STAND. COM. REP. NO.

Honolulu, Hawaii MAR 05, 2021

RE: H.B. No. 1122 H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirty-First State Legislature Regular Session of 2021 State of Hawaii

Sir:

Your Committee on Finance, to which was referred H.B. No. 1122, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT,"

begs leave to report as follows:

The purpose of this measure is to amend the Hawaiian Homes Commission Act to give clarity and guidance to the Department of Hawaiian Home Lands in the management of homestead lands. Specifically, this measure:

- Defines "beneficiary consultation" and determines when it is required;
- (2) Prohibits the Department of Hawaiian Home Lands from disposing of certain lands or extending a general lease to non-beneficiaries, unless there are no applicants seeking to enter into a lease for the use and occupancy of a tract of Hawaiian home lands;
- (3) Requires the Department of Hawaiian Home Lands to notify beneficiaries through beneficiary consultation before disposing of Hawaiian home lands or improvements thereon;



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- (4) Mandates homestead beneficiary agreements for any trust land disposition;
- (5) Prohibits the Department of Hawaiian Home Lands from establishing additional criteria to enter into a lease with an applicant without notifying beneficiaries through beneficiary consultation;
- (6) Authorizes the Department of Hawaiian Home Lands to grant a license or enter into a general lease for public purpose or mercantile establishments;
- (7) Allocates the interest or other earnings from the Hawaiian Home Loan Fund and Hawaiian Home General Loan Fund into the respective funds;
- (8) Allows for the interest or other earnings out of investments from the Hawaiian Home Loan Fund to be deposited into the Hawaiian Home Operating Fund if the Department of Hawaiian Home Lands notifies beneficiaries through beneficiary consultation;
- (9) Requires the Department of Hawaiian Home Lands to make loans from revolving funds to any lessee or native Hawaiian to whom, or any cooperative association to which, a lease or license has been issued;
- (10) Requires the Department of Hawaiian Home Lands to submit a quarterly report to the Legislature and beneficiaries; and
- (11) Authorizes the Department of Hawaiian Home Lands to negotiate with homestead association governed water agencies to maintain water systems before other service providers.

Your Committee received testimony in support of this measure from the Sovereign Council of Hawaiian Homestead Associations, Kūpuna for the Moʻopuna, Kalamaʻula Mauka Homestead Association, and one individual. Your Committee received comments on this measure from the Department of Hawaiian Home Lands.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your



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Committee is in accord with the intent and purpose of H.B. No. 1122, H.D. 1, and recommends that it pass Third Reading.

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Respectfully submitted on behalf of the members of the Committee on Finance,

SYLVIA LUKE, Chair

2021-2236 HB1122 HD1 HSCR HMSO

State of Hawaii House of Representatives The Thirty-first Legislature

HSOR 952

Record of Votes of the Committee on Finance

Bill/Resolution No.: Committee Referral: Date:					
HB 1122, HD	I WAI	-, JHA,	FIN	3-2-2	02
□ The committee is reconsidering its previous decision on the measure.					
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)					
FIN Mem	bers	Ayes	Ayes (WR)	Nays	Excused
1. LUKE, Sylvia (C)					
2. CULLEN, Ty J.K. (VC	C)				
3. BRANCO, Patrick Pih	iana				
4. ELI, Stacelynn K.M.	· · · · · · · · · · · · · · · · · · ·				
5. HOLT, Daniel			$\boldsymbol{\checkmark}$		
6. ILAGAN, Greggor	•				
7. KOBAYASHI, Bertra	nd	J J			
8. MARTEN, Lisa					
9. NISHIMOTO, Scott Y					
10. PERRUSO, Amy A.	· · · · · · · · · · · · · · · · · · ·				
11. SAYAMA, Jackson D.					
12. TAM, Adrian K.	e municipanti de la municipa de municipa de la compacta de la compacta de la compacta de la compacta de la comp		an var en anna a ser a constantina a para tar a sind e	No	
13. WILDBERGER, Tina					
14. YAMASHITA, Kyle T	•		. P	N INDERSONAL PROPERTY OF A STATE OF	· ·
15. McDERMOTT, Bob		1			
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TOTAL (15)		14		Ø	φ
The recommendation is:	Adopted If joint referral,	Not Adopted , did not support recommendation. committee acronym(s)			
Vice Chair's or designee's signature:					
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO					