
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 Hawaiian Homes Commission Act, 1920, as
7 amended, is amended by adding a new section to be appropriately
8 designated and to read as follows:

9 "§ _____. Native Hawaiian rehabilitation fund; reports.

10 The department of Hawaiian home lands shall submit an annual
11 report to the legislature no later than twenty days prior to
12 each regular session that includes:

13 (1) An accounting of the expenditures from the native
14 Hawaiian rehabilitation fund in the previous fiscal
15 year; and

16 (2) The number of beneficiaries removed from the waitlist
17 for Hawaiian home lands through the use of funds from
18 the native Hawaiian rehabilitation fund."

19 SECTION 3. There is appropriated out of the general
20 revenues of the State of Hawaii the sum of \$600,000,000 or so
21 much thereof as may be necessary for fiscal year 2022-2023 to be



1 deposited into the native Hawaiian rehabilitation fund; provided
2 that this appropriation shall not bind the department of
3 Hawaiian home lands to conform to the executive budget execution
4 policies and allotment process for the expenditure of funds.

5 SECTION 4. There is appropriated out of the native
6 Hawaiian rehabilitation fund the sum of \$487,614,000 or so much
7 thereof as may be necessary for fiscal year 2022-2023 for plans,
8 design, construction, land acquisition, and equipment for
9 infrastructure for the following projects:

10 1. East Kapolei IIC, Oahu

11 A project for one hundred
12 thirty new lots.

13 Total funding \$20,000,000

14 2. East Kapolei IID, Oahu

15 A project for one hundred
16 sixty-seven new lots.

17 Total funding \$22,444,800

18 3. East Kapolei IIE, Oahu

19 A project for one hundred
20 fifty-eight new lots.

21 Total funding \$24,460,800



1 4. East Kapolei IIF, Oahu
2 A project for two hundred
3 fifty new lots.
4 Total funding \$30,374,400
5 5. East Kapolei IIA, Oahu
6 A project for three hundred
7 new lots.
8 Total funding \$5,000,000
9 6. East Kapolei LDA3, Oahu
10 A project for two hundred
11 fifty new lots.
12 Total funding \$5,000,000
13 7. Waimanalo, Oahu
14 A project for one hundred
15 fifty new agricultural and
16 residential lots.
17 Total funding \$25,000,000
18 8. Maili, Oahu
19 A project for development
20 and two hundred eighty new
21 lots.



1	Total funding	\$55,300,000
2	9. Puunani Homestead Subdivision, Maui	
3	A project for one hundred	
4	sixty-one new lots.	
5	Total funding	\$13,200,000
6	10. Puunani Homestead Phase 2, Maui	
7	A project for one hundred	
8	forty new lots.	
9	Total funding	\$32,000,000
10	11. Keokea-Waiohuli Phase 2B And Phase 3, Maui	
11	A project for seventy-six	
12	new lots.	
13	Total funding	\$27,834,000
14	12. West Maui Development - Leialii 1B, Maui	
15	A project for highway and	
16	parkway improvements, water	
17	development, and two	
18	hundred fifty new lots.	
19	Total funding	\$60,000,000
20	13. Hoolehua - Naiwa Agricultural Subdivision, Molokai, Maui	



1 A project for fifty-eight
2 new agricultural lots.

3 Total funding \$30,000,000

4 14. Hanapepe Phase 2, Kauai

5 A project for seventy-five
6 new residential lots.

7 Total funding \$20,000,000

8 15. Laiopua Villages 1 and 2, Hawaii

9 A project for four hundred
10 new lots.

11 Total funding \$70,000,000

12 16. Kau Phase 3, Hawaii

13 A project for a water
14 system and twenty-five new
15 pasture lots.

16 Total funding \$40,000,000

17 17. Honomu Phase 2, Hawaii

18 A project for forty new
19 subsistence agricultural
20 lots.

21 Total funding \$2,000,000



1 The projects set forth in this section may include waste water
2 lines and water transmission lines for state projects; repair,
3 refurbishment, renovation, and new construction; ground and site
4 improvements; and equipment and appurtenances for each project.

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

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

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

14 SECTION 6. New statutory material is underscored.

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



Report Title:

DHHL; 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. (SD2)

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