

ACT 307

S.B. NO. 548

A Bill for an Act Relating to the Escheat of Kuleana Lands.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. Chapter 560, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

**“§560- Escheat of kuleana lands. a)**<sup>1</sup> Any provision of law to the contrary notwithstanding, if the owner of an inheritable interest in kuleana land dies intestate, or dies partially intestate and that partial intestacy includes the decedent’s interest in the kuleana land, and if there is no taker under article II, such inheritable interest shall pass to the department of land and natural resources to be held in trust until the office of Hawaiian affairs develops a land management plan for the use and management of such kuleana properties, and such plan is approved by the department of land and natural resources. Upon approval, the department of land and natural resources shall transfer such kuleana properties to the office of Hawaiian affairs. For the purposes of this section, “kuleana lands” means those lands

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granted to native tenants pursuant to L. 1850, p. 202 entitled "An Act Confirming Certain Resolutions of the King and Privy Council, Passed on the 21st Day of December, A.D. 1849, Granting to the Common People Allodial Titles for Their Own Lands and House Lots, and Certain Other Privileges", as originally enacted and as amended."

**SECTION 2.** Section 532-15, Hawaii Revised Statutes, is repealed.

**SECTION 3.** Statutory material to be repealed is bracketed. New statutory material is underscored<sup>2</sup>.

**SECTION 4.** This Act shall take effect upon its approval.

(Approved June 25, 1987.)

### **Notes**

1. So in original.
2. Edited pursuant to HRS §23G-16.5.