
A BILL FOR AN ACT

RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. (a) The legislature finds that the mission of
2 the department of Hawaiian home lands is to develop and deliver
3 land to native Hawaiians. The public land trust, created by
4 Congress through the Hawaiian Homes Commission Act, 1920, as
5 amended (HHCA), set aside lands to be used for the benefit of
6 native Hawaiians.

7 As required by the Admission Act and as a compact with the
8 United States, the State of Hawaii and the people of Hawaii
9 adopted the HHCA as a provision of the Hawaii State Constitution
10 and agreed to faithfully carry out the spirit of the HHCA for
11 the rehabilitation of the Hawaiian race. These trust
12 responsibilities remain to this day.

13 The legislature also finds that today, the department of
14 Hawaiian home lands is responsible for the management of 203,500
15 acres of trust lands, 9,959 homestead leases statewide, and
16 44,096 lease applications. However, over 28,700 applicants



1 remain on the waitlist for residential, agricultural, or
2 pastoral leases.

3 The challenges faced by the department of Hawaiian home
4 lands in fulfilling its mission are multi-faceted, and include
5 but are not limited to:

6 (1) Availability of beneficiary-preferred land. The
7 greatest demand, and subsequently, the longest waiting
8 list, is for residential property on Oahu. However,
9 the department of Hawaiian home lands' land holdings
10 on Oahu represent only three per cent of its total
11 lands;

12 (2) Cost of infrastructure. Preparing the department's
13 lands for homesteading with adequate roads, water,
14 sewer drainage, electrical, and other necessities
15 requires a steady source of funding to ensure that
16 environmental compliance, planning, design, and
17 construction phases are coordinated; and

18 (3) Capital for mortgage financing. With one of the
19 highest costs of living in the nation, department of
20 Hawaiian home lands beneficiaries also face the



1 challenging issue of obtaining capital for mortgages
2 to build homes and reside on trust lands.

3 The legislature further finds that the revenues collected
4 by the State as of fiscal year 2021 provide an unprecedented
5 opportunity to ensure critical long term access to adequate
6 funding for the department of Hawaiian home lands to meet its
7 challenges.

8 (b) Accordingly, the purpose of this Act is to provide
9 funds to the department of Hawaiian home lands to pursue a
10 multi-pronged approach to eliminating its waitlist.

11 Specifically, this Act:

12 (1) Requires the department of Hawaiian home lands to
13 submit annual reports to the legislature regarding
14 expenditures from the native Hawaiian rehabilitation
15 fund and the number of beneficiaries removed from the
16 waitlist for Hawaiian home lands through the use of
17 funds from the native Hawaiian rehabilitation fund;
18 and

19 (2) Appropriates moneys into and out of the native
20 Hawaiian rehabilitation fund for:



1 (A) Hawaiian home lands lots and related projects;
2 and

3 (B) Down payment assistance and mortgage payment
4 assistance to department of Hawaiian home lands
5 beneficiaries.

6 SECTION 2. The department of Hawaiian home lands shall
7 submit an annual report to the legislature no later than twenty
8 days prior to the start of each regular session that includes:

9 (1) An accounting of the expenditures from the native
10 Hawaiian rehabilitation fund in the previous fiscal
11 year; and

12 (2) The number of beneficiaries removed from the waitlist
13 for Hawaiian home lands through the use of funds from
14 the native Hawaiian rehabilitation fund.

15 SECTION 3. There is appropriated out of the general
16 revenues of the State of Hawaii the sum of \$600,000,000 or so
17 much thereof as may be necessary for fiscal year 2022-2023 to be
18 deposited into the native Hawaiian rehabilitation fund.

19 SECTION 4. There is appropriated out of the native
20 Hawaiian rehabilitation fund the sum of \$487,614,000 or so much
21 thereof as may be necessary for fiscal year 2022-2023 for plans,



1 design, construction, land acquisition, and equipment for
2 infrastructure for the following projects:

3 1. East Kapolei IIC, Oahu

4 A project for one hundred
5 thirty new lots.

6 Total funding \$20,000,000

7 2. East Kapolei IID, Oahu

8 A project for one hundred
9 sixty-seven new lots.

10 Total funding \$22,444,800

11 3. East Kapolei IIE, Oahu

12 A project for one hundred
13 fifty-eight new lots.

14 Total funding \$24,460,800

15 4. East Kapolei IIF, Oahu

16 A project for two hundred
17 fifty new lots.

18 Total funding \$30,374,400

19 5. East Kapolei IIA, Oahu

20 A project for three hundred
21 new lots.



1 Total funding \$5,000,000

2 6. East Kapolei LDA3, Oahu

3 A project for two hundred

4 fifty new lots.

5 Total funding \$5,000,000

6 7. Waimanalo, Oahu

7 A project for one hundred

8 fifty new agricultural and

9 residential lots.

10 Total funding \$25,000,000

11 8. Maili, Oahu

12 A project for development

13 and two hundred eighty new

14 lots.

15 Total funding \$55,300,000

16 9. Puunani Homestead Subdivision, Maui

17 A project for one hundred

18 sixty-one new lots.

19 Total funding \$13,200,000

20 10. Puunani Homestead Phase 2, Maui



1	A project for one hundred	
2	forty new lots.	
3	Total funding	\$32,000,000
4	11. Keokea-Waiohuli Phase 2B And Phase 3, Maui	
5	A project for seventy-six	
6	new lots.	
7	Total funding	\$27,834,000
8	12. West Maui Development - Leialii 1B, Maui	
9	A project for highway and	
10	parkway improvements, water	
11	development, and two	
12	hundred fifty new lots.	
13	Total funding	\$60,000,000
14	13. Hoolehua - Naiwa Agricultural Subdivision, Molokai, Maui	
15	A project for fifty-eight	
16	new agricultural lots.	
17	Total funding	\$30,000,000
18	14. Hanapepe Phase 2, Kauai	
19	A project for seventy-five	
20	new residential lots.	
21	Total funding	\$20,000,000



1 15. Laiopua Villages 1 and 2, Hawaii

2 A project for four hundred
3 new lots.

4 Total funding \$70,000,000

5 16. Kau Phase 3, Hawaii

6 A project for a water
7 system and twenty-five new
8 pasture lots.

9 Total funding \$40,000,000

10 17. Honomu Phase 2, Hawaii

11 A project for forty new
12 subsistence agricultural
13 lots.

14 Total funding \$2,000,000

15 The projects set forth in this section may include waste water
16 lines and water transmission lines for state projects; repair,
17 refurbishment, renovation, and new construction; ground and site
18 improvements; and equipment and appurtenances for each project.

19 The sum appropriated shall be expended by the department of
20 Hawaiian home lands for the purposes of this Act.



1 SECTION 5. There is appropriated out of the native
2 Hawaiian rehabilitation fund the sum of \$112,386,000 or so much
3 thereof as may be necessary for fiscal year 2022-2023 for down
4 payment assistance and mortgage payment assistance to
5 beneficiaries of the Hawaiian Homes Commission Act, 1920.

6 The sum appropriated shall be expended by the department of
7 Hawaiian home lands for the purposes of this Act.

8 SECTION 6. If any provision of this Act, or the
9 application thereof to any person or circumstance, is held
10 invalid, the invalidity does not affect other provisions or
11 applications of the Act that can be given effect without the
12 invalid provision or application, and to this end the provisions
13 of this Act are severable.

14 SECTION 7. This Act shall take effect on July 1, 2050.



Report Title:

Department of Hawaiian Home Lands; Native Hawaiian
Rehabilitation Fund; Appropriation

Description:

Requires the Department of Hawaiian Home Lands to submit certain annual reports to the Legislature regarding the Native Hawaiian Rehabilitation Fund. Appropriates moneys into and out of the fund for Hawaiian home lands lots, related projects, and down payment assistance and mortgage payment assistance to the Department's beneficiaries. Effective 7/1/2050. (SD1)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

