

- 5
6 (1) The administrative powers and responsibilities that
7 the Hawaiian Homes Commission may consider delegating
8 to a democratically-elected Hawaiian homestead
9 community self-governance organization, including the
10 governmental services that the organization may be
11 empowered to perform for its homestead community;
12
- 13 (2) Criteria that may be used to determine the boundaries
14 and location of a Hawaiian homestead community;
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- 16 (3) Criteria that may be used to determine whether a
17 Hawaiian homestead community self-governance
18 organization is eligible for delegation of Hawaiian
19 Homes Commission administrative authority;
20
- 21 (4) Methods or procedures by which a Hawaiian homestead
22 community may establish a democratically-elected
23 Hawaiian homestead community self-governance
24 organization that meets the criteria for delegation of
25 Hawaiian Homes Commission administrative authority;
26
- 27 (5) Contractual requirements necessary to ensure that any
28 governmental service to be performed by a Hawaiian
29 homestead community self-governance organization by
30 contract with the Hawaiian Homes Commission will be
31 performed at a level and quality comparable to the
32 services that would otherwise be provided by the
33 Department of Hawaiian Home Lands;
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- 35 (6) The development of an ongoing process to implement the
36 delegation of Hawaiian Homes Commission administrative
37 authority; and
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- 39 (7) Any other guidelines or other matters that would
40 facilitate implementation of section 201.6 of the
41 Hawaiian Homes Commission Act, 1920, as amended; and
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43 BE IT FURTHER RESOLVED that the task force is requested to
44 submit its findings and recommendations, including any proposed



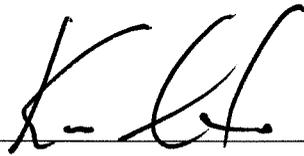
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1 legislation, to the legislature no later than twenty days prior
2 to the convening of the Regular Session of 2008; and

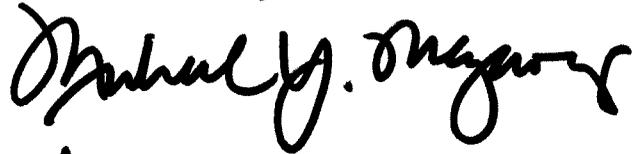
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4 BE IT FURTHER RESOLVED that certified copies of this
5 Concurrent Resolution be transmitted to the Chairperson of the
6 Hawaiian Homes Commission, Chairperson of the State Council of
7 Hawaiian Homestead Associations, and Chairperson of Hui Kako'o
8 'Aina Ho'opulapula.

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OFFERED BY:











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