



HAWAIIAN HOME LANDS

HAWAIIAN HOMES COMMISSION · DEPARTMENT OF HAWAIIAN HOME LANDS

D-6

Non-qualified Applicants

April 19-20 2021



History of Practices for Determining Quantum Eligibility



Hawaiian Homes Commission Act of 1920, as amended

Section 208 states in part:

“The Department is authorized to lease to native Hawaiians the right to the use and occupancy of a tract or tracts of Hawaiian home lands...”

Section 201 defines native Hawaiian as:

“any descendant of not less than one-half part of the blood of the races inhabiting the Hawaiian Islands previous to 1778.



February 1953 HHC Policy Manual

“The Commission will accept the applicant’s statement as to blood qualification when it is submitted under oath, as on the application for lease form which is sworn to under oath. In case of doubt, the applicant shall furnish proof of blood qualification. Such doubt shall be raised before the Commission in writing.”



April 11, 1974 DHHL Procedural Manual

“An applicant shall not be compelled to prove more than 50% Hawaiian blood. However, he must be informed that additional proof of a greater percentage of Hawaiian blood may be of benefit to his heirs.”

“The burden of proof shall rest with the applicant and the evidence must be persuasive and convincing.”



April 11, 1974 DHHL Procedural Manual

Types of evidences to establish Hawaiian blood percentage are:

- Certified records issued by the Department of Health
- Certificate of Hawaiian Birth
- Affidavits
- Family Court Records for Adopted Applicants
- Physical appearance
- Obituaries or vital statistics news clippings
- Old departmental Kumu Ohana records which have been verified
- Physician's report and/or verification



Establishing a Methodology

- Indications in certain files and Department memos suggest attempts at a systematic approach to quantum certification in the 1980s
- Copies of all verifying documents were required and kept in the applicant's file.
- Adherence to an established genealogy methodology helps to ensure that all prospective beneficiaries are evaluated for quantum qualification by the same set of standards. Methodology provides a logical framework for determining percentage using available genealogical resources.



Establishing a Methodology

Refining the Process

**Non-
Hawaiian
surnames**

**How far
back**

**No father
listed on
birth
record**



Certification Codes

Y = verified to be at least 50% native Hawaiian

P = verification is pending, more information is needed

N = applicant is non-qualified, documents have been exhausted



Non-qualified “N’d” Applicants

Data as of April 16, 2021

65 Non-qualified Applicants

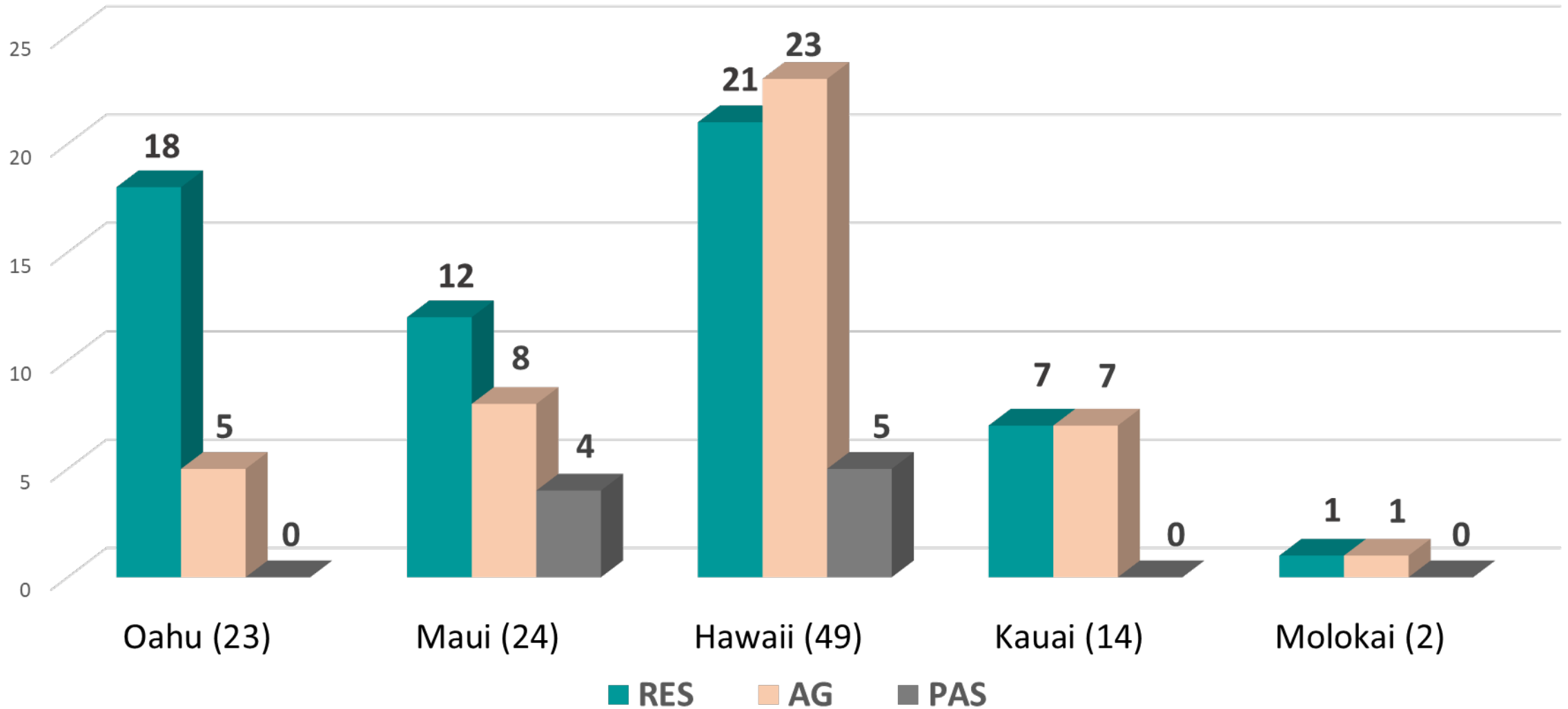
112
applications

6 invalid
addresses

1 deceased
applicant

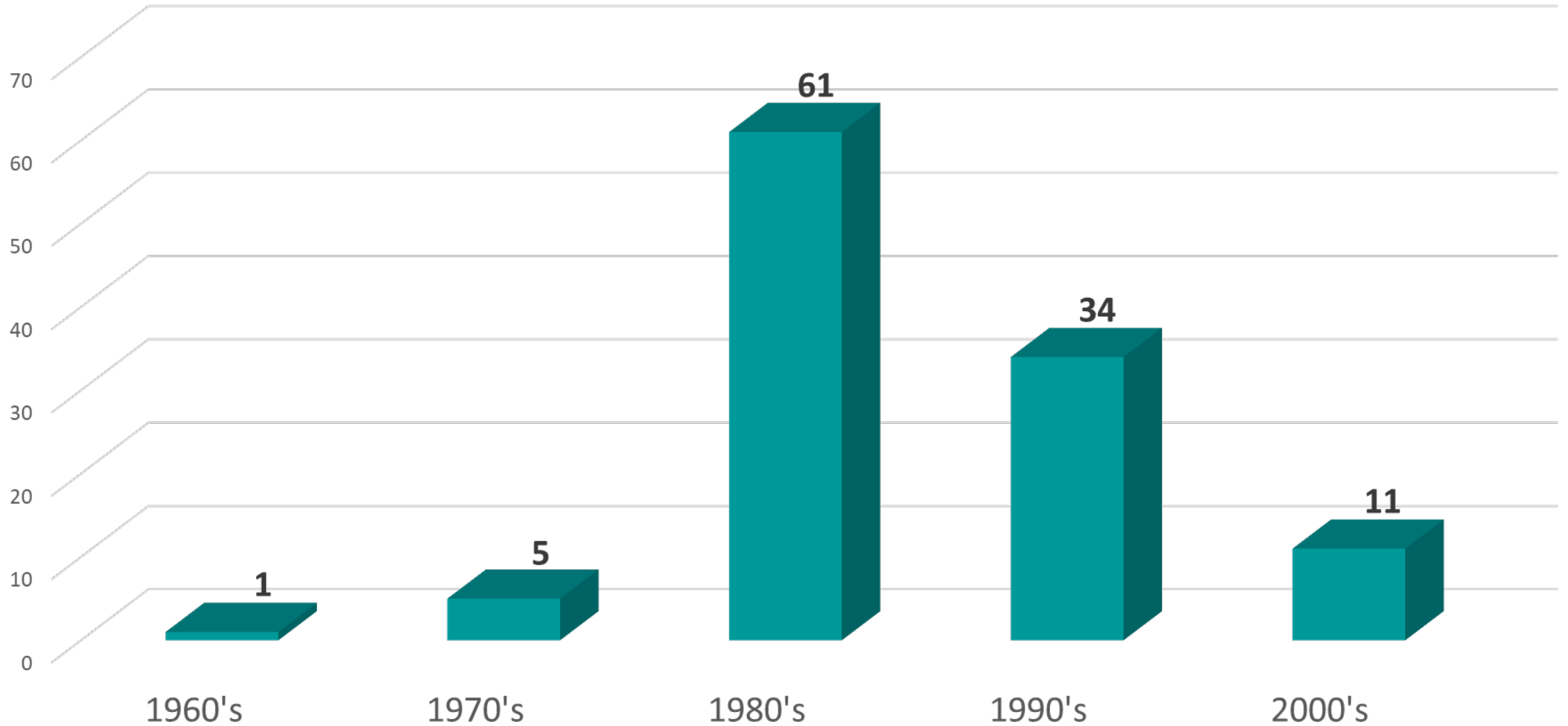


Distribution of 112 Applications





Application Dates





File Review Checklist

- ✓ Review/confirm information on KO is accurate and complete
- ✓ Evidence that the applicant is aware of NHQ status
 - Official letters from the Department
 - Notes of telephone conversations
 - Notes of in-person meetings
- ✓ Evidence that the applicant was provided the opportunity to submit additional documentation
- ✓ Confirm “Notice of Cancellation Letter” was sent to the applicant
- ✓ Chronology of events



Tentative Plan of Action

- Non-qualified Applicants
- Request HHC approval to accept existing “Y” applicants
- Pending Applicants by Island
 - Lanai
 - Molokai
 - Kauai
 - Maui
 - Hawaii
 - Oahu



Mahalo



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