

MAR 12 2007

SENATE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO ESTABLISH A
HAWAIIAN HOMESTEAD COMMUNITY SELF-GOVERNANCE TASK FORCE.

1 WHEREAS, in 2001, the Legislature passed and the Governor
2 signed into law, Act 302, Session Laws of Hawaii 2001, 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, Session Laws of Hawaii 2001, is codified
8 under section 201.6 of the Hawaiian Homes Commission Act, 1920,
9 as amended, and is pending consent by the United States
10 Congress; and

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12 WHEREAS, Hawaiian homestead community organizations want to
13 begin the process of implementing section 201.6 of the Hawaiian
14 Homes Commission Act, 1920, as amended; and

15
16 WHEREAS, the establishment of a Hawaiian Homestead
17 Community Self-Governance Task Force composed of members
18 representing the Department of Hawaiian Home Lands, the State
19 Council of Hawaiian Homestead Associations, Hui Kako'o 'Aina
20 Ho'opulapula, and other appropriate Native Hawaiian beneficiary
21 organizations is needed to assist in moving this process
22 forward; and

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24 WHEREAS, the purpose of the task force will be to review
25 the steps necessary for the State, subject to the consent of the
26 United States Congress, to delegate authorities relating to the
27 administration of the Hawaiian Homes Commission Act, 1920, as
28 amended, to democratically-elected Hawaiian homestead community
29 self-governance organizations, pursuant to section 201.6 of the
30 Hawaiian Homes Commission Act, 1920, as amended; and

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32 WHEREAS, the Department of Hawaiian Home Lands has
33 allocated funding from the Native Hawaiian Rehabilitation Fund



1 under section 213 of the Hawaiian Homes Commission Act, 1920, as
2 amended, to support these self-governance activities and is
3 agreeable to using these funds to support the work of the task
4 force; now, therefore,

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6 BE IT RESOLVED by the Senate of the Twenty-Fourth
7 Legislature of the State of Hawaii, Regular Session of 2007, the
8 House of Representatives concurring, that the Department of
9 Hawaiian Home Lands is requested to establish a Hawaiian
10 Homestead Community Self-Governance Task Force; and

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12 BE IT FURTHER RESOLVED that the Task Force be composed of
13 the following members of their respective designees:

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15 (1) The Chairperson of the Department of Hawaiian Home
16 Lands;
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18 (2) The Chairperson of the State Council of Hawaiian
19 Homestead Associations;
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21 (3) One member designated by and representing each
22 Hawaiian homestead ahupua'a on Kauai, Oahu, Molokai,
23 Maui, Lanai, and Hawaii;
24
25 (4) One member designated by and representing Hui Kako'o
26 'Aina Ho'opulapula; and
27
28 (5) Representatives of other Native Hawaiian beneficiary
29 organizations, as deemed appropriate; and
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31 BE IT FURTHER RESOLVED that the Task Force is requested to
32 review the steps necessary for the State, subject to the consent
33 of the United States Congress, to delegate authorities relating
34 to the administration of the Hawaiian Homes Commission Act,
35 1920, as amended, to democratically-elected Hawaiian homestead
36 community self-governance organizations, pursuant to section
37 201.6 of the Hawaiian Homes Commission Act, 1920, as amended,
38 including the following:

- 39
40 (1) The governmental services that the Hawaiian homestead
41 community self-governance organization may be
42 empowered to perform for its homestead community;
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- (2) The criteria that may be used to determine the boundaries and location of the Hawaiian homestead community;
- (3) The criteria that may be used to determine whether a Hawaiian homestead community self-governance organization is eligible for delegation of Hawaiian Homes Commission administrative authority;
- (4) The methods or procedures by which a Hawaiian homestead community may establish a Hawaiian homestead community self-governance organization that meets the criteria for delegation of Hawaiian Homes Commission administrative authority;
- (5) The contractual requirements necessary to ensure that any governmental service to be performed by a Hawaiian homestead community self-governance organization by contract with the Hawaii Homes Commission will be performed at a level and quality comparable to the services that would otherwise be provided by the Department of Hawaiian Home Lands;
- (6) The development of an ongoing process to implement the delegation of Hawaiian Homes Commission administrative authority; and
- (7) Any other guidelines or other matters that would facilitate implementation of section 201.6 of the Hawaiian Homes Commission Act, 1920, as amended; and

BE IT FURTHER RESOLVED that the Task Force is requested to submit a written report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session 2008; and

BE IT FURTHER RESOLVED that certified copies of this Concurrent Resolution be transmitted to Chairperson of the Department of Hawaiian Home Lands, the Chairperson of the State



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1 Council of Hawaiian Homestead Associations, and the chairperson
2 of Hui Kako'o 'Aina Ho'opulapula.

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