
HOUSE RESOLUTION

URGING THE BOARD OF LAND AND NATURAL RESOURCES TO ESTABLISH A TASK FORCE TO PREPARE A FEASIBILITY PLAN FOR THE TRANSITION OF THE MANAGEMENT OF THE MAKUA MILITARY RESERVATION TO THE STATE FROM THE UNITED STATES ARMY UPON THE EXPIRATION OF GENERAL LEASE NUMBER S-3848.

1 WHEREAS, use of Makua Valley by the United States military
2 dates back to the 1920s; and
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4 WHEREAS, during World War II, more than four thousand acres
5 in Makua Valley were converted into a United States military
6 reservation and areas of Makua Valley were turned into live-fire
7 training facilities subject to ship-to-shore bombardment; and
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9 WHEREAS, kuleana residents and other residents were
10 required to leave Makua Valley following the United States
11 military taking over the area; and
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13 WHEREAS, in 1964, the Board of Land and Natural Resources
14 signed a sixty-five year lease with the United States Army for
15 use of the Makua Valley land; and
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17 WHEREAS, the United States military continued live-fire
18 training at Makua Military Reservation until 2001, when the
19 United States Army agreed to nearly cease live-fire training at
20 Makua pending a comprehensive Environmental Impact Statement;
21 and
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23 WHEREAS, according to the findings of fact from a judge of
24 the United States District Court for the District of Hawaii that
25 temporarily enjoined the Army from conducting live-fire military
26 training at Makua in 2001:
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- 28 (1) There are at least thirty-two listed endangered
29 plants, two endangered birds, one endangered mammal,



1 and one endangered invertebrate snail located in the
2 Makua Military Reservation area;

3
4 (2) There are records of ten plant species recognized as
5 species of concern, five plant candidate species
6 recognized for threatened or endangered species
7 status, and one animal species of concern in the Makua
8 Military Reservation area; and

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10 (3) Makua Valley is associated with a number of Native
11 Hawaiian legends and traditional Native Hawaiian
12 deities, and has significant religious and social
13 value to many Native Hawaiians; and

14
15 WHEREAS, the Makua Military Reservation contains
16 approximately one hundred sites that are eligible for listing on
17 the National Register of Historic Places, including Hawaiian
18 temples, shrines, and petroglyphs; and

19
20 WHEREAS, the United States Army agreed to clear unexploded
21 ordnance, with a focus on providing access to cultural sites in
22 Makua; and

23
24 WHEREAS, access to cultural sites was halted in 2015 after
25 two grass-cutting contractors were injured when an unexploded
26 ordnance was accidentally exploded, resulting in a lawsuit
27 against the United States Army to renew access to cultural
28 sites; and

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30 WHEREAS, General Lease No. S-3848, the State's sixty-five
31 year lease to the United States Army for its use of Makua
32 Valley, expires on August 16, 2029; now, therefore,

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34 BE IT RESOLVED by the House of Representatives of the
35 Thirty-second Legislature of the State of Hawaii, Regular
36 Session of 2023, that the Board of Land and Natural Resources is
37 urged to establish a task force to prepare a feasibility plan
38 for the transition of the management of the Makua Military
39 Reservation to the State from the United States Army upon the
40 expiration of General Lease No. S-3848; and



1 BE IT FURTHER RESOLVED that the task force is requested to
2 comprise the Chairperson of the Board of Land and Natural
3 Resources and a member of the Board of Trustees of the Office of
4 Hawaiian Affairs, or the Board's designee; and

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6 BE IT FURTHER RESOLVED that the Chairperson of the Board of
7 Land and Natural Resources is requested to invite the following
8 persons to serve as members of the task force:

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10 (1) A member of the Hawaii House of Representatives,
11 appointed by the Speaker of the House;
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13 (2) A member of the Hawaii Senate, appointed by the Senate
14 President;
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16 (3) The Commanding General of the United States Army
17 Pacific, or the Commanding General's designee, to
18 serve as a military representative;
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20 (4) A representative of families who were evicted from the
21 Makua Valley Reserve or whose lands in the Makua
22 Valley Reserve were condemned by the federal
23 government;
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25 (5) A representative of the Aha Moku Advisory Committee;
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27 (6) Three representatives, each representing a different
28 non-profit organization, having expertise on Makua
29 Valley; and
30
31 (7) A representative selected from a list provided by
32 Native Hawaiian organizations; and
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34 BE IT FURTHER RESOLVED that the task force is requested to
35 elect a chairperson from among its members; and
36

37 BE IT FURTHER RESOLVED that in preparing the feasibility
38 plan for the transition of the management of the Makua Military
39 Reservation from the United States Army, the task force is
40 requested to enter into discussions with the United States Army
41 to:
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- 1 (1) Facilitate the expedient return of the valley reserve
2 upon the expiration of the United States Army's lease;
3
4 (2) Ensure the clean-up of any unexploded ordnance; and
5
6 (3) Ensure the expansion of opportunities for cultural
7 access; and
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9 BE IT FURTHER RESOLVED that the task force is requested to
10 include in the feasibility plan recommendations and policies
11 that focus on the goal of transferring the lands currently held
12 by the United States Army under General Lease No. S-3848 to the
13 State, including:
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- 15 (1) Holding the lands in trust as part of the public land
16 trust; and
17
18 (2) Transferring management and control of the lands to
19 the sovereign Native Hawaiian entity upon its
20 recognition by the United States and the State; and
21

22 BE IT FURTHER RESOLVED that the task force is requested to
23 submit a report of its findings and recommendations, including
24 the feasibility plan and any proposed legislation, to the
25 Legislature no later than twenty days prior to the convening of
26 the Regular Session of 2024; and
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28 BE IT FURTHER RESOLVED that certified copies of this
29 Resolution be transmitted to the United States Secretary of the
30 Army, Commanding General of the United States Army Pacific,
31 Chairperson of the Board of Land and Natural Resources,
32 Chairperson of the Office of Hawaiian Affairs Board of Trustees,
33 and Chairperson of the Aha Moku Advisory Committee.
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