

# Hawaii Administrative Rules (HAR) Title 10 Department of Hawaiian Home Lands

## AT-A-GLANCE SUMMARY

*Hawaii Administrative Rules are organized into Titles. Title 10 includes all the Administrative Rules that govern the Department of Hawaiian Home Lands and Title 10 is organized into six Chapters. Each Chapter is broken down into Sections, and some Chapters are organized by Subchapters. The chart below briefly describes the organization of and content in each Chapter found in Title 10.*

<p><b>CHAPTER 1 General Provisions (7 Sections)</b></p> <p>Chapter 1 covers the purpose of the rules, the locations of DHHL offices, access to government records managed by DHHL, and definitions of key terms.</p>
<p><b>CHAPTER 2 Organization and Management (31 Sections; 15 Sections reserved*)</b></p> <p>Chapter 2 is divided into three subchapters. The first subchapter describes the operations of the Hawaiian Homes Commission, including its meetings, public access to the commission meeting agendas and minutes, requests for appearances before the commission, the appointment of commissioners and the duties of the commissioners as trustees. The second subchapter describes the Department of Hawaiian Home Lands office, working hours and management of personnel. The third subchapter describes the duties and authorities of the Chairman of the Hawaiian Homes Commission.</p>
<p><b>CHAPTER 3 Native Hawaiian Rehabilitation Program (54 Sections; 22 Sections reserved*)</b></p> <p>Chapter 3 addresses all processes related to applications and leases including lease awards, allowed activities on homestead lots, building requirements, lease transfers, cancellation and surrender of leases, successorship processes. The chapter is divided into six subchapters which are organized as follows:</p> <ul style="list-style-type: none"> <li>▪ Subchapter 1            Applications for Homestead Leases</li> <li>▪ Subchapter 2            Leases to Native Hawaiians</li> <li>▪ Subchapter 3            Conditions in Leases</li> <li>▪ Subchapter 4            Loans and Funds</li> <li>▪ Subchapter 5            Successors to Lessees</li> <li>▪ Subchapter 6            Community Pastures, Fees, and Charges</li> </ul>
<p><b>CHAPTER 4 Management of Hawaiian Home Lands (22 Sections; 22 Sections reserved*)</b></p> <p>Chapter 4 is divided into three subchapters and addresses the management of lands in DHHL's inventory that are not currently used or immediately planned for homesteads. The first subchapter describes the lease of non-homestead lands and the requirement for DHHL to have a general plan for the development and use of these lands. The second subchapter addresses the licensing of these lands for easements, and federal roads, rights-of-way, and water storage, as well as licenses to churches and businesses. The third subchapter addresses parks that are managed by DHHL and the permitting processes for use of these parks.</p>
<p><b>CHAPTER 5 Rules of Practice and Procedure (37 Sections; 18 Sections reserved*)</b></p> <p>Chapter 5 describes the practices and procedures of the Hawaiian Homes Commission and the Department of Hawaiian Home Lands as they relate to the Hawaii Administrative Procedure Act (Hawaii Revised Statutes Chapter 91). This chapter governs processes like rulemaking, contested case hearings and declaratory rulings.</p>
<p><b>CHAPTER 6.1 Native Hawaiian Development Program (7 Sections)</b></p> <p>Chapter 6 describes the Native Hawaiian Development Program which is designed to improve the welfare and condition of native Hawaiians through educational, economic, political, social and cultural programs. The chapter also requires a formal plan for this program be developed every two years and describes the eligibility for the program. Programs like the Community Development Grants, the Hawaiian Homes Commission Scholarship and Kulia i ka Nuu are part of the Native Hawaiian Development Program.</p>

\* - "Sections reserved" are placeholders for new administrative rules and do not have any content