

STAND. COM. REP. NO.

144

Honolulu, Hawaii

FEB 10 2023

RE: S.B. No. 1582

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Second State Legislature
Regular Session of 2023
State of Hawaii

Sir:

Your Committee on Hawaiian Affairs, to which was referred
S.B. No. 1582 entitled:

"A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN
HOME LANDS,"

begs leave to report as follows:

The purpose and intent of this measure is to ensure that the
\$600,000,000 appropriated to the Department of Hawaiian Home Lands
in Act 279, Session Laws of Hawaii 2022 (Act 279), is available
for expenditure until June 30, 2025, as intended.

Your Committee received testimony in support of this measure
from the Office of the Governor, Department of Hawaiian Home
Lands, Department of Budget and Finance, Office of the Mayor of
the County of Maui, Hui Kako'o 'Āina Ho'opulapula, Hawai'i Alliance
for Community-Based Economic Development, and one member from the
County Council of the County of Maui. Your Committee received
comments on this measure from the Department of the Attorney
General and Tax Foundation of Hawaii.

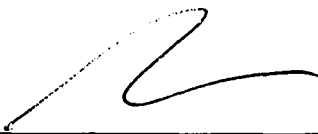
Your Committee finds that Act 279 appropriated \$600,000,000
out of the general revenues of the State of Hawaii to provide a
multi-pronged approach to reducing the over twenty-eight thousand
applicants on the Department of Hawaiian Homelands waitlist. Your
Committee further finds that, while Act 279 stipulated that moneys
not encumbered shall lapse to the general fund on June 30, 2025,
article VII, section 11, of the Hawaii State Constitution



generally requires that no appropriations be made for a period exceeding three years. Thus, Act 279 may be subject to constitutional challenge. Therefore, this measure amends Act 279 in accordance with constitutional requirements to allow for the expenditure of funds until June 30, 2025, as originally provided by the Legislature.

As affirmed by the record of votes of the members of your Committee on Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1582 and recommends that it pass Second Reading and be referred to your Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committee on Hawaiian Affairs,



MAILE S.L. SHIMABUKURO, Chair



