
HOUSE CONCURRENT RESOLUTION

REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO CONSIDER
RENEGOTIATING THE STATE'S TRANSFER OF LAND TO THE OFFICE OF
HAWAIIAN AFFAIRS FOR DISPUTED CLAIMS RELATING TO A PORTION
OF INCOME PROCEEDS FROM THE PUBLIC LAND TRUST.

1 WHEREAS, the Hawaii Constitution requires that the Office
2 of Hawaiian Affairs receive a share of revenue derived from the
3 public land trust; and
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5 WHEREAS, the State has the necessary funds to at least make
6 partial payments to the Office of Hawaiian Affairs; and
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8 WHEREAS, efforts to settle the claims of past due revenue
9 through the courts have proved to be unsuccessful; and
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11 WHEREAS, on April 11, 2012, Governor Neil Abercrombie
12 signed into law a bill that transferred about twenty-five acres
13 of ceded lands to the Office of Hawaiian Affairs, presumably
14 worth \$200,000,000 for the settlement of past income and
15 proceeds due to the Office of Hawaiian Affairs from the public
16 land trust; and
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18 WHEREAS, the land transferred to the Office of Hawaiian
19 Affairs consisted mainly of Kakaako land and not any land from
20 the neighbor islands; and
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22 WHEREAS, the amount and quality of the land transferred is
23 not proportional to its estimated \$200,000,000 value and the
24 land itself is inadequate to build the infrastructure necessary
25 to generate sufficient revenue; and
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27 WHEREAS, the settlement unfairly deprived the Office of
28 Hawaiian Affairs of its constitutional right to receive past
29 income and proceeds from the public land trust and essentially



1 deprived Native Hawaiians of the full benefit of the programs
2 administered by the Office of Hawaiian Affairs; and
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4 WHEREAS, the settlement offer was the only alternative and
5 choice for the Office of Hawaiian Affairs to receive any kind of
6 compensation owed to them for income and proceeds past due to
7 the Office of Hawaiian Affairs from the public land trust; now,
8 therefore,
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10 BE IT RESOLVED by the House of Representatives of the
11 Twenty-seventh Legislature of the State of Hawaii, Regular
12 Session of 2014, the Senate concurring, that the Office of
13 Hawaiian Affairs is requested to consider reopening negotiations
14 with the State for the settlement of past income and proceeds
15 due to the Office of Hawaiian Affairs from the public land trust
16 lands under sections 4 and 6 of Article XII of the Hawaii State
17 Constitution, for the period between November 7, 1978, up to and
18 including June 30, 2012, as formalized in Act 15, Session Laws
19 of Hawaii 2012; and
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21 BE IT FURTHER RESOLVED that certified copies of this
22 Concurrent Resolution be transmitted to the Governor and the
23 Chairperson of the Office of Hawaiian Affairs.
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OFFERED BY:



MAR 07 2014

