

Honolulu, Hawaii

MAR 23 2012

RE: H.B. No. 2806
H.D. 2
S.D. 1

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2012
State of Hawaii

Sir:

Your Committees on Hawaiian Affairs and Water, Land, and
Housing, to which was referred H.B. No. 2806, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS,"

beg leave to report as follows:

The purpose and intent of this measure is to protect Hawaii's
environment, to promote sustainability in Hawaii, and to preserve
the Hawaiian culture by:

- (1) Establishing the Aha Moku Advisory Committee within the
Department of Land and Natural Resources; and
- (2) Authorizing the Committee to advise the Chairperson of
the Board of Land and Natural Resources on issues
related to land and natural resources management.

Your Committees received testimony in support of this measure
from the Office of Hawaiian Affairs; Oahu Council, Association of
Hawaiian Civic Clubs; Ko'olaupoko Hawaiian Civic Club; and Maunalua
Hawaiian Civic Club. Your Committees received testimony in
opposition to this measure from the Association of Hawaiian Civic
Clubs. Your Committees received comments on this measure from the
Department of Land and Natural Resources and Department of
Hawaiian Home Lands.

Your Committees find that the aha moku system protected the
environment and sustained Hawaii's resources for thousands of



years. The aha moku system acknowledges the natural contours of land, the specific resources located within specific areas, and the methodology necessary to sustain resources and the community.

Your Committees note that concerns have been expressed about placing the Aha Moku Advisory Committee within the Department of Land and Natural Resources. The purposes of the Aha Moku Advisory Committee are similar to the purposes for which the Office of Hawaiian Affairs was created.

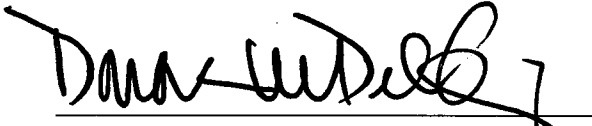
Accordingly, your Committees have amended this measure by:


- (1) Deleting its contents and replacing them with the contents of S.B. No. 3053, S.D. 2, which:
 - (A) Places the Aha Moku Advisory Committee within the Office of Hawaiian Affairs for administrative purposes;
 - (B) Authorizes the Aha Moku Advisory Committee to advise the Chairperson of the Board of Trustees of the Office of Hawaiian Affairs on matters relating to land and natural resource management;
 - (C) Appropriates an unspecified amount out of general funds to be expended by the Office of Hawaiian Affairs for the administrative costs of the Aha Moku Advisory Committee; and
 - (D) Inserts a new part establishing a quorum requirement for meetings of Island Burial Councils; and
- (2) Changing the effective date to July 1, 2012.

As affirmed by the records of votes of the members of your Committees on Hawaiian Affairs and Water, Land, and Housing that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2806, H.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2806, H.D. 2, S.D. 1, and be referred to the Committee on Ways and Means.



Respectfully submitted on
behalf of the members of the
Committees on Hawaiian Affairs
and Water, Land, and Housing,


DONOVAN M. DELA CRUZ, Chair


BRICKWOOD GALUTERIA, Chair



The Senate
Twenty-Sixth Legislature
State of Hawai'i

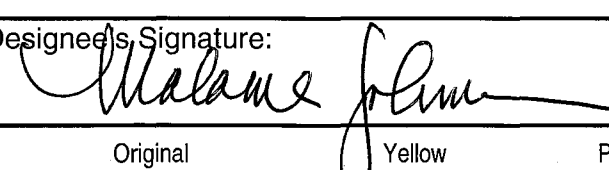
Record of Votes
Committee on Hawaiian Affairs
HWN

Bill / Resolution No.:* HB 2800 HD 2	Committee Referral: HWN/HWH, WAN	Date: 3/12/12		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"><input type="checkbox"/> Pass, unamended 2312</div> <div style="text-align: center;"><input checked="" type="checkbox"/> Pass, with amendments 2311</div> <div style="text-align: center;"><input type="checkbox"/> Hold 2310</div> <div style="text-align: center;"><input type="checkbox"/> Recommit 2313</div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
GALUTERIA, Brickwood (C)	✓			
RYAN, Pohai (VC)	✓			
ENGLISH, J. Kalani	✓			
HEE, Clayton				✓
KAHELE, Gilbert	✓			
KIDANI, Michelle N.				✓
SOLOMON, Malama	✓			
SLOM, Sam	✓			
TOTAL	6			2
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
Distribution: <div style="display: flex; justify-content: space-around; font-size: small;"> Original File with Committee Report Yellow Clerk's Office Pink Drafting Agency Goldenrod Committee File Copy </div>				

*Only one measure per Record of Votes

The Senate
Twenty-Sixth Legislature
State of Hawai'i

Record of Votes
Committee on Water, Land and Housing
WLH

Bill / Resolution No.:*	Committee Referral:	Date:
HB2806, HD2	HWN WLH, WAM	3-12-12
<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)
DELA CRUZ, Donovan M. (C)	✓	
SOLOMON, Malama (VC)	✓	
FUKUNAGA, Carol		✓
RYAN, Pohai	✓	
SHIMABUKURO, Maile	✓	
TOKUDA, Jill N.		✓
SLOM, Sam	✓	
TOTAL	5	2
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted		
Chair's or Designee's Signature: 		
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy		

*Only one measure per Record of Votes