

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS
HAWAIIAN HOMES COMMISSION MEETING/WORKSHOP AGENDA

91-5420 Kapolei Parkway, Kapolei, O‘ahu, Hawai‘i, and Zoom: Meeting ID: 609 754 2925
Tuesday, February 21, 2023, at 9:30 a.m. to be continued, if necessary, on
Wednesday, February 22, 2023, at 9:30 a.m.
Livestream available at www.dhhl.hawaii.gov/live

Note: Commission Meeting Packets will be available at dhhl.hawaii.gov by Thursday, February 16, 2023.

I. ORDER OF BUSINESS

- A. Roll Call
- B. Approval of Agenda
- C. Approval of Minutes:
 - a. January 17 & 18, 2023 Regular Meeting
 - b. January 27, 2023 Special Meeting
- D. Public Testimony on Agendized Items – see information below

Public testimony on any item **relevant to this agenda** may be taken at this time, or a testifier may wait to testify at the time the agenda item is called for discussion. Pursuant to section 92-3, Hawaii Revised Statutes, and section 10-2-11(c), Hawaii Administrative Rules, the Chair of the Commission has the authority to impose reasonable conditions to ensure an orderly and efficient meeting.

II. ITEMS FOR DECISION MAKING

A. CONSENT AGENDA

Homestead Services Division

- D-2 Approval of Consent to Mortgage (see exhibit)
- D-3 Approval of Streamline Refinance of Loans (see exhibit)
- D-4 Ratification of Loan Approvals (see exhibit)
- D-5 Approval of Homestead Application Transfers / Cancellations (see exhibit)
- D-6 Commission Designation of Successors to Application Rights – Public Notice 2018, 2020 & 2021 (see exhibit)
- D-7 Reinstatement of Deferred Application – **SHARON L. VERANO**
- D-8 Approval to Certify Applications of Qualified Applicants for the Month of January 2023 (see exhibit)
- D-9 Approval of Assignment of Leasehold Interest (see exhibit)
- D-10 Approval of Amendment of Leasehold Interest (see exhibit)
- D-11 Approval to Issue Non-Exclusive Licenses for Rooftop Photovoltaic Systems for Certain Lessees (see exhibit)

B. REGULAR AGENDA

Office of the Chairman

- C-1 Approval of Lease Awards: Pi‘ilani Mai Ke Kai Subdivision Phase II–Residential Vacant Lots– Anahola, Kaua‘i; Discovery Harbour – Residential Vacant Lot–Ka‘u, Hawaii; Waianae Valley Subdivision – Preowned Home and Waianae Kai Subdivision 1 – Preowned Home – Waianae, Oahu; Nanakuli Residence Lots 1st Series – Preowned Home – Nanakuli, Oahu. (see exhibit)

Land Management Division

- F-1 Approval to First Amendment to Right of Entry No. 690, Pa'upena Community Development Inc., Waiohuli-Keokea, Maui, TMK (2) 2-2-034:026 (portion) & 028 (portion)
- F-2 Approval to Issue Right of Entry Permit to Pacific Transfer, LLC, Shafter Flats, Mapunapuna, Island of Oahu, TMK No. (1) 1-1-064:010
- F-3 Direct the Department to evaluate whether Act 279 (SLH 2022) funds should be used to pursue geothermal resource development as a means to generate revenue to reduce the homestead applicant waiting list.

Planning Office

- G-1 Support Establishment of a New DHHL Water Division
- G-2 Accept the Beneficiary Consultation Report for a Land Use Amendment to the Kaua'i Island Plan, Kukulu Kumuhana o Anahola's (KKOA) Ulupono Anahola Project, Anahola, Kawaihau, Kaua'i, (TMK (4) 4-8-003:019 (por.)

III. EXECUTIVE SESSION

The Commission anticipates convening an executive meeting pursuant to Section 92-5(a)(4), HRS, to consult with its attorney on questions and issues pertaining to the Commission's powers, duties, privileges, immunities, and liabilities on the following matters:

1. Authorization to settle *Matsushima v. Hawaiian Homes Commission*, Civil No. ICCV-21-0001526.
2. Discussion on delinquent right of entry permits issued for use of Hawaiian home lands in Kalaeloa, Island of Oahu
3. Update on *Kalima, et al. v. State of Hawaii*, Civil No. 99-4771-12
4. Update on discussions with Department of Interior regarding Act 236 (SLH 2021)

IV. ITEMS FOR INFORMATION/DISCUSSION

A. REGULAR ITEMS

Office of the Chair

- C-2 For Information Only – 2023 Legislative Session Update
- C-3 For Information Only – Draft Native Hawaiian Housing Block Grant Annual Housing Plan 2023-2024

Homestead Services Division

- D-1 HSD Status Reports
 - A.-Homestead Lease and Application Totals and Monthly Activity Reports
 - B.-Delinquency Reports
 - C.-DHHL Guarantees for FHA Construction Loans

Land Management Division

- F-4 For Information Only – Right of Entry Permit to Rojac Trucking, Inc., Kahikinui, Maui, TMK No. (2)1-9-001:003(por.)

F-5 For Information Only – Status on General Lease Extensions in Moanalua Kai, Island of Oahu, TMK Nos. (1) 1-1-064:008, :009, :012, :013, :014, :015, :016, and :017

Land Development Division

E-1 For Information Only – Implementation Progress Report, as of February 13, 2023, for Act 279, Session Laws of Hawaii 2022

E-2 For Information Only – Kapolei Project Updates

Planning Office

G-3 For Information Only – ‘Ewa Moku Region Plan Implementation Update

G-4 For Information Only – Fiscal Year 2023 DHHL Grant Solicitation Status Update

V. ANNOUNCEMENTS AND RECESS

1. DHHL Community Meeting– Tuesday, February 21, 2023. 6:30 p.m., Kapolei Middle School, 91-5335 Kapolei Parkway, Kapolei, Hawaii, 96707

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS
HAWAIIAN HOMES COMMISSION MEETING/WORKSHOP AGENDA
91-5420 Kapolei Parkway, Kapolei, O‘ahu, Hawai‘i, and Zoom: Meeting ID: 609 754 2925
Wednesday, February 22, 2023, at 9:30 a.m.
Livestream available at www.dhhl.hawaii.gov/live

I. ORDER OF BUSINESS

- A. Roll Call
- B. Public Testimony on Agendized Items - see information below

Public testimony on any item **relevant to this agenda** may be taken at this time, or a testifier may wait to testify at the time the agenda item is called for discussion. Pursuant to section 92-3, Hawaii Revised Statutes, and section 10-2-11(c), Hawaii Administrative Rules, the Chair of the Commission has the authority to impose reasonable conditions to ensure an orderly and efficient meeting.

II. ITEMS FOR DECISION MAKING

A. REGULAR AGENDA

Land Management Division

- F-4 Approval to Issue Right of Entry Permit to Rojac Trucking, Inc., Kahikinui, Maui, TMK No. (2)1-9-001:003(por.)

III. ITEMS FOR INFORMATION/DISCUSSION

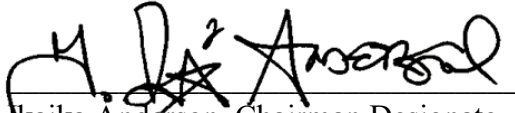
B. GENERAL AGENDA

Requests to Address the Commission

- J-1 Cindy Freitas – Various Concerns
- J-2 Dayne Kahau – Lease Issue
- J-3 Blossom Freitas – Various Concerns
- J-4 Simeon Butch Ramos – Kewalo Lease Concerns
- J-5 Lily Napoleon – Naiwa Agricultural Subdivision Alliance.
- J-6 Bo Kahui – La‘i Opuia Community Development Corp.
- J-7 Meghann Matsuda – Proposal for displaced individuals
- J-8 Steve Bess – Mediation Services
- J-9 Maxine Kahaulelio – Puukapu Farm Lot
- J-10 Faith Chase - Maui Beneficiary Association
- J-11 Robert and Sharmaine Taua – Nanakuli Lease Concerns
- J-12 Kamuela Hambek – Homestead Hale Building
- J-13 Julie Louie – Payment Dispute

IV. ANNOUNCEMENTS AND ADJOURNMENT

- A. Next HHC Meeting – March 20 & 21, 2023, Hale Pono‘ī, Department of Hawaiian Home Lands, Kapolei, Oahu
- B. Next DHHL Community Meeting – March 20, 2023,
- C. Adjournment



Ikaika Anderson, Chairman Designate
Hawaiian Homes Commission

COMMISSION MEMBERS

Randy K. Awo, Maui
Patricia A. Teruya, O'ahu
Pauline N. Namu'o, O'ahu
Michael L. Kaleikini, East Hawai'i

Zachary Z. Helm, Moloka'i
Makai Freitas, West Hawai'i
Dennis L. Neves, Kaua'i
Russell K. Ka'upu, O'ahu

If you need an auxiliary aid/service or other accommodation due to a disability, contact Michael Lowe at 620-9512, or michael.l.lowe@hawaii.gov, as soon as possible, preferably by February 16, 2023. If a response is received after then, we will try to obtain the auxiliary aid/service or accommodation, but we cannot guarantee that the request will be fulfilled. Upon request, this notice is available in alternate formats.

Public Testimony on Agendized Items can be provided either as: (1) in person at the meeting location, by filling out a form at the reception table, (2) written testimony mailed to *Commission Testimony, P.O. Box 1879, Honolulu, HI, 96815*, or emailed to *DHHL.icro@hawaii.gov* by February 16, 2023, or (3) live, oral testimony online by joining the Zoom meeting and relabeling your profile to include the agenda item you wish to testify on. Please keep your computer muted and your camera off until you are called. You will need a computer with internet access, video camera and microphone to participate. Testimony may be limited to a maximum of three (3) minutes per person.

Disruption of Interactive Teachnology – Please reconnect to the same Zoom link listed on the agenda.

ITEM C-1 EXHIBIT**APPROVAL OF LEASE AWARDS PI'ILANI MAI KE KAI SUBDIVISION PHASE II –
RESIDENTIAL VACANT LOTS- ANAHOLA, KAUAI**

<u>NAME</u>	<u>APPL DATE</u>	<u>LOT NO</u>	<u>TAX MAP KEY</u>	<u>LEASE NO</u>
THOMAS NIZO	05/15/1990	30	(4) 4-8-022-119	12992
HENRY LONOKALANIKAI SMITH	04/09/1991	21	(4) 4-8-022-110	12995
HARRY K KANOHO	11/13/1987	13	(4) 4-8-022-102	12996
LUELLA H LEMN	10/21/1988	9	(4) 4-8-022-098	12997
JOWELL Y.L. ENRIQUE	03/05/1986	48	(4) 4-8-022-137	12998
WILLIAM K BOYD	02/14/1986	42	(4) 4-8-022-131	12999
CHARLEEN L CUMMINGS	02/24/1987	12	(4) 4-8-022-101	13000
EMILY TUNG-LOONG	02/10/1986	49	(4) 4-8-022-138	13001
ALBERT WONG JR.	04/05/1983	4	(4) 4-8-022-093	13006

**APPROVAL OF LEASE AWARD DISCOVERY HARBOUR – RESIDENTIAL VACANT LOT –
KA'U, HAWAII**

<u>NAME</u>	<u>APPL DATE</u>	<u>LOT NO</u>	<u>TAX MAP KEY</u>	<u>LEASE NO</u>
ROY A. LOANDO SR.	10/23/2003	610	(3) 9-4-017-083	13002

**APPROVAL OF LEASE AWARD WAIANAE VALLEY SUBDIVISION – PREOWNED HOME –
WAIANAE, OAHU**

<u>NAME</u>	<u>APPL DATE</u>	<u>LOT NO</u>	<u>TAX MAP KEY</u>	<u>LEASE NO</u>
CHARLOTTE P KAHALEWAI	03/21/1974	21	(1) 8-5-036-021	13003

**APPROVAL OF LEASE AWARD NANAKULI LOTS 1ST SERIES – PREOWNED HOME –
NANAKULI, OAHU**

<u>NAME</u>	<u>APPL DATE</u>	<u>LOT NO</u>	<u>TAX MAP KEY</u>	<u>LEASE NO</u>
SARAH L.N. NAONE	02/27/1962	232A	(1) 8-9-004-069	13004

**APPROVAL OF LEASE AWARD WAIANAE KAI SUBDIVISION UNIT 1 – PREOWNED HOME –
WAIANAE, OAHU**

<u>NAME</u>	<u>APPL DATE</u>	<u>LOT NO</u>	<u>TAX MAP KEY</u>	<u>LEASE NO</u>
CHARLES K. LOPES III	01/17/1963	121	(1) 8-6-023-121	13005

ITEM D-2 EXHIBIT**APPROVAL OF CONSENT TO MORTGAGE**

LESSEE	LEASE NO.	AREA
BALDADO, Dorene P.	4250	Keaukaha, Hawaii
ELENEKE, Shalei J. K.	4123	Waimanalo, Oahu
ISHIKAWA, Melvin S.	8552	Princess Kahanu Estates, Oahu
KAAHANUI, Kaniela H. K.	7543	Waiohuli, Maui
KAAKAU, Lynn Ann K.	11704	Kanehili, Oahu
MARDONADA, Raimie	11047	Anahola, Kauai
SUAPAIA, Richard K.	10357	Lealii, Maui
TABALI, James P.	3084	Nanakuli, Oahu

ITEM D-3 EXHIBIT

APPROVAL OF STREAMLINE REFINANCE OF LOANS

LESSEE	LEASE NO.	AREA
ALAMA, Margaret Ann D. K.	11414	Kaupea, Oahu
KAWAUCHI, Sari N.	12237	Waiehu Kou IV, Maui

ITEM D-4 EXHIBIT

RATIFICATION OF LOAN APPROVALS

LESSEE	LEASE NO.	AREA
KOERTE, Ethel L.	11340	Kekaha, Kauai

ITEM D-5 EXHIBIT

APPROVAL OF HOMESTEAD APPLICATION TRANSFERS / CANCELLATIONS

APPLICANT	AREA
AIONA, Ashten A.	Oahu IW Res
FAUFATA, Janet S.P.	Oahu IW Res
FAUFATA, Janet S.P.	Molokai IW Agr
HOBBS, Roger K.	Molokai IW Res to Oahu IW Res
KAHAWAII, Hamby O.	Hawaii IW Agr
KAHUMOKU, Ariel	Oahu IW Res
KALAHIKI, George P.	Hawaii IW Res
KAUHANE, Lincoln	Maui IW Agr to Maui IW Pas
KELEKOLIO, Joshua S.K.	Molokai IW Res
MACLOVES, Chase K.	Oahu IW Res
PAPAIA, Keone K.	Oahu IW Res
POMAIKAI, Ember L.A.	Oahu IW Res
SCHUTTE, William P.	Oahu IW Res
YOUNG, Wendell B.K.	Hawaii IW Res

* IW = Islandwide

ITEM D-6 EXHIBIT

COMMISSION DESIGNATION OF SUCCESSORS TO APPLICATION RIGHTS – PUBLIC
NOTICE 2018, 2020 & 2021

APPLICANT	AREA
IONA, Gary K.	Oahu IW Res
IONA, Gary K.	Molokai IW Agr
KAHUMOKU, Ariel	Oahu IW Res
KALAHIKI, George P.	Hawaii IW Res
KUAHIWINUI, Natasha W.	Hawaii IW Pas
KUAHIWINUI, Natasha W.	Hawaii IW Res
MAIOLA, Dionne L.	Maui IW Agr
PAIK, Kalei L.J.	Oahu IW Res
PAIK, Kalei L.J.	Maui IW Agr

* IW = Islandwide

ITEM D-8 EXHIBIT**APPROVAL TO CERTIFY APPLICATIONS OF QUALIFIED APPLICANTS FOR THE MONTH OF
January 2023**

APPLICANT	AREA
ABALOS, Michele M.M.	Oahu IW Res
ALCOS, Sherrie K.	Hawaii IW Agr
ALCOS, Sherrie K.	Oahu IW Res
CHEE, Sye L.K.N.	Kauai IW Agr
CHEE, Sye L.K.N.	Kauai IW Res
CUMMINGS, Aaron J.	Kauai IW Agr
CUMMINGS, Aaron J.	Kauai IW Res
FRAGAS, Lisa A.	Oahu IW Res
HOLBRON, Ashley Mari K.	Oahu IW Res
KAHOOLILHALA, Dinah K.	Oahu IW Res
KANEA, Anthony A.	Hawaii IW Agr
KANEA, Anthony A.	Oahu IW Res
KUKAHIKO, Ian M.A.	Oahu IW Agr
KUKAHIKO, Ian M.A.	Oahu IW Res
LIKE, Eldred K.	Oahu IW Res
MAHI-SEFO, Stacey K.	Oahu IW Res
MAHI-SEFO, Stacey K.	Hawaii IW Agr
PANUI, Lance S.K.	Oahu IW Res
PAYAPAYA, Brian J.K.	Hawaii IW Res
REA, Marietta M.	Panaewa Area / Hawaii IW Agr
RICHARD, Scott J.K.	Hawaii IW Res
SALINAS, Kuulei Puakalehua L.	Hawaii IW Agr
WALTJEN, Ernest	Hawaii IW Res
WALTJEN, Ernest	Hawaii IW Agr

* IW = Islandwide

ITEM D-9 EXHIBIT**APPROVAL OF ASSIGNMENT OF LEASEHOLD INTEREST**

LESSEE	LEASE NO.	AREA
BATALONA, Eulalia K.	5206	Nanakuli, Oahu
CAPELL, Bernadine U.	6488	Anahola, Kauai
CARVEIRO, Bessie P.	6488	Anahola, Kauai
KAHIAMOE, Cornelius A.	8508	PKE, Oahu
KALANI, Lindsay W.A.K.C.	8184	Nanakuli, Oahu
LOUGHMILLER, Marie D.U.	7662	Waiohuli, Maui
MATSUSHIMA, Katherine K.	3061	Anahola, Kauai
POE, Lorna L.	9908	Hanapepe, Kauai
SINCLAIR, Deborah M.	5419	Paukukalo, Maui
SPEED, Vanessa N.	10099	Waiehu Kou III, Maui
SPENCER, Shawndy K.	561	Nanakuli, Oahu
SWABA, Kristie P.K.	490	Hoolehua, Molokai

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SYLVA, Bernadine K.P.	2905	Kuhio Village, Hawaii
WELLER, James F., Jr.,	3291	Kuhio Village, Hawaii
KAILIHIWA, Solomon H., Jr.	10440	Waiohuli, Maui

ITEM D-10 EXHIBIT

APPROVAL OF AMENDMENT OF LEASEHOLD INTEREST

LESSEE	LEASE NO.	AREA
KAHALEAUKI, Charles A., Jr.	10118	Waiohuli, Maui
LOUGHMILLER, Marie D.U.	7662	Waiohuli, Maui
MATSUSHIMA, Katherine K.	3061	Anahola, Kauai
SPEED, Vanessa N.	10099	Waiehu Kou, III, Maui
SWABA, Kristie P.K.	490	Hoolehua, Molokai
SWABA, Kristie P.K.	490	Hoolehua, Molokai
WELLER, James F., Jr.	3291	Kuhio Village, Hawaii

ITEM D-11 EXHIBIT

APPROVAL TO ISSUE A NON-EXCLUSIVE LICENSE FOR ROOFTOP PHOTOVOLTAIC SYSTEMS FOR CERTAIN LESSEES

LESSEE	LEASE NO.	AREA
ABRIGO, Lehuanani K.F.	9740	Moluohai, Oahu
AKAO, Richard H.	9362	Kaniohale, Hawaii
HALEAMAU, Jaylyn L.	4018	Waiakea, Hawaii
HANOHANO, Donna Rae K.	7541	Waiohuli, Maui
HANSON, Natalie K.	6336	Keaukaha, Hawaii
JOSE, Gilbert K.	5259	Waianae, Oahu
LOKETI, Lisa L.	10160	Anahola, Kauai
PALAKIKO, Thia K.	4478	Waianae, Oahu
RESPICIO, Florence A.	4714	Keaukaha, Hawaii
SAIKI, Enid M.	6342	Keaukaha, Hawaii
SCHUTTE, William P.	5357	Waianae, Oahu
SUGAI, Melissia Mae A.	8666	Anahola, Kauai
TAA, Todd K.	9609	Kalawahine, Oahu

**HAWAIIAN HOMES COMMISSION
FEBRUARY 21 & 22, 2023**

**C – ITEMS
OFFICE OF THE CHAIRMAN**

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

February 21, 2023

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Paula Aila, Acting Administrator,
Contact & Awards Division



FROM: Michelle Hitzeman, HALE Manager /Project Lead
Moana Freitas, Case Management Specialist
Kaila Macaraeg, Case Management Specialist
Contact & Awards Division

SUBJECT: Approval of Lease Award

RECOMMENDED MOTION/ACTION

Approve the awards of Department of Hawaiian Home Lands Residence Lot Leases to the applicants listed below for ninety-nine (99) years, subject to the purchase of the existing improvements on the lot by way of a loan or cash.

DISCUSSION

Pi'ilani Mai Ke Kai Subdivision Phase II – Residential Vacant Lots – Anahola, Kauai

<u>NAME</u>	<u>APPL DATE</u>	<u>LOT NO</u>	<u>TAX MAP KEY</u>	<u>LEASE NO</u>
THOMAS NIZO	05/15/1990	30	(4) 4-8-022-119	12992
HENRY LONOKALANIKAI SMITH				
	04/09/1991	21	(4) 4-8-022-110	12995
HARRY K KANOHO	11/13/1987	13	(4) 4-8-022-102	12996
LUELLA H LEMN	10/21/1988	9	(4) 4-8-022-098	12997
JOWELL Y.L. ENRIQUE	03/05/1986	48	(4) 4-8-022-137	12998
WILLIAM K BOYD	02/14/1986	42	(4) 4-8-022-131	12999
CHARLEEN L CUMMINGS	02/24/1987	12	(4) 4-8-022-101	13000
EMILY TUNG-LOONG	02/10/1986	49	(4) 4-8-022-138	13001
ALBERT WONG JR	04/05/1983	4	(4) 4-8-022-093	13006

Discovery Harbour – Residential Vacant Lot – Kau, Hawaii

<u>NAME</u>	<u>APPL DATE</u>	<u>LOT NO</u>	<u>TAX MAP KEY</u>	<u>LEASE NO</u>
ROY A. LOANDO SR.	10/23/2003	610	(3) 9-4-017-083	13002

Waianae Valley Subdivision – Preowned Home – Waianae, Oahu

<u>NAME</u>	<u>APPL DATE</u>	<u>LOT NO</u>	<u>TAX MAP KEY</u>	<u>LEASE NO</u>
CHARLOTTE P KAHALEWAI	03/21/1974	21	(1) 8-5-036-021	13003

Nanakuli Residence Lots 1st Series – Preowned Home – Nanakuli, Oahu

<u>NAME</u>	<u>APPL DATE</u>	<u>LOT NO</u>	<u>TAX MAP KEY</u>	<u>LEASE NO</u>
SARAH L.N. NAONE	02/27/1962	232A	(1) 8-9-004-069	13004

Waianae Kai Subdivision Unit 1 – Preowned Home – Waianae, Oahu

<u>NAME</u>	<u>APPL DATE</u>	<u>LOT NO</u>	<u>TAX MAP KEY</u>	<u>LEASE NO</u>
CHARLES K. LOPES III	01/17/1963	121	(1) 8-6-023-121	13005

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

February 21-22, 2023

To: Chairman and Members, Hawaiian Homes Commission

From: Lehua Kinilau-Cano, NAHASDA Government Relations Program Manager

Subject: For Information Only – Legislative Updates 2023

RECOMMENDATION/ACTION:

None; For information only.

DISCUSSION

DHHL LEGISLATIVE PROPOSALS

Legislative proposals approved by the Hawaiian Homes Commission were submitted for inclusion in the Administration's legislative package for the 2023 Regular Session. The following table reflects the Legislative Proposal, Description and Progress.

Legislative Proposal	Description	Progress
Proposal HHL-01(23) Independent Legal Counsel	Allows DHHL to retain independent legal counsel	HB598 – Referred to JHA, FIN SB1014 – Referred to JDC/WAM
Proposal HHL-02(23) Representation on CWRM	Adds the Chairman of the HHC or designee to CWRM	SB1013 – Referred to WTL/HWN, WAM
Proposal HHL-03(23) Tax Exemption	Exempts any homestead development or housing for DHHL from GET	HB1055 – Referred to JHA, FIN SB1353 – HWN/HOU Passed with Am
Proposal HHL-04(23) Historic Preservation Reviews	Allows DHHL to assume review of historic properties or burial sites for its lands	HB569 – Referred to WAL, JHA HB1056 – WAL Passed with Am SB1354 – HWN/WTL deferred to 2/16/23
Proposal HHL-05(23) Interim Admin Rules	Allows DHHL after beneficiary consultation to issue interim rules	HB568 – Referred to LGO, JHA HB1057 – Referred to JHA SB1355 – Referred to HWN/GVO, JDC
Proposal HHL-06(23) Compliance and Enforcement on HHL	Establishes a compliance and enforcement program within DHHL	HB1139 – Referred to JHA, FIN SB490 – Referred to JDC/WAM
Proposal HHL-07(23) Adoption	Allows an adopted individual to benefit both by natural and adoptive parent	HB1058 – JHA Passed with Am SB1356 – HWN Passed with Am
Proposal HHL-08(23) Affordable Housing Credits	Makes permanent the affordable housing credit program	HB1059 – Referred to HSG, FIN SB1357 – HWN Passed with Am

Legislative Proposal	Description	Progress
Proposal HHL-09(23) School Impact Fees	Makes permanent exclusion of school impact fees	HB1060 – Referred to EDN, JHA, FIN SB1358 – Referred to HWN/EDU, JDC/WAM
Proposal HHL-10(23) Act 279 (2022) Lapse Fix	Allows for expenditure of funds until June 30, 2025	HB1507 – Referred to JHA, FIN SB1582 – Referred to WAM

Both the House (HB567) and Senate (SB448) have a bill that combines the legislative proposals that are bolded in the table. HB567, HD1 Passed JHA with Amendments and SB448 Passed HWN/HOU with Amendments.

THE STATE BUDGET

The Governor’s Biennium Budget request for FY 2024 and FY 2025 is reflected in HB300 and included \$26,428,191 in general funds for FY 2024 and \$26,796,100 for FY 2025 to cover the department’s existing personnel, administrative and operating costs. The budget also included \$20 million in CIP funding for each fiscal year for repairs and maintenance to infrastructure within DHHL subdivisions, Statewide. A chart highlighting the budget information is attached as Exhibit ‘A’.

HR10

The House adopted HR10, which establishes a legislative working group to oversee DHHL’s execution of funds appropriated pursuant to Act 279 (2022) to address the beneficiary waiting list. The resolution is attached as Exhibit ‘B’.

MEASURE TRACKING

Staff has prepared a measure tracking spreadsheet listing all measures that impact the department in the Legislature. The current spreadsheet with the status of each measure as of 02-13-23 is attached as Exhibit ‘C’.

In addition to the bills and resolutions that specifically reference the department, staff monitors and prepares testimony as appropriate on measures that would impact Hawaiian Home lands or the department as a state agency.

RECOMMENDED MOTION/ACTION

None; For information only.

DHHL's "Sufficient Funds" & Executive Biennium Budget FY 2024 & FY 2025 – Operating

	FY2024 DHHL	FY2024 GOV	FY2025 DHHL	FY2025 GOV
A & O Budget Request (A)	(212) \$33,332,326	(200) \$26,428,191	(212) \$33,332,326	(200) \$26,796,100
Operating R&M for Existing Infrastructure (A)	\$7,760,000		\$12,700,000	
Rehab Projects (A)	*\$15,384,096		^\$14,924,096	
Total HHC A & O Budget Request	\$56,476,422	\$26,428,191	\$60,956,422	\$26,796,100

*Includes \$2,639,996 requested by homestead leaders.

^Includes \$2,179,996 requested by homestead leaders.



DHHL's "Sufficient Funds" & Executive Biennium Budget FY 2024 & FY 2025 – CIP

	FY2024 DHHL	FY2024 GOV	FY2025 DHHL	FY2025 GOV
CIP R&M for Existing Infrastructure (C)	\$34,650,000	\$20,000,000	\$113,700,000	\$20,000,000
Lot Development (C)	\$62,650,000		\$139,550,000	
Loans (C)	\$73,100,000		\$73,100,000	
Rehab Projects (C)	*\$56,890,000		*\$40,400,000	
Total	\$227,290,000	\$20,000,000	\$366,750,000	\$20,000,000

*Total reflects projects requested by homestead leaders.



HOUSE RESOLUTION

ESTABLISHING A LEGISLATIVE WORKING GROUP TO OVERSEE THE
DEPARTMENT OF HAWAIIAN HOME LANDS' EXECUTION OF FUNDS
APPROPRIATED PURSUANT TO ACT 279, SESSION LAWS OF HAWAII
2022, TO ADDRESS THE BENEFICIARY WAITING LIST.

1 WHEREAS, one of the primary responsibilities of the
2 Department of Hawaiian Home Lands is to administer the
3 Department's homesteading program and provide its native
4 Hawaiian beneficiaries with 99-year homestead leases for
5 residential, agricultural, or pastoral purposes; and
6

7 WHEREAS, the Department of Hawaiian Home Lands' homestead
8 waitlist currently has more than twenty-eight thousand
9 individuals, with many beneficiaries languishing on the waitlist
10 for decades; and
11

12 WHEREAS, Act 279, Session Laws of Hawaii 2022 (Act 279),
13 appropriated a historic \$600,000,000 to the Department of
14 Hawaiian Home Lands to address the needs of native Hawaiians on
15 the Department's waitlist; and
16

17 WHEREAS, Act 279 required the Department of Hawaiian Home
18 Lands to submit a strategic plan, including findings,
19 recommendations, and any proposed legislation, to the
20 Legislature by December 10, 2022; and
21

22 WHEREAS, the Department of Hawaiian Home Lands has until
23 June 30, 2025, to encumber all funds for specific purposes; now,
24 therefore,
25

26 BE IT RESOLVED by the House of Representatives of the
27 Thirty-second Legislature of the State of Hawaii, Regular
28 Session of 2023, that a legislative working group be established



1 to oversee the Department of Hawaiian Home Lands' execution of
2 the funds appropriated pursuant to Act 279, Session Laws of
3 Hawaii 2022, to address the beneficiary waitlist; and
4

5 BE IT FURTHER RESOLVED that the working group consist of
6 the following members designated as follows:
7

- 8 (1) The Honorable Troy N. Hashimoto, Representative from
9 the Tenth District, who shall serve as Chair;
10
- 11 (2) The Honorable David A. Tarnas, Representative from the
12 Eighth District;
13
- 14 (3) The Honorable Daniel Holt, Representative from the
15 Twenty-Eighth District;
16
- 17 (4) The Honorable Scott Y. Nishimoto, Representative from
18 the Twenty-Third;
19
- 20 (5) The Honorable Mahina Poepoe, Representative from the
21 Thirteenth District; and
22
- 23 (6) The Honorable Gene Ward, Representative from the
24 Eighteenth District; and
25

26 BE IT FURTHER RESOLVED that the working group submit a
27 report of its findings and recommendations to the House of
28 Representatives no later than twenty days prior to the
29 commencement of the Regular Session of 2024; and
30

31 BE IT FURTHER RESOLVED that the report include an analysis
32 of topics, including:
33

- 34 (1) The leveraging or maximization of the \$600,000,000
35 appropriated;
36
- 37 (2) Alternative financing mechanisms for beneficiaries and
38 developers; and
39
- 40 (3) Alternative housing development options, other than
41 homestead lot development; and



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BE IT FURTHER RESOLVED that certified copies of this Resolution be transmitted to the Chairperson of the Hawaiian Homes Commission.

OFFERED BY: PCM & GMM

Linda Lehman

M. A. Allen

Dan Carnes

Spok

Kim M. Smith

Amy Parnas

Brenda K. Jones

Patricia Jones

Patricia Jones

DO HET

~~B. A.~~

Madeline K. Muth

DM

DM

Sonya Jones

FL 7 DE

Elle Lehman

Miose E. Jones

Adrian



H.R. NO. 10

John M. [unclear]
[unclear]

John [unclear]
CE [unclear]

[unclear]
[unclear]
[unclear]
[unclear]

Mike A. [unclear]
Serg [unclear]

[unclear]

NHB

Mark [unclear]

[unclear]
[unclear]

[unclear]
[unclear]
[unclear]



H.R. NO. 10

Ch. Tolp
SE

JAN 30 2023



Measure	Report Title	Measure Title	Description	Status	Introducer(s)	Referral	Comp.
GM511	Chairperson, Department of Hawaiian Homelands	Submitting for consideration and confirmation as the Chairperson, Department of Hawaiian Homelands, gubernatorial nominee, IKAIKA ANDERSON, for a term to expire 12-31-2026.	Appropriates funds for the operating and capital improvement budget of the Executive Branch for fiscal years 2023-2024 and 2024-2025.	S 2/3/2023: The committee(s) on HWN has scheduled a public hearing on 02-14-23 1:00PM; Conference Room 016 & Videoconference.		HWN	
HB300	State Budget	RELATING TO THE STATE BUDGET.	Exempts any housing development for the department of Hawaiian home lands from general excise tax and school impact fee requirements. Makes permanent the exemption of housing developed where new housing units are created by the department of Hawaiian home lands from school impact fee requirements. Lapses the appropriation provided under Act 279, SLH 2022, and appropriates funds for the purposes of Act 279, SLH 2022 for the current fiscal year. Makes permanent the issuance of county affordable housing credits to the department of Hawaiian home lands. Effective 7/1/3000. (HD1)	H 1/25/2023: Referred to FIN, referral sheet 1	SAIKI (Introduced by request of another party)	FIN	SB354
HB567 HD1	Department of Hawaiian Home Lands; Housing Development; General Excise Tax Exemption; School Impact Fee Exemption; Affordable Housing Credits; Appropriation	RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS.	Authorizes the Department of Hawaiian Home Lands to issue interim rules that exempt from the public notice, public hearing, and gubernatorial approval requirements of chapter 91, HRS, after beneficiary consultation is conducted by the Department of Hawaiian Home Lands and upon approval by the Hawaiian Homes Commission. Limits effective time period of the interim rules to not more than eighteen months.	H 2/8/2023: The committee on JHA recommend that the measure be PASSED, WITH AMENDMENTS. The votes were as follows: 10 Ayes: Representative(s) Tarnas, Takayama, Ganaden, Holt, Hashimoto, Ichiyama, Ilagan, Kong, Mizuno, Souza; Ayes with reservations: none; Noes: none; and Excused: none.	HOLT, AMATO, GANADEN, GATES, HASHIMOTO, MARTEN, MORIKAWA, QUINLAN, TARNAS, TODD, WARD	HSG, JHA, FIN	SB448
HB568	Department of Hawaiian Home Lands; Interim Rules	RELATING TO INTERIM ADMINISTRATIVE RULES OF THE DEPARTMENT OF HAWAIIAN HOME LANDS.	Authorizes the Department of Hawaiian Home Lands to perform historic preservation reviews of the effect of any proposed project for lands under its jurisdiction except for projects affecting properties listed or nominated for inclusion in the Hawaii register of historic places or the national register of historic places.	H 1/27/2023: Referred to LGO, JHA, referral sheet 2	HOLT, AMATO, GANADEN, GATES, HASHIMOTO, KAPELA, MORIKAWA, PERRUSO, QUINLAN, TARNAS, TODD, WARD	LGO, JHA	
HB569	DHHL; Historic Preservation; Project Reviews of Proposed State Projects	RELATING TO HISTORIC PRESERVATION REVIEWS.	Permits the Department of Hawaiian Home Lands to appoint independent counsel in certain circumstances. Requires the Department to amend its administrative rules accordingly.	H 1/27/2023: Referred to WAL, JHA, referral sheet 2	HOLT, HASHIMOTO, LAMOSAO, LOWEN, NAKASHIMA, NISHIMOTO, PERRUSO, TAKAYAMA, TAKENOUCHI	WAL, JHA	
HB598	DHHL; Independent Counsel	RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS.		H 1/27/2023: Referred to JHA, FIN, referral sheet 2	GANADEN, AMATO, GATES, MARTEN, TAM	JHA, FIN	

HB621	Water Rights; Commercial Kalo Farming; Native Hawaiian Practices; Exemptions	RELATING TO THE DISPOSITION OF WATER RIGHTS.	Exempts the instream use of water for commercial kalo cultivation conducted in a manner consistent with traditional and customary practices of Native Hawaiians from the existing process for the disposition of water rights.	H 1/27/2023: Referred to WAL, JHA, referral sheet 2	POEPOE, AMATO, BELATTI, GANADEN, HUSSEY-BURDICK, KAPELA, MARTEN, PERRUSO, QUINLAN, TAM, TARNAS, TODD	WAL, JHA	SB735
HB632	Hawaiian Homes Commission Act; Leases; Modernization	RELATING TO LEASES.	Requires leases used in the conveyance of available lands as defined by section 203 of the Hawaiian Homes Commission Act, as amended, to conform to the requirements for securitization by federally insured lending programs.	H 1/27/2023: Referred to WAL, JHA, FIN, referral sheet 2	GARCIA, ALCOS, MATSUMOTO, PIERICK, WARD	WAL, JHA, FIN	
HB713	Department of Hawaiian Homelands; Short Form	RELATING TO THE DEPARTMENT OF HAWAIIAN HOMELANDS.	Short form bill relating to the department of Hawaiian homelands.	H 1/30/2023: Referred to HSG, referral sheet 3	SAKI	HSG	
HB762	Water Use Permits; Board of Land and Natural Resources; Establish Positions; Repeal; Appropriation	RELATING TO WATER USE PERMITS.	Repeals section 171-58, Hawaii Revised Statutes to eliminate the Board of Land and Natural Resources' power to issue water use permits. Establishes positions within the Commission on Water Resource Management. Appropriates funds.	H 1/30/2023: Referred to WAL, JHA, FIN, referral sheet 3	ICHIYAMA	WAL, JHA, FIN	SB90
HB905 HB1	Sustainable Groundwater Yields; Model; University of Hawaii; Commission on Water Resource Management	RELATING TO SUSTAINABLE GROUNDWATER YIELDS.	Requires the University of Hawaii, in consultation with the commission on water resource management, to develop a scope of work and cost analysis to complete a flexible groundwater model that proposes methods for determining the needs of traditional and customary Native Hawaiian practices; climate change projections, and groundwater dependent ecosystems. Requires a joint report to be submitted to the legislature by 11/1/2023. Effective 6/30/3000. (HDL)	H 2/10/2023: The committee on HET recommend that the measure be PASSED, UNAMENDED. The votes were as follows: 7 Ayes: Representative(s) Perruso, Kapela, Marten, Martinez, Matayoshi, Todd, Ayes with reservations: Representative(s) Garcia; Noes: none; and 2 Excused: Representative(s) Quinlan, Woodson.	POEPOE, AMATO, BELATTI, CHUN, COCHRAN, GANADEN, HOLT, HUSSEY-BURDICK, ICHYAMA, KAPELA, KILA, LAMOSAO, MARTEN, PERRUSO, Tam	WAL, HET, FIN	
HB1055	Department of Hawaiian Home Lands; General Excise Tax Exemption; Use Tax Exemption	RELATING TO HOUSING.	Exempts any development of homestead lots or housing for the Department of Hawaiian Home Lands from general excise and use taxes.	H 1/30/2023: Referred to HSG, JHA, FIN, referral sheet 3	SAKI (Introduced by request of another party)	HSG, JHA, FIN	SB1353
HB1056	Historic Preservation; Department of Hawaiian Home Lands; Project Reviews of Proposed State Projects	RELATING TO HISTORIC PRESERVATION REVIEWS.	Allows the Department of Hawaiian Home Lands to assume historic preservation review of the effect of any proposed project for lands under its jurisdiction except for projects affecting properties listed or nominated for inclusion in the Hawaii register of historic places or the national register of historic places.	H 2/7/2023: The committee on WAL recommend that the measure be PASSED, WITH AMENDMENTS. The votes were as follows: 8 Ayes: Representative(s) Ichiyama, Poepeo, Chun, Ganaden, Hashem, Morikawa, Takayama, Souza, Ayes with reservations: none; Noes: none; and Excused: none.	SAKI (Introduced by request of another party)	WAL, JHA	SB1354

HB1057	Department of Hawaiian Home Lands; Interim rules	RELATING TO INTERIM ADMINISTRATIVE RULES OF THE DEPARTMENT OF HAWAIIAN HOME LANDS.	Allows the Department of Hawaiian Home Lands to issue interim rules that shall be exempt from the public notice, public hearing, and gubernatorial approval requirements of chapter 91, Hawaii Revised Statutes, after beneficiary consultation is conducted by the Department of Hawaiian Home Lands and upon approval by the Hawaiian Homes Commission. The interim rules shall be effective for not more than eighteen months.	H 1/30/2023: Referred to JHA, referral sheet 3	SAIKI (Introduced by request of another party)	JHA	SB1355
HB1058	Department of Hawaiian Home Lands; Adoption	RELATING TO ADOPTION.	Allows an adopted individual to benefit both by relationship through a natural parent and through an adoptive parent in a disposition or other designation as provided for in accordance with the Hawaiian Homes Commission Act, 1920, as amended, or administrative rules. Allows the adopted individual and individual's natural family to continue having the same familial relationship.	H 2/9/2023: The committee on JHA recommend that the measure be PASSED, WITH AMENDMENTS. The votes were as follows: 10 Ayes: Representative(s) Tarnas, Takayama, Ganaden, Holt, Hashimoto, Ichiyama, Ilagan, Kong, Mizuno, Souza; Ayes with reservations: none; Noes: none; and Excused: none.	SAIKI (Introduced by request of another party)	JHA	SB1356
HB1059	Hawaiian Home Lands; Affordable Housing Credits	RELATING TO AFFORDABLE HOUSING ON HAWAIIAN HOME LANDS.	Makes permanent Act 141, Session Laws of Hawaii 2009, which requires the counties to issue affordable housing credits to the Department of Hawaiian Home Lands upon the department's request.Â Makes permanent Act 98, Session Laws of Hawaii 2012, which requires the counties to issue affordable housing credits for each residential unit developed by the Department of Hawaiian Home Lands.	H 1/30/2023: Referred to HSG, FIN, referral sheet 3	SAIKI (Introduced by request of another party)	HSG, FIN	SB1357
HB1060	School Impact Fees; Housing; Department of Hawaiian Home Lands	RELATING TO SCHOOL IMPACT FEES.	Makes permanent Act 197, Session Laws of Hawaii 2021, which excludes housing developed by the Department of Hawaiian Home Lands from school impact fees.	H 1/30/2023: Referred to EDN, JHA, FIN, referral sheet 3	SAIKI (Introduced by request of another party)	EDN, JHA, FIN	SB1358
HB1139	Compliance and Enforcement; Hawaiian Home Lands; Appropriation	RELATING TO COMPLIANCE ON HAWAIIAN HOME LANDS.	Establishes a compliance and enforcement program within the Department of Hawaiian Home Lands to investigate complaints, conduct investigations, and cooperate with enforcement authorities to ensure compliance with all state laws and rules and county ordinances on Hawaiian Home Lands. Appropriates funds.	H 1/30/2023: Referred to JHA, FIN, referral sheet 3	KONG	JHA, FIN	SB490
HB1174	Hawaiian Homes Commission Act; Leases; Modernization	RELATING TO LEASES.	Requires leases used in the conveyance of available lands as defined by section 203 of the Hawaiian Homes Commission Act, as amended, to conform to the requirements for securitization by federally insured lending programs.	H 1/30/2023: Referred to WAL, JHA, FIN, referral sheet 3	WARD	WAL, JHA, FIN	

HB1313 HD1	Haiku Valley; Office of Hawaiian Affairs; Haiku Valley Cultural Preserve Commission; Special Fund; Appropriation	RELATING TO HAIKU VALLEY.	Establishes the Haiku valley cultural preserve commission with OHA to provide policy and management oversight of the Haiku valley cultural preserve. Establishes the Haiku valley cultural preserve special fund. Authorizes the department of Hawaiian home lands to negotiate an agreement for license or other terms of use of Haiku valley with the office of Hawaiian affairs. Appropriates funds. Effective 6/30/3000. (HD1)	H 2/8/2023: Passed Second Reading as amended in HD 1 and referred to the committee(s) on JHA with none voting aye with reservations; none voting no (0) and none excused (0).	KITAGAWA, MATAYOSHI	WAL, JHA, FIN	
HB1507	Department of Hawaiian Home Lands; Appropriation	RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS.	Ensures that the \$600,000 appropriated to the department of Hawaiian home lands in Act 279, Session Laws of Hawaii 2022, is available for expenditure until June 30, 2025.	H 1/30/2023: Referred to JHA, FIN, referral sheet 3	SAIKI (Introduced by request of another party)	JHA, FIN	SB1582
HR10	Legislative Working Group to Oversee Appropriation to Department of Hawaiian Home Lands	ESTABLISHING A LEGISLATIVE WORKING GROUP TO OVERSEE THE DEPARTMENT OF HAWAIIAN HOME LANDS' EXECUTION OF FUNDS APPROPRIATED PURSUANT TO ACT 279, SESSION LAWS OF HAWAII 2022, TO ADDRESS THE BENEFICIARY WAITING LIST.		H 1/31/2023: Resolution adopted in final form.	SAIKI, AIU, AMATO, BELATTI, CHUN, COCHRAN, GANADEN, GARRETT, GATES, HASHEM, HASHIMOTO, HOLT, HUSSEY, BURDICK, ICHYAMA, ILAGAN, KAHALOA, KAPELA, KILA, KITAGAWA, KOBAYASHI, LAMOSAO, LOWEN, MARTEN, MARTINEZ, MATAYOSHI, MIZUNO, MORIKAWA, NAKAMURA, NISHIMOTO, ONISHI, PERRUSO, POEPOE, QUINLAN, SAYAMA, TAKAYAMA, TAKENOUCHI, TAM, TARNAS, TODD, WOODSON, YAMASHITA		
SB90	Water Use Permits; Board of Land and Natural Resources; Establish Positions; Repeal, Appropriation	RELATING TO WATER USE PERMITS.	Repeals section 171-58, Hawaii Revised Statutes to eliminate the Board of Land and Natural Resources' power to issue water use permits. Establishes positions within the Commission on Water Resource Management. Appropriates funds.	S 1/20/2023: Referred to WTL, WAM.	INOUE, AQUINO	WTL, WAM	HB762
SB139	Important Housing Lands; Automatic Designation; Purpose	RELATING TO IMPORTANT HOUSING LANDS.	Establishes that all state-owned lands located within one mile of any rail mass transit station, excluding lands under the jurisdiction of the Department of Hawaiian Home Lands, shall be designated as important housing lands to promote the development of homes priced below market rates for eligible residents. Requires state and county housing policies, tax policies, land use plans, ordinances, and rules to promote the long-term viability of important housing lands consistent with certain policies.	S 2/9/2023: The committee(s) on WTL recommend(s) that the measure be PASSED, WITH AMENDMENTS. The votes in WTL were as follows: 4 Aye(s): Senator(s) Inouye, Elefante, Chang, McKelvey; Aye(s) with reservations: none ; 0 No(es): none; and 1 Excused: Senator(s) Fevella.	CHANG, AQUINO, ELEFANTE, KANUHA, KEITH-AGARAN, RHOADS, Kidani, Richards	HOU/WTL, WAM	

SB246	Hawaiian Homes Commission; Elected Members; DHHL; Director	RELATING TO HAWAIIAN HOME LANDS.	Authorizes the election of the members of the Hawaiian Homes Commission. Establishes the elected office of Director of Hawaiian Home Lands, the holder of which shall have administrative oversight over the Department of Hawaiian Home Lands. Subject to congressional approval.	S 1/23/2023: Referred to HWN, IDC/WAM.	FEVELLA, Chang, Kidani	HWN, IDC/WAM	
SB261 SD1	Department of Hawaiian Home Lands; Hawaiian Home Lands; Beneficiaries; Monthly Reports	RELATING TO THE HAWAIIAN HOMES COMMISSION ACT.	Requires the Department of Hawaiian Home Lands to provide to beneficiaries of the Hawaiian Homes Commission Act, 1920, monthly accountability reports that contain certain information on leases and fiscal matters. (SD1)	S 2/6/2023: Report adopted; Passed Second Reading, as amended (SD 1) and referred to WAM.	FEVELLA, Kidani	HWN, WAM	
SB265	LUC; DHHL; DLNR; UH; Public Notice; Land Use; Appropriations	RELATING TO PUBLIC NOTICE.	Establishes enhanced public notice requirements for changes in land use by the Department of Hawaiian Home Lands, Department of Land and Natural Resources, or the University of Hawaii and boundary changes by the Land Use Commission. Requires approval of the project by the community through a referendum of nearby adult residents except for projects within the Mauna Kea science reserve, which require a referendum by all adult residents of the county in which the Mauna Kea science reserve is located. Appropriates moneys.	S 1/23/2023: Referred to EET/HRE/WTJ/HWN, WAM/IDC.	FEVELLA	EET/HRE/WTJ/HWN, WAM/IDC	
SB277	Department of Hawaiian Home Lands; Leases; Non-Residential Use; Fair Market Value; Subleases	RELATING TO THE HAWAIIAN HOMES COMMISSION ACT.	Provides that licenses and leases for certain non-residential lots and tracts of land under issued pursuant to the Hawaiian Homes Commission Act, 1920, shall be issued based on fair market value, subject to certain exceptions. Prohibits subletting of certain lots and tracts of land. Clarifies that existing exceptions to conditions in the Hawaiian Homes Commission Act, 1920, that prohibit a beneficiary from subletting a tract do not apply if the tract if also used for non-residential purposes. Clarifies that certain provisions relating to subleases shall not be construed to override other provisions against transfers of licenses or subletting.	S 1/23/2023: Referred to HWN, IDC/WAM.	FEVELLA	HWN, IDC/WAM	
SB278 SD1	Department of Hawaiian Home Lands; Hawaiian Home Lands; Prince Jonah Kūhiō Kalanianaʻole; Mass Transit; Portraits	RELATING TO PRINCE JONAH KUHIO KALANIANAʻOLE.	Requires certain public buildings near mass transit projects and on Hawaiian home lands to display portraits of Prince Jonah Kūhiō Kalanianaʻole. (SD1)	S 2/6/2023: Report adopted; Passed Second Reading, as amended (SD 1) and referred to WAM.	FEVELLA, AQUINO	HWN, WAM	

SB285	Cesspools; New Waste Management Solution and Cesspool System Demonstration Pilot Project; Report; Appropriation	RELATING TO WASTEWATER SYSTEMS.	<p>Establishes a three-year New Waste Management Solution and Cesspool System Demonstration Pilot Program within the University of Hawaii Water Resources Research Center to examine and demonstrate new wastewater and cesspool technology systems; implement those technologies in demonstration projects in areas across the State that are identified as Priority Level 1 in the 2021 Hawaii Cesspool Hazard Assessment and Prioritization Tool Report; and establish a similar ranking system for prioritization levels for the islands of Molokai, Lanai, and Niihau. Requires the University of Hawaii Water Resources Research Center to submit reports to the Legislature. Appropriates funds for the pilot program. Appropriates funds for one full-time equivalent (1.0 FTE) engineer position and one full-time equivalent (1.0 FTE) planner position within the Department of Health's Wastewater Branch to support approval of individual wastewater systems applications.</p>	<p>S 2/10/2023: The committee(s) on AEN/HRE has scheduled a public hearing on 02-14-23 3:07PM; Conference Room 229 & Videoconference.</p>	<p>DELA CRUZ, CHANG, FUKUNAGA, KANUHA, KEITH-AGARAN, KEOHOKALOIE, MCKELVEY, MORIWAKI, RHOADS, Kidani, Kim, Richards, Shimabukuro, Wakai</p>	AEN/HRE, WAM		
SB286	Cesspools; New Waste Management Solution and Cesspool System Demonstration Pilot Project; Report; Appropriation	RELATING TO WASTEWATER SYSTEMS.	<p>Establishes a three-year New Waste Management Solution and Cesspool System Demonstration Pilot Program within the University of Hawaii Water Resources Research Center to examine and demonstrate new wastewater and cesspool technology systems; implement those technologies in demonstration projects in areas across the State that are identified as Priority Level 1 in the 2021 Hawaii Cesspool Hazard Assessment and Prioritization Tool Report; and establish a similar ranking system for prioritization levels for the islands of Molokai, Lanai, and Niihau. Requires the University of Hawaii Water Resources Research Center to submit reports to the Legislature. Appropriates funds for the pilot program.</p>	<p>S 1/23/2023: Referred to AEN/HRE, WAM.</p>	<p>DELA CRUZ, AQUINO, AWA, CHANG, KANUHA, KEITH-AGARAN, RHOADS, Kidani, Richards, Shimabukuro, Wakai</p>	AEN/HRE, WAM		

SB330	Hawaii Housing Finance and Development Corporation; Development; Right of First Refusal	RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION.	<p>Authorizes the Hawaii Housing Finance and Development Corporation the right of first refusal for the development of property for all development on state lands, excluding Hawaii Public Housing Authority and Department of Hawaiian Home Land lands, that are within a one-half mile radius of a rail transit station, provided there is a transfer of any property interest, including a leasehold interest, in state lands that are within a one-half mile radius of a rail transit station.</p>	<p>S 2/9/2023: The committee(s) on WTL recommend(s) that the measure be PASSED, WITH AMENDMENTS. The votes in WTL were as follows: 4 Aye(s): Senator(s) Inouye, Elefante, Chang, McKelvey; Aye(s) with reservations: none ; 0 No(es): none; and 1 Excused: Senator(s) Fivella.</p>	CHANG, RHOADS, Fukunaga, Keohokalole, Kidani HOU/WTL, WAM		
SB437 SD1	Department of Hawaiian Home Lands; Interim rules	RELATING TO INTERIM ADMINISTRATIVE RULES OF THE DEPARTMENT OF HAWAIIAN HOME LANDS.	<p>Allows the Department of Hawaiian Home Lands to issue interim rules exempt from the public hearing and gubernatorial approval requirements of chapter 91, Hawaii Revised Statutes, after beneficiary consultation is conducted by the Department of Hawaiian Home Lands and upon approval by the Hawaiian Homes Commission. Requires that the interim rules shall be effective for not more than eighteen months. (SD1)</p> <p>medical cannabis propagules and cuttings. Authorizes only those persons who may cultivate medical cannabis to purchase the propagules and cuttings. Imposes quantity limits and quality requirements on medical cannabis propagules and cuttings.</p> <p>Authorizes the Department of Health to approve in-vehicle receipt of medical cannabis and manufactured cannabis products on or near the premises of dispensaries. Authorizes a non-registered qualifying patient to have immediate access to the medical use of cannabis for a period of one year from the date of the issuance of a medical provider's certification letter, given certain requirements. Provides senior citizens with greater access to the state medical cannabis program. Increases the number of medical cannabis dispensaries in the State by requiring the Department of Health to issue eight dispensary licenses to the Department of Hawaiian Home Lands. Allows primary caregivers, qualifying out-of-state patients, and caregivers of a qualifying out-of-state patient to access the waiting room within a medical cannabis retail dispensary. Clarifies violations related to</p>	<p>S 2/6/2023: Report adopted; Passed Second Reading, as amended (SD 1) and referred to JDC.</p>	KEOHOKALO, Richards HWN, JDC		
SB444	Health; Cannabis; Medical Use; Propagules; Cuttings; Cannabis Dispensaries; Cannabis Access; Patients; Registration; Elderly; Hawaiian Home Lands; Waiting Area; Licenses; Increase	RELATING TO CANNABIS.	<p>medical cannabis propagules and cuttings. Authorizes only those persons who may cultivate medical cannabis to purchase the propagules and cuttings. Imposes quantity limits and quality requirements on medical cannabis propagules and cuttings.</p> <p>Authorizes the Department of Health to approve in-vehicle receipt of medical cannabis and manufactured cannabis products on or near the premises of dispensaries. Authorizes a non-registered qualifying patient to have immediate access to the medical use of cannabis for a period of one year from the date of the issuance of a medical provider's certification letter, given certain requirements. Provides senior citizens with greater access to the state medical cannabis program. Increases the number of medical cannabis dispensaries in the State by requiring the Department of Health to issue eight dispensary licenses to the Department of Hawaiian Home Lands. Allows primary caregivers, qualifying out-of-state patients, and caregivers of a qualifying out-of-state patient to access the waiting room within a medical cannabis retail dispensary. Clarifies violations related to</p>	<p>S 1/25/2023: Referred to HHS/HWN/AEN, CPN/JDC.</p>	KEOHOKALO, KEITH-AGARAN, LEE, MCKELVEY HHS/HWN/AEN, CPN/JDC		

SB448	Department of Hawaiian Home Lands; Housing Development; General Excise Tax Exemption; School Impact Fee Exemption; Affordable Housing Credits	RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS.	Exempts housing development for the Department of Hawaiian Home Lands from general excise tax and school impact fee requirements. Extends the issuance of county affordable housing credits to the Department of Hawaiian Home Lands.	S 2/7/2023: The committee(s) on HOU recommend(s) that the measure be PASSED, WITH AMENDMENTS. The votes in HOU were as follows: 5 Aye(s); Senator(s) Chang, Kanuha, Aquino, Awa; Aye(s) with reservations: Senator(s) Rhoads : 0 No(es); none; and 0 Excused: none.	KEOHOKALOIE	HWN/HOU, WAM	HB567
SB453	Kalihi; Oahu Community Correctional Center Site; Redevelopment; Working Group	RELATING TO THE OAHU COMMUNITY CORRECTIONAL CENTER SITE.	Establishes the Oahu community correctional center site redevelopment working group to bring together state and county agencies, private entities, and the broader Kalihi community to examine how to best utilize the Oahu community correctional center site and the surrounding area after the correctional center is relocated to a new location and identify, work through, and recommend solutions to issues relating to the redevelopment.	S 1/25/2023: Referred to PSM/WTL, WAM.	WAKAI, KEITH-AGARAN, Elefante, Kidani	PSM/WTL, WAM	
SB490 SD1	Compliance and Enforcement; Hawaiian Home Lands; Department of Law Enforcement; Appropriation	RELATING TO COMPLIANCE ON HAWAIIAN HOME LANDS.	Appropriates moneys to the Department of Law Enforcement to hire law enforcement officers dedicated to investigating complaints, conducting investigations, and cooperating with enforcement authorities to ensure compliance with all state laws and rules and county ordinances on Hawaiian home lands. (SD1)	S 2/13/2023: The committee(s) on JDC/WAM will hold a public decision making on 02-15-23 10:20AM; Conference Room 211 & Videoconference.	KEOHOKALOIE	HWN, JDC/WAM	HB1139
SB735 SD1	Water Rights; Commercial Kalo Farming; Native Hawaiian Practices; Exemptions	RELATING TO THE DISPOSITION OF WATER RIGHTS.	Establishes that the public auction requirements for the disposition of water rights shall not be required for a lease of water for commercial kalo cultivation. Effective 7/1/2050. (SD1)	S 2/13/2023: Reported from WTL/HWN (Stand. Com. Rep. No. 198) with recommendation of passage on Second Reading, as amended (SD 1) and referral to JDC.	INOUE, AQUINO, AWA, DECOITE, FEVELLA, KANUHA, KEOHOKALOIE, Kidani	WTL/HWN, JDC	HB621
SB738 SD1	Beneficiaries; Lease Award; Successors; Successorship Claims; Department of Hawaiian Home Lands	RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS.	Authorizes beneficiaries on the Department of Hawaiian Home Lands waiting list, who are sixty years or older or terminally ill, to receive a lease award and to designate a qualified successor. Authorizes qualified successors of beneficiaries on the waiting list who died before receiving a lease to file a claim for a lease award within four years of the effective date. Requires the Department of Hawaiian Home Lands to adopt rules by a certain date. (SD1)	S 2/7/2023: Report adopted; Passed Second Reading, as amended (SD 1) and referred to JDC/WAM.	SHIMABUKURO, AQUINO, AWA, FEVELLA, INOUE, MCKELVEY, Kidani	HWN, JDC/WAM	
SB740 SD1	Native Hawaiian Caucus; Department of Hawaiian Home Lands; Beneficiary List; Database; Report; Appropriation	RELATING TO NATIVE HAWAIIAN BENEFICIARIES.	Requires the Department of Hawaiian Home Lands to complete an assessment and report on the feasibility of digitizing its applicant, beneficiary, and lessee records and creating an interactive digital database software program. Requires the Department of Hawaiian Home Lands to submit a report to the Legislature by 7/1/2024. Appropriates moneys. (SD1)	S 2/9/2023: Report adopted; Passed Second Reading, as amended (SD 1) and referred to WAM.	DECOITE, INOUE, KANUHA, LEE, MCKELVEY, SHIMABUKURO, Fevela, Kidani	HWN, WAM	

SB1741 SD1	Native Hawaiian Caucus; Department of Hawaiian Home Lands; Lessees; Waiting List	RELATING TO THE HAWAIIAN HOMES COMMISSION ACT.	Excludes from any waiting list maintained by the Department of Hawaiian Home Lands any lessee or successor who sells or transfers their lease on a tract of Hawaiian home lands for personal gain. Establishes that the Hawaiian Homes Commission shall have a right of first refusal for the sale or transfer of a lessee's interest in the lease when the sale or transfer is for personal gain. (SD1)	S 2/9/2023: Report adopted; Passed Second Reading, as amended (SD 1) and referred to JDC.	DECOITE, AQUINO, FEVELIA, INOUIYE, KANUHA, KEOHOKALOIE, RICHARDS, Kidani, McKelvey	HWN, JDC	
SB1013	Commission on Water Resource Management; Membership	RELATING TO THE COMMISSION ON WATER RESOURCE MANAGEMENT.	Adds the Chairperson of the Hawaiian Homes Commission or the Chair's designee to the Commission on Water Resource Management. Increases number of commission members from seven to eight, with only five of eight required to have substantial experience in water resource management.	S 1/27/2023: Referred to WTL/HWN, WAM.	SHIMABUKURO, KEOHOKALOIE	WTL/HWN, WAM	
SB1014 SD1	Department of Hawaiian Home Lands; Legal Counsel	RELATING TO INDEPENDENT LEGAL COUNSEL.	Allows the Department of Hawaiian Home Lands to retain independent legal counsel where the opposing party to the reasonably anticipated litigation is the State or another state agency. Provides that funds owed to independent legal counsel shall be paid by the State. (SD1)	S 2/9/2023: Report adopted; Passed Second Reading, as amended (SD 1) and referred to JDC/WAM.	SHIMABUKURO, KEOHOKALOIE, MCKELVEY	HWN, JDC/WAM	
SB1040	Department of Hawaiian Home Lands; Kauhale Pilot Program; Leeward Coast of Oahu; Homelessness; Housing; Services; Appropriation	RELATING TO HOMELESSNESS.	Requires the Department of Hawaiian Home Lands to establish the Kauhale Pilot Program on the Leeward Coast of Oahu to provide individual or shared micro housing units and services to homeless Native Hawaiian individuals and families who meet the definition of homeless under federal guidelines. Exempts low-income rentals, tiny home villages, and kauhale from certain provisions for the duration of their underlying leases consistent with the Governor's 2015 and 2018 Proclamations on Homelessness. Appropriates funds.	S 2/8/2023: The committee(s) on HWN/WTL deferred the measure until 02-16-23 1:00PM; Conference Room 224 & Videoconference.	SHIMABUKURO, AQUINO, CHANG	HWN/WTL, WAM	
SB1353	Department of Hawaiian Home Lands; General Excise Tax Exemption; Use Tax Exemption	RELATING TO HOUSING.	Exempts any development of homestead lots or housing for the Department of Hawaiian Home Lands from general excise and use taxes.	S 2/7/2023: The committee(s) on HOU recommend(s) that the measure be PASSED, WITH AMENDMENTS. The votes in HOU were as follows: 5 Aye(s); Senator(s) Chang, Kanuha, Aquino, Awa; Aye(s) with reservations: Senator(s) Rhoads; 0 No(es); none; and 0 Excused: none.	KOUCHI (Introduced by request of another party)	HWN/HOU, WAM	HB1055

SB1354	Historic Preservation; Department of Hawaiian Home Lands; Project Reviews of Proposed State Projects	RELATING TO HISTORIC PRESERVATION REVIEWS.	Allows the Department of Hawaiian Home Lands to assume historic preservation review of the effect of any proposed project for lands under its jurisdiction except for projects affecting properties listed or nominated for inclusion in the Hawaii register of historic places or the national register of historic places.	S 2/8/2023: The committee(s) on HWN/WTL deferred the measure until 02-16-23 1:00PM; Conference Room 224 & Videoconference.	KOUCHI (Introduced by request of another party)	HWN/WTL, WAM	HB1056
SB1355	Department of Hawaiian Home Lands; Interim rules	RELATING TO INTERIM ADMINISTRATIVE RULES OF THE DEPARTMENT OF HAWAIIAN HOME LANDS.	Allows the Department of Hawaiian Home Lands to issue interim rules that shall be exempt from the public notice, public hearing, and gubernatorial approval requirements of chapter 91, Hawaii Revised Statutes, after beneficiary consultation is conducted by the Department of Hawaiian Home Lands and upon approval by the Hawaiian Homes Commission. The interim rules shall be effective for not more than eighteen months.	S 1/30/2023: Referred to HWN/GVO, IDC.	KOUCHI (Introduced by request of another party)	HWN/GVO, IDC	HB1057
SB1356	Department of Hawaiian Home Lands; Adoption	RELATING TO ADOPTION.	Allows an adopted individual to benefit both by relationship through a natural parent and through an adoptive parent in a disposition or other designation as provided for in accordance with the Hawaiian Homes Commission Act, 1920, as amended, or administrative rules. Allows the adopted individual and individual's natural family to continue having the same familial relationship.	S 2/7/2023: The committee(s) on HWN recommend(s) that the measure be PASSED, WITH AMENDMENTS. The votes in HWN were as follows: 5 Aye(s): Senator(s) Shimabukuro, Fevela, Ihara, Keohokaloie, Richards; Aye(s) with reservations: none ; 0 No(es); none; and 0 Excused: none.	KOUCHI (Introduced by request of another party)	HWN, IDC	HB1058
SB1357	Hawaiian Home Lands; Affordable Housing Credits	RELATING TO AFFORDABLE HOUSING ON HAWAIIAN HOME LANDS.	Makes permanent Act 141, Session Laws of Hawaii 2009, which requires the counties to issue affordable housing credits to the Department of Hawaiian Home Lands upon the department's request. A. Makes permanent Act 98, Session Laws of Hawaii 2012, which requires the counties to issue affordable housing credits for each residential unit developed by the Department of Hawaiian Home Lands.	S 2/7/2023: The committee(s) on HWN recommend(s) that the measure be PASSED, WITH AMENDMENTS. The votes in HWN were as follows: 5 Aye(s): Senator(s) Shimabukuro, Fevela, Ihara, Keohokaloie, Richards; Aye(s) with reservations: none ; 0 No(es); none; and 0 Excused: none.	KOUCHI (Introduced by request of another party)	HWN, IDC/WAM	HB1059
SB1358	School Impact Fees; Housing; Department of Hawaiian Home Lands	RELATING TO SCHOOL IMPACT FEES.	Makes permanent Act 197, Session Laws of Hawaii 2021, which excludes housing developed by the Department of Hawaiian Home Lands from school impact fees.	S 1/30/2023: Referred to HWN/EDU, IDC/WAM.	KOUCHI (Introduced by request of another party)	HWN/EDU, IDC/WAM	HB1060
SB1582	Department of Hawaiian Home Lands; Appropriation	RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS.	Ensures that the \$600,000,000 appropriated to the department of Hawaiian home lands in Act 279, Session Laws of Hawaii 2022, is available for expenditure until June 30, 2025.	S 2/10/2023: Report adopted; Passed Second Reading and referred to WAM.	KOUCHI (Introduced by request of another party)	HWN, WAM	HB1507

STATE OF HAWAI'I
DEPARTMENT OF HAWAIIAN HOME LANDS

February 21-22, 2023

To: Chairman and Members, Hawaiian Homes Commission

From: Lehua Kinilau-Cano, NAHASDA Government Relations
Program Manager

Subject: For Information Only - Draft Native Hawaiian Housing
Block Grant Annual Housing Plan 2023-2024

RECOMMENDED MOTION/ACTION:

None. For information only.

DISCUSSION

Each year, as part of its compliance with 24 CFR Part 1006, Title VIII of the Native American Housing Assistance and Self-Determination Act (NAHASDA), the Department of Hawaiian Home Lands (DHHL) must file an approved annual housing plan (AHP) with the U.S. Department of Housing and Urban Development (HUD). As part of that process, the department releases the draft housing plan.

Fiscal Year 2023-2024 Projected Expenditures by AHP Activity:

Program #	Program Name	Budget
AHP I	2023 Capital Improvement Projects	250,000
AHP II	Developer Financing	5,000,000
AHP III	Homeowner Financing	1,500,000
AHP IV	Home Assistance Program	600,000
AHP V	Waimanalo Kupuna Housing Rental Asst.	830,000
AHP VI-A	Rental Vouchers for Temporary Relocation	50,000
AHP VI-B	Emergency Rental and Utilities Assistance	600,000
AHP VI-C	DHHL Kupuna Rental Subsidy Program	2,500,000
AHP VI-D	Rental Vouchers for Units Dev. for DHHL	125,000
AHP VII	Housing Counseling	750,000
AHP VIII	Homeowner Assistance	600,000
AHP IX	Existing Potable Water Infrastructure Improvements	250,000
AHP X	Housing Conversion	2,000,000
AHP XI	Property Acquisition	5,000,000
AHP XII	Supportive Services	150,000
AHP XIII	Housing Management Services	100,000

For DHHL's Use: July 1, 2023 thru June 30, 2024 Annual Housing Plan

NATIVE HAWAIIAN HOUSING PLAN

(NAHASDA §§ 803(b)(1), 803(c)(1) and 820(a)(2))

This form meets the requirements for a Native Hawaiian Housing Plan (NHHP) and Annual Performance Report (APR) required by the United States Department of Housing and Urban Development. The information requested does not lend itself to confidentiality.

Regulatory and statutory citations are provided throughout this form as applicable. The Department of Hawaiian Home Lands (DHHL) is encouraged to review these citations when completing the NHHP and APR sections of the form.

Under Title VIII of the Native American Housing Assistance and Self-Determination Act of 1996 (NAHASDA) (25 U.S.C. 4101 et seq.), HUD will provide grants under the Native Hawaiian Housing Block Grant (NHHBG) program to DHHL to carry out affordable housing activities for Native Hawaiian families who are eligible to reside on the Hawaiian Home Lands. To be eligible for the grants, DHHL must submit a NHHP that meets the requirements of the Act. To align the NHHBG program with recent improvements made to the Indian Housing Block Grant program, HUD is requiring DHHL to submit the NHHP to HUD at least 75 days prior to the start of its 12-month fiscal year. The APR is due no later than 60 days after the end of DHHL's fiscal year (24 CFR § 1006.410).

The NHHP and the APR (previously two separate forms) are now combined into one form. The sections pertaining to the NHHP are submitted **before** the beginning of the 12-month fiscal year, leaving the APR (shaded) sections blank. If the NHHP has been updated or amended, use the most recent version when preparing the APR. After the 12-month fiscal year, enter the results from the 12-month fiscal year in the shaded sections of the form to complete the APR. More details on how to complete the NHHP and APR sections of the form can be found in the body of this form. In addition, DHHL may find it helpful to refer to the IHP/APR form guidance available at http://portal.hud.gov/hudportal/HUD?src=/program_offices/public_indian_housing/ih/codetalk/nahasda/guidance until a guidance specific to the NHHP/APR form is made available.

FORM COMPLETION OPTIONS: The NHHP/APR form may be completed either in hard copy or electronically. Hard copy versions may be completed either by hand or typewriter. Alternatively, the form may be completed electronically as it is a Word document. It is recommended that the form be completed electronically because it is more efficient to complete, submit, and review the form. Furthermore, electronic versions of the form may be submitted to HUD as an email attachment. To document official signatures on the electronic version, you should sign a hard copy of the pages and either fax (808-457-4694) that signed page or email (claudine.c.allen@hud.gov) it as an attachment to the Office of Native American Programs – Attention: Claudine Allen in the HUD Honolulu Field Office. The sections of the NHHP that require an official signature are the Cover Page and Sections 13 and 14, if applicable. For the APR, the Cover Page requires an official signature.

The NHHP data is used to verify that planned activities are eligible, expenditures are reasonable, and DHHL certifies compliance with related requirements. The APR data is used to audit the program accurately and monitor DHHL's progress in completing approved activities, including reported expenditures, outputs, and outcomes. This form is exempt from OMB Approval pursuant to 5 CFR 1320.3(4)(c).

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Note: The page numbers in the Table of Contents can update automatically as the NHHP or APR is completed. To update the page numbers, right-click anywhere in the table, select "Update Field" and select "update page numbers only."

Native Hawaiian Housing Block Grant (NHHBG)

Exempt from OMB Approval. 5 CFR 1320.3 (c) (4)

NHHP/APR

U.S. Department of Housing and Urban Development

Office of Public and Indian Housing

Office of Native American Programs

COVER PAGE

(1) Grant Number: 15HBGHI0001; 17HBGHI0001; 18HBGHI0001; 19HBGHI0001; 20HBGHI0001; 21HBGHI0001; 22HBGHI0001; 23HBGHI0001

(2) Recipient Fiscal Year: 2024

(3) Federal Fiscal Year: 2023

(4) ☒ Initial Plan (Complete this Cover Page then proceed to Section 1)

(5) ☐ Amended Plan (Complete this Cover Page and Section 14)

(6) ☐ Annual Performance Report (Complete Items 24-27 and proceed to Section 3)

(7) Name of Recipient: Department of Hawaiian Home Lands		
(8) Contact Person: Lehua Kinilau-Cano, NAHASDA Government Relations Program Manager		
(9) Telephone Number with Area Code: 808-620-9486		
(10) Mailing Address: PO Box 1879		
(11) City: Honolulu	(12) State: HI	(13) Zip Code: 96805
(14) Fax Number with Area Code (if available): 808-620-9529		
(15) Email Address (if available): Nicole.L.Kinilau-Cano@hawaii.gov		

(16) Tax Identification Number: 99-0266483
(17) DUNS Number: 809935661
(18) CCR/SAM Expiration Date: 05/17/2023
(19) NHHBG Annual Grant Amount: \$22,300,000
(20) Name of Authorized NHHP Submitter: Justin-Michael Ikaika Anderson
(21) Title of Authorized NHHP Submitter: Chairman-Designate, Hawaiian Homes Commission
(22) Signature of Authorized NHHP Submitter:
(23) NHHP Submission Date: 04/17/2023
(24) Name of Authorized APR Submitter:
(25) Title of Authorized APR Submitter:
(26) Signature of Authorized APR Submitter:
(27) APR Submission Date:

Certification: The information contained in this document is accurate and reflects the activities actually planned or accomplished during the program year. Activities planned and accomplished are eligible under applicable statutes and regulations.

Warning: If you knowingly make a false statement on this form, you may be subject to civil or criminal penalties under 18 U.S.C 1001. In addition, any person who knowingly and materially violates any required disclosure of information, including intentional disclosure, is subject to a civil money penalty not to exceed \$10,000 for each violation.

SECTION 1: FIVE YEAR PLAN

The Five Year Plan is intended to cover the Department of Hawaiian Home Lands' (DHHL) long range plans for affordable housing. Each housing plan must contain, for the five-year period beginning with the fiscal year for which the plan is first submitted, the following information.

Five Year Period: **2023** through **2027**

MISSION STATEMENT (NAHASDA § 803(b)(2)(A))

A Mission Statement describes the mission of the DHHL to serve the needs of Native Hawaiian low-income families.

Enter the DHHL's Mission Statement here:

To manage the Hawaiian Home Lands Trust effectively and to develop and deliver land to native Hawaiians. We will partner with others toward developing self-sufficient and healthy communities.

GOALS, OBJECTIVES AND PROGRAMS/ACTIVITIES (NAHASDA § 803(b)(2)(B) and (C))

DHHL must provide a statement of the goals, objectives, and programs/activities planned for the beneficiaries over the five year period. The goals are the intended result of the NHHBG activity and are based on the types of outcomes that the DHHL will report in the APR. The objectives are the means or approach that the DHHL will use to reach the goal. The programs/activities are the specific programs/activities that will be funded in order to achieve the goal and the objective.

Goals May Include:

- | | |
|--|--|
| (1) Reduce over-crowding | (6) Assist affordable housing for college students |
| (2) Assist renters to become homeowners | (7) Provide accessibility for disabled/elderly persons |
| (3) Improve quality of substandard units | (8) Improve energy efficiency |
| (4) Address homelessness | (9) Reduction in crime reports |
| (5) Create new affordable rental units | (10) Other |

Objectives May Include:

- | | |
|--|---|
| (1) [RESERVED – DO NOT USE THIS NUMBER] | (14) Lending subsidies for homebuyers |
| (2) [RESERVED – DO NOT USE THIS NUMBER] | (15) Other homebuyer assistance activities |
| (3) Acquisition of rental housing | (16) Rehabilitation assistance to existing homeowners |
| (4) Construction of rental housing | (17) Tenant based rental assistance |
| (5) Rehabilitation of rental housing | (18) Other Housing Service |
| (6) Acquisition of land for rental housing development | (19) Housing Management Services |
| (7) Development of emergency shelters | (20) Operation and maintenance of NHHBG units |
| (8) Conversion of other structures to affordable housing | (21) Crime Prevention and Safety |
| (9) Other rental housing development | (22) Model Activities |
| (10) Acquisition of land for homebuyer unit development | (23) [RESERVED – DO NOT USE THIS NUMBER] |
| (11) New construction of homebuyer units | (24) Infrastructure to support housing |
| (12) Acquisition of homebuyer units | (25) [RESERVED – DO NOT USE THIS NUMBER] |
| (13) Downpayment/Closing cost assistance | |

Use the sections below to describe the DHHL's goals, objectives, and programs/activities during the five year period.

Goal(s) Number: I.	(2) Assist renters to become homeowners
-------------------------------	---

Select from the goals listed above.

Objective(s) Number: Ia.	(24) Infrastructure to support housing
-------------------------------------	--

Select from the objectives listed above.

Program/Activity Description: Infrastructure Development (Statewide)	To develop lots statewide.
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Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

Goal(s) Number: II.	(5) Create new affordable rental units
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Select from the goals listed above.

Objective(s) Number: IIa.	(4) Construction of rental housing
--------------------------------------	------------------------------------

Select from the objectives listed above.

Program/Activity Description: Developer Financing	This activity provides NAHASDA funding as part of a capital stack to conduct vertical construction of rental units.
---	---

Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

Goal(s) Number: III.	(2) Assist renters to become homeowners
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Select from the goals listed above.

Objective(s) Number: IIIa.	(14) Lending subsidies for homebuyers
---------------------------------------	---------------------------------------

Select from the objectives listed above.

Program/Activity Description: Homeowner Financing (Statewide)	To provide NHHBG-funded home loans to lessee families for new construction or home purchase.
--	--

Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

Goal(s) Number: IV.	(3) Improve quality of substandard units
--------------------------------	--

Select from the goals listed above.

Objective(s) Number: IVa.	(16) Rehabilitation assistance to existing homeowners
--------------------------------------	---

Select from the objectives listed above.

Program/Activity Description: Home Assistance Program (Statewide)	This activity provides three types of assistance: (1) a deferred, no payment loan up to \$100,000; (2) a small repayment loan (up to \$100,000) for costs exceeding the original \$100,000 amount; or (3) a demolition/new build loan for properties where cost to repair exceed the appraised or tax assessed value.
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Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

Goal(s) Number: V.	(4) Address homelessness
-------------------------------	--------------------------

Select from the goals listed above.

Objective(s) Number: Va.	(17) Tenant based rental assistance
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Select from the objectives listed above.

Program/Activity Description: Waimanalo Kupuna Housing Rental Assistance	The use of NHHBG funds in the project is primarily to supplement tenants rent at the Waimanalo Kupuna Housing so their maximum contribution does not exceed 30% of their gross monthly income. Built in 2002 utilizing Low Income Housing Tax Credits, this subsidy will assist in stabilizing rental increases over the remainder of the project's LIHTC existence.
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Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

Goal(s) Number: VI.	(4) Address homelessness
--------------------------------	--------------------------

Select from the goals listed above.

Objective(s) Number: VIa.	(17) Tenant based rental assistance
--------------------------------------	-------------------------------------

Select from the objectives listed above.

Program/Activity Description: Rental Vouchers	This activity establishes the use of rental housing vouchers for eligible beneficiaries. Provides financial assistance to families facing eviction, experiencing homelessness or at risk of homelessness.
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Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

Goal(s) Number: VII.	(10) Other
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Select from the goals listed above.

Objective(s) Number: VIIa.	(18) Other Housing Service
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Select from the objectives listed above.

Program/Activity Description: Housing Counseling	At minimum, every family that receives NHHBG assistance will be offered financial literacy education; case management assistance; and servicing by housing counseling vendor.
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Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

Goal(s) Number: VIII.	(10) Other
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Select from the goals listed above.

Objective(s) Number: VIIIa.	(18) Other Housing Service
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Select from the objectives listed above.

Program/Activity Description: Homeowner Assistance	This activity is aimed at mitigating financial hardships by providing financial assistance to promote housing stability.
--	--

Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

Goal(s) Number: IX.	(3) Improve quality of substandard units
--------------------------------	--

Select from the goals listed above.

Objective(s) Number: IXa.	(24) Infrastructure to support housing
--------------------------------------	--

Select from the objectives listed above.

Program/Activity Description: Potable Water Development (Statewide)	This activity will support the development and delivery of potable water to new and existing homesteads.
--	--

Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

Goal(s) Number: X.	(4) Address homelessness
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Select from the goals listed above.

Objective(s) Number: Xa.	(8) Conversion of other structures to affordable housing
-------------------------------------	--

Select from the objectives listed above.

Program/Activity Description: Housing Conversion	This activity supports the conversion of existing land and structures to affordable housing.
--	--

Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

Goal(s) Number: XI.	(5) Create new affordable rental units
--------------------------------	--

Select from the goals listed above.

Objective(s) Number: XIa.	(6) Acquisition of land for rental housing development
--------------------------------------	--

Select from the objectives listed above.

Program/Activity Description: Property Acquisition (Oahu – Priority)	This activity will support the purchase of existing structure(s) for rental housing.
---	--

Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

Goal(s) Number: XII.	(4) Address homelessness
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Select from the goals listed above.

Objective(s) Number: XIIa.	(18) Other Housing Service
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Select from the objectives listed above.

Program/Activity Description: Supportive Services	This activity will provide NHHBG funding for best practice community-based supportive services to allow individuals and households who have serious and long-term disabilities such as mental illnesses, developmental disabilities, physical disabilities, substance use disorders, and chronic health conditions to maintain stable housing in the community
---	--

Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

Goal(s) Number: XIII.	(4) Address homelessness
----------------------------------	--------------------------

Select from the goals listed above.

Objective(s) Number: XIIIa.	(19) Housing Management Services
--	----------------------------------

Select from the objectives listed above.

Program/Activity Description: Management of NHHBG Funded Units	This activity will provide NHHBG funding for management services for affordable housing including but not limited to inspections, tenant selection, and management of NHHBG funded units. .
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Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals

ONE YEAR PLAN & ANNUAL PERFORMANCE REPORT

SECTION 2: HOUSING NEEDS

(NAHASDA § 803(c)(2)(B))

- (1) Type of Need:** Check the appropriate box(es) below to describe the estimated types of housing needs and the need for other assistance for low-income Native Hawaiian families (columns B and C) and non-low-income Native Hawaiian families, including non-Native Hawaiian essential families [809(a)(2)(B) and (C)] (column D) eligible to be served by DHHL.

(A) Type of Need	Check All That Apply		
	(B) Low-Income Native Hawaiian Families on Hawaiian Home Lands	(C) Low-Income Native Hawaiian Families on Wait List	(D) Non-Low- Income Native Hawaiian Families
(1) Overcrowded Households	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
(2) Renters Who Wish to Become Owners	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
(3) Substandard Units Needing Rehabilitation	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
(4) Homeless Households	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
(5) Households Needing Affordable Rental Units	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
(6) College Student Housing	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
(7) Disabled Households Needing Accessibility	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
(8) Units Needing Energy Efficiency Upgrades	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
(9) Infrastructure to Support Housing	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
(10) Other (specify below)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

(2) Other Needs. *(Describe the "Other" needs below. Note: this text is optional for all needs except "Other.")*:

The Hawaiian Homes Commission Act of 1920, as amended, established the Hawaiian Home Lands Trust and defined the population eligible to reside on Hawaiian home lands as those native Hawaiians with no less than 50% Hawaiian blood and their successors or assignees of less than 50% Hawaiian blood. With approximately 9,205 leases on homesteads stretching from Hawaii Island to Kauai, the Department of Hawaiian Home Lands was created at statehood to assist the commission in meeting its fiduciary obligations.

DHHL, through SMS Research, completed its 2020 Beneficiary Survey detailed in the *DHHL Beneficiaries Study Lessee Report, 2020* and the *DHHL Beneficiaries Study Applicant Report, 2020*.

The native Hawaiian subset for the purpose of this plan is determined as follows:

9,205	Lessees residing on the DHHL lands — as of December 31, 2022 ¹
23,725	Unduplicated waitlist as of December 31, 2022 ²
21,399	Estimated Potential Applicants based on SMS 2019 respondents ³
54,329	Total native Hawaiian individuals/households

The *DHHL Beneficiaries Study Lessee Report, 2020* detailed the following about HUD Median Income: “While the median household income has consistently increased, the percentage of Lessee households classified as earning 80 percent or less of the Department of Housing and Urban Development (HUD) Area Median Income (AMI) has risen. In 2008, 46 percent of Lessee households were considered low income according to the HUD guidelines. By 2014, this had increased to 55 percent. The percentage of Lessee households considered low income stayed about the same at 56 percent in 2020.”

The *DHHL Beneficiaries Study Applicant Report, 2020* noted the following about HUD Income Categories: “In 2020, the percent of applicant households below 80 percent of HUD AMI level is back up to 51 percent.”

5,155	Lessees residing on the DHHL Lands – 9,205 x 56%
12,100	Applicants – 23,725 x 51%
12,197	Potential Applicants – 21,399 x 57% (SMS 2019 Study)
29,452	Total native Hawaiian households eligible for NAHASDA

If we extrapolate and say that the average DHHL turnkey home is \$350,000, then the sufficient funding amount for NAHASDA would look like this:

12,100	Applicants – 23,725 x 51%
12,197	Potential Applicants – 21,399 x 57% (SMS 2019 Study)
24,297	x \$350,000 = \$8,503,950,000.00 sufficient funding for NAHASDA

Additional Research - 2017 HUD Report

Some of the key findings of *the Housing Needs of Native Hawaiians: A Report From the Assessment of American Indian, Alaska Native, and Native Hawaiian Housing Needs* prepared for HUD and dated May 2017 include the following:

- Native Hawaiian households tend to be larger. In 2010, the average size of a Native Hawaiian’s household was 4.1 people compared with 2.7 people for residents of Hawaii households.

1 Homestead Services Division, 1/17/23 Commission submittal. Includes lessees residing on residential, agricultural and pastoral lots, one lessee per lease, one house per lease/lot, as applicable. 773 Undivided Interest lessees omitted.

2 *Ibid.*

3 The SMS Hawaii Housing Policy Study, 2019 included a category for native Hawaiians with at least 50% blood quantum and not DHHL lessees or applicants.

- Although improvements were made during the 2000-to-2010 decade, Native Hawaiians living in Hawaii continue to be more economically disadvantaged: they have lower incomes, higher rates of assistance receipt, and higher poverty rates than do other residents of Hawaii.
- Native Hawaiian households also experience higher rates of overcrowding (15 percent) compared with residents of Hawaii households (8 percent).
- Homelessness among Native Hawaiians is prevalent. Although not typically chronically homeless, they are overrepresented in Hawaii's homeless population. Homeless Native Hawaiians often have jobs but cannot afford housing, so they double up (hidden homeless) or live in tents, shelters, cars, or garages.
- HHCA beneficiary households on the waiting list are more economically disadvantaged than are Native Hawaiian households overall, residents of Hawaii households, and Native Hawaiian households living on the home lands.
 - HHCA beneficiary households on the waiting list have the lowest median income of all four groups by a substantial margin: \$48,000 compared with more than \$60,000 for all other groups.
 - HHCA beneficiaries on the waiting list also receive public cash assistance at more than twice the rate of the other groups: about 20 percent of households on the waiting list received public cash assistance compared with about 7 percent of Native Hawaiians and those living on the home lands and 3 percent for residents of Hawaii.
- HHCA beneficiary households on the waiting list face more significant housing challenges across all dimensions than do the other groups.
 - Nearly 40 percent of HHCA beneficiary households on the waiting list were overcrowded compared with only 19 percent of households on sampled Hawaiian home lands, 15 percent of the state's Native Hawaiian households, and 8 percent of residents of Hawaii households.
 - About 10 percent of HHCA beneficiary households on the waiting list lack complete plumbing compared with 1 percent for all other groups.
 - Nearly one-half (46 percent) of HHCA beneficiary households on the waiting list experience cost burden compared with 40 percent of Native Hawaiian households, 42 percent of residents of Hawaii households, and only 21 percent of households on the sampled Hawaiian home lands. The much lower rate of cost burden among home lands households is due, at least in part, to the financial benefits of home lands leases, which reduce monthly housing costs, including minimal lease payments for the land and a 7-year exemption from real estate property tax.

Native Hawaiian Rehabilitation

The statistics shared in preceding paragraphs are not new to the native Hawaiians. Over 100 years ago, moved by the poor living conditions and low incomes of his people, Prince Jonah Kuhio Kalanianaʻole created the Ahahui Puuhonua o Na Hawaii, an organization comprised of royal men of lesser rank than himself who collectively served as the catalyst toward the chronicling of the despair and destitution of the makaainana (commoner) in 1911.

The work of the Ahahui Puuhonua o Na Hawaii and its members provided Prince Kuhio the much-needed data to create support, both in Hawaii and abroad in Washington, D.C. to pass the HHCA.

Through the Prince's leadership and participation in each of these community endeavors, the legacy of the Prince lives on for us today. This housing plan, a descendant of Kuhio's legacy thru the HHCA, is but a small piece of a much broader articulation of need in the State of Hawaii today. By focusing on housing, this most basic of needs acknowledged in the Western world, the department attempts to participate in the rehabilitation of the Hawaiian people. Should every Hawaiian have a safe, affordable, decent home, with fresh water for bathing and eating and cooking and food grown or gathered nearby, we could claim success. But with over \$8 billion in need and as the average 59-year-old applicant dies on the waiting list, it does not seem likely we will be able to make such a claim without immediate and swift monetary assistance in the next few years.

(3) Planned Program Benefits. *(Describe below how your planned programs and activities will address the needs of low income families identified above. Also describe how your planned programs will address the various types of housing assistance needs. NAHASDA § 803(c)(2)(B)):*

The planned programs and activities are aimed at assisting as many native Hawaiian households that earn 80% or less of HUD AMI to realize homeownership as part of the ongoing lot awards and production. The 2017 HUD Report noted that "many renters (63 percent) on the HHCA beneficiary waiting list who would prefer to own a home are unable to do so because they cannot afford a downpayment or save enough for a house." Thus, focus will be on homeowner financing and leveraged loans with USDA Rural Housing to provide new awardees with the opportunity for safe, affordable and decent housing.

While the 2017 HUD Report noted that HHCA beneficiary households on the waiting list face more significant housing challenges, lessees, especially in our older homestead communities face aging substandard housing. The 2020 Beneficiary Study Lessee Report identified 2,538 lessees that earn 80% or less of HUD AMI with a house needing either minor or major repairs. The planned home assistance program is geared to addressing this need.

DHHL recognizes the need for increased housing stability, especially as families have experienced financial hardships associated with the Coronavirus pandemic and took swift action first by approving the postponement of mortgage loan payments for all DHHL direct loans and loans assigned to DHHL. DHHL also initially utilized NAHASDA funds to provide emergency rental and homeowner assistance and has since received other federal funds for this purpose. The planned rental voucher program will build upon the initial temporary relocation and emergency assistance by expanding to kupuna (elders) who have been on the waiting list the longest in an effort to provide financial assistance for those at risk of homelessness or facing financial hardship.

The 2017 HUD Report identified homelessness among Native Hawaiians as a significant problem, but also acknowledged that data is not available for only Native Hawaiians. In an effort to fill this gap, DHHL entered into a Memorandum of Understanding with Partners in Care – Oahu Continuum of Care to understand how pervasive the situation of homelessness might be among its beneficiaries and especially those on its homestead applicant waiting list. The conversion of an existing structure to a transitional housing facility, management of such facilities, and supportive services for beneficiaries is intended to begin addressing this need.

DHHL's Oahu Island Plan noted that approximately 1,390 acres of land suitable for residential development is necessary to meet the homestead needs of all applicants on the residential list that are not otherwise accommodated assuming full implementation of the Oahu Island Plan. One of the program activities would be to develop site selection criteria to screen land and existing structure(s) to identify possible lands and existing structure(s) for residential units.

Infrastructure to support housing on land currently under DHHL's jurisdiction or future land or units acquired is a separate program activity. In addition to existing developments, these areas will likely be expanded to cover lands recently transferred to DHHL in Ewa, Oahu. Water is just as critical to homestead development as land. DHHL secured approved water reservations for DHHL's foreseeable groundwater needs statewide and the potable water infrastructure improvements would allow for improved and increased potable water service delivery. NAHASDA funding for developer financing will supplement the cost to construct affordable housing.

All NAHASDA assisted activities will be supported by housing counseling for both homeowners and renters.

(4) Geographic Distribution. *(Describe below how the assistance will be distributed throughout the geographic area and how this geographic distribution is consistent with the needs of low income families, including the needs for various categories of housing assistance. NAHASDA § 803(c)(2)(B)(i)):*

The 2020 Beneficiary Study Applicant Report provided HUD Income Categories by Island as follows:

80% or > AMI	Oahu		Maui		Hawaii		Kauai		Molokai		Lanai		Total	
	#	%	#	%	#	%	#	%	#	%	#	%	#	%
	6824	61%	1282	12%	2048	18%	600	5%	368	3%	36	.3%	11,158	99.3%

This distribution is similar to the % of DHHL Applicants by Island:

	Oahu	Maui	Hawaii	Kauai	Molokai	Lanai	Total
% App	57%	12%	21%	6%	3%	.3%	99.3%

NAHASDA-Assisted units by island to date align closely to this distribution and is expected to continue, but notes that assistance to neighbor islands is above the percent of households classified as earning 80 percent or less of the HUD AMI:

	Oahu	Maui	Hawaii	Kauai	Molokai	Lanai	Total
% Assisted	49%	15%	19%	8%	7%	2%	100%

SECTION 3: PROGRAM DESCRIPTIONS

(NAHASDA § [803(c)(2)(A)], [802(c)], [820(b)], 24 CFR §1006.410(b)(2) and (3)])

Planning and Reporting on Program Year Activities

For the NHHP, the purpose of this section is to describe each program that will be operating during the 12-month fiscal year. Each program must include the eligible activity, its planned outputs, intended outcome, who will be assisted, and types and levels of assistance. Each of the eligible activities has a specific, measurable output. The first column in the table below lists all eligible activities, the second column identifies the output measure for each eligible activity, and the third column identifies when to consider an output as completed for each eligible activity. Copy and paste text boxes 1.1 through 1.10 as often as needed so that all of your planned programs are included.

For the APR, the purpose of this section is to describe your accomplishments, actual outputs, actual outcomes, and any reasons for delays.

Eligible Activities May Include (citations below reference sections in NAHASDA)

Eligible Activity	Output Measure	Output Completion
(1) RESERVED – DO NOT USE THIS NUMBER		
(2) RESERVED – DO NOT USE THIS NUMBER		
(3) Acquisition of Rental Housing [810(b)(1)]	Units	When recipient takes title to the unit
(4) Construction of Rental Housing [810(b)(1)]	Units	All work completed and unit passed final inspection
(5) Rehabilitation of Rental Housing [810(b)(1)]	Units	All work completed and unit passed final inspection
(6) Acquisition of Land for Rental Housing Development [810(b)(1)]	Acres	When recipient takes title to the land
(7) Development of Emergency Shelters [810(b)(1)]	Households	Number of households served at any one time, based on capacity of the shelter
(8) Conversion of Other Structures to Affordable Housing [810(b)(1)]	Units	All work completed and unit passed final inspection
(9) Other Rental Housing Development [810(b)(1)]	Units	All work completed and unit passed final inspection
(10) Acquisition of Land for Homebuyer Unit Development [810(b)(1)]	Acres	When recipient takes title to the land
(11) New Construction of Homebuyer Units [810(b)(1)]	Units	All work completed and unit passed final inspection
(12) Acquisition of Homebuyer Units [810(b)(1)]	Units	When recipient takes title to the unit
(13) Down Payment/Closing Cost Assistance [810(b)(1)]	Units	When binding commitment signed
(14) Lending Subsidies for Homebuyers (Loan) [810(b)(1)]	Units	When binding commitment signed
(15) Other Homebuyer Assistance Activities [810(b)(1)]	Units	When binding commitment signed
(16) Rehabilitation Assistance to Existing Homeowners [810(b)(1)]	Units	All work completed and unit passed final inspection
(17) Tenant Based Rental Assistance [810(b)(2)]	Households	Count each household once per year
(18) Other Housing Service [810(b)(2)]	Households	Count each household once per year

(19) Housing Management Services [810(b)(3)]	Households	Count each household once per year
(20) Operation and Maintenance of NHHBG-Assisted Units [810(b)(3)]	Units	Number of units in inventory at Fiscal Year End
(21) Crime Prevention and Safety [810(b)(4)]	Dollars	Dollars spent (report in Uses of Funding Table only)
(22) Model Activities [810(b)(5)]	Dollars	Dollars spent (report in Uses of Funding Table only)
(23) RESERVED – DO NOT USE THIS NUMBER		
(24) Infrastructure to Support Housing [810(b)(1)]	Improved Lots	All work completed and lot passed final inspection
(25) RESERVED – DO NOT USE THIS NUMBER		

Outcome May Include:

(1) Reduce over-crowding	(7) Create new affordable rental units
(2) Assist renters to become homeowners	(8) Assist affordable housing for college students
(3) Improve quality of substandard units	(9) Provide accessibility for disabled/elderly persons
(4) Improve quality of existing infrastructure	(10) Improve energy efficiency
(5) Address homelessness	(11) Reduction in crime reports
(6) Assist affordable housing for low income households	(12) Other – must provide description in boxes 1.4 (NHHP) and 1.5 (APR)

NHHP: PLANNED FISCAL YEAR ACTIVITIES (NAHASDA § 803(c)(2)(A))

For each planned activity, complete all the non-shaded sections below. It is recommended that for each program name you assign a unique identifier to help distinguish individual programs. This unique number can be any number of your choosing, but it should be simple and clear so that you and HUD can track tasks and results under the program and collect appropriate file documentation tied to this program.

- One way to number your programs is chronologically. For example, you could number your programs 2014-1, 2014-2, 2014-3, etc.
- Or, you may wish to number the programs based on type. For example rental 1, rental 2, homebuyer 1, homebuyer 2, etc. This type of numbering system might be appropriate if you have many programs that last over several years.
- Finally, you may wish to use an outline style of numbering. For example, all programs under your first eligible activity would start with the number 1 and then be consecutively numbered as 1.1, 1.2, 1.3, etc. The programs under the second eligible activity would be numbered as 2.1, 2.2., 2.3, etc.

APR: REPORTING ON PROGRAM YEAR PROGRESS (NAHASDA § 803(b))

Complete the shaded section of text below to describe your completed program tasks and actual results. Only report on activities completed during the 12-month fiscal year. Financial data should be presented using the same basis of accounting as the Schedule of Expenditures of Federal Awards (SEFA) in the annual OMB Circular A-133 audit. For unit accomplishments, only count units when the unit was completed and occupied during the year. For households, only count the household if it received the assistance during the previous 12-month fiscal year.

PHHL should note that new Federal government regulations on Administrative Requirements, Cost Principles, and Audit Requirements were promulgated on December 25, 2013 at 2 C.F.R. Part 200. HUD intends to update its regulations by December 25, 2014 to implement these new requirements in its programs. In the meantime, applicable OMB Circulars and the regulations at 2 C.F.R. Part 200 will continue to apply to existing grants. After HUD implements the new requirements in 2 C.F.R. Part 200 (after December 25, 2014), all grants will be subject to 2 C.F.R. Part 200, as implemented by HUD.

<p>1.1 Program Name and Unique Identifier: 2023 Capital Improvement Projects (AHP I)</p>
<p>1.2 Program Description <i>(This should be the description of the planned program.):</i></p> <p>This activity develops lots for residential use on Trust Lands statewide.</p>
<p>1.3 Eligible Activity Number <i>(Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):</i></p> <p>(24) Infrastructure to Support Housing [810(b)(1)]</p>
<p>1.4 Intended Outcome Number <i>(Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):</i></p> <p>(2) Assist renters to become homeowners</p>
<p>Describe Other Intended Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.5 Actual Outcome Number <i>(In the APR identify the actual outcome from the Outcome list.):</i></p>
<p>Describe Other Actual Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.6 Who Will Be Assisted <i>(Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a <u>separate</u> program within this section.):</i></p> <p>Undivided interest lessees and applicants meeting the 80% AMI income guidelines will receive vacant or improved lots for new home construction.</p>
<p>1.7 Types and Level of Assistance <i>(Describe the types and the level of assistance that will be provided to each household, as applicable.):</i></p> <p>This activity covers the cost of the infrastructure for projects, including planning, design, engineering, construction, and construction management services. The level of NAHASDA funding for this activity is expected to slightly increase because in addition to the existing contract for engineering services in East Kapolei IIC, Oahu, planning is expected to begin for the lands transferred to DHHL in Ewa, Oahu. Other proposed developments may also require infrastructure funding.</p>
<p>1.8 APR: <i>(Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):</i></p>

1.9: Planned and Actual Outputs for 12-Month Fiscal Year

Type of Output to be Completed in Fiscal Year Under this Program. Enter <u>one</u> of following choices in accordance with the Eligible Activity: Units; Households; Improved Lots; Acres	Planned Number of Outputs to be completed in Fiscal Year Under this Program	APR: Actual Number of Outputs Completed in Fiscal Year
Improved Lots	0	

1.10: APR: If the program is behind schedule, explain why. (24 CFR § 1005.410(b)(2))

1.11: APR: Describe the manner in which DPHL would change its housing plan as a result of its experiences. (24 CFR § 1005.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

NOTE: Remember to complete all the text boxes in Section 3 for each NHHBG-funded program. If you are completing an electronic version of this form, you may copy and paste text boxes 1.1 through 1.11 as needed to describe each of your programs. If you are completing this form in hard copy, you may photocopy Section 3 as needed to describe each of your programs.

<p>1.1 Program Name and Unique Identifier: Developer Financing (AHP II)</p>
<p>1.2 Program Description <i>(This should be the description of the planned program.):</i></p> <p>This activity will provide funding as part of a capital stack for vertical construction of rental housing on Trust Lands statewide.</p>
<p>1.3 Eligible Activity Number <i>(Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):</i></p> <p>(4) Construction of Rental Housing [810(b)(1)]</p>
<p>1.4 Intended Outcome Number <i>(Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):</i></p> <p>(7) Create new affordable rental units</p>
<p>Describe Other Intended Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.5 Actual Outcome Number <i>(In the APR identify the actual outcome from the Outcome list.):</i></p>
<p>Describe Other Actual Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.6 Who Will Be Assisted <i>(Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a <u>separate</u> program within this section.):</i></p> <p>Undivided interest lessees and applicants meeting the 80% AMI income guidelines will have the opportunity to rent or rent with an option to purchase their unit. NAHASDA guidelines for rental projects keep the unit rents at or below 30% of the tenant's gross monthly income.</p>
<p>1.7 Types and Level of Assistance <i>(Describe the types and the level of assistance that will be provided to each household, as applicable.):</i></p> <p>The assistance being provided will go directly to the developer as part of the capital stack for vertical construction financing.</p>
<p>1.8 APR: <i>(Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):</i></p>

1.9: Planned and Actual Outputs for 12-Month Fiscal Year

Type of Output to be Completed in Fiscal Year Under this Program. Enter <u>one</u> of following choices in accordance with the Eligible Activity: Units; Households; Improved Lots; Acres	Planned Number of Outputs to be completed in Fiscal Year Under this Program	APR: Actual Number of Outputs Completed in Fiscal Year
Units	0	

1.10: APR: If the program is behind schedule, explain why. (24 CFR § 1005.410(b)(2).)

1.11: APR: Describe the manner in which DPHL would change its housing plan as a result of its experiences. (24 CFR § 1005.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

NOTE: Remember to complete all the text boxes in Section 3 for each NHHBG-funded program. If you are completing an electronic version of this form, you may copy and paste text boxes 1.1 through 1.11 as needed to describe each of your programs. If you are completing this form in hard copy, you may photocopy Section 3 as needed to describe each of your programs.

1.1 Program Name and Unique Identifier: Homeowner Financing (AHP III)
1.2 Program Description <i>(This should be the description of the planned program.):</i> This activity utilizes the Department's Direct Loan program, providing homeowner financing to eligible NAHASDA families for new construction or home purchase. DHHL is working to identify families in upcoming project areas for direct loans.
1.3 Eligible Activity Number <i>(Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):</i> (14) Lending Subsidies for Homebuyers (Loan) [810(b)(1)]
1.4 Intended Outcome Number <i>(Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):</i> (2) Assist renters to become homeowners Describe Other Intended Outcome <i>(Only if you selected "Other" above.):</i>
1.5 Actual Outcome Number <i>(In the APR identify the actual outcome from the Outcome list.):</i>
Describe Other Actual Outcome <i>(Only if you selected "Other" above.):</i>
1.6 Who Will Be Assisted <i>(Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.):</i> Molokai: 2 families Maui: 1 family Hawaii: 5 families Oahu: 6 families Kauai: 8 families Lanai: 2 families
1.7 Types and Level of Assistance <i>(Describe the types and the level of assistance that will be provided to each household, as applicable.):</i> Financing for home loans statewide utilizing NHHBG funds up to the appraised value for projects in areas listed in 1.6.
1.8 APR: <i>(Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):</i>

1.9: Planned and Actual Outputs for 12-Month Fiscal Year

Type of Output to be Completed in Fiscal Year Under this Program. Enter <u>one</u> of following choices in accordance with the Eligible Activity: Units; Households; Improved Lots; Acres	Planned Number of Outputs to be completed in Fiscal Year Under this Program	APR: Actual Number of Outputs Completed in Fiscal Year
Units	5	

1.10: APR: If the program is behind schedule, explain why. (24 CFR § 1006.410(b)(2))

1.11: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1006.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

NOTE: Remember to complete all the text boxes in Section 3 for each NHHBG-funded program. If you are completing an electronic version of this form, you may copy and paste text boxes 1.1 through 1.11 as needed to describe each of your programs. If you are completing this form in hard copy, you may photocopy Section 3 as needed to describe each of your programs.

<p>1.1 Program Name and Unique Identifier: Home Assistance Program (HAP) (AHP IV)</p>
<p>1.2 Program Description <i>(This should be the description of the planned program.):</i></p> <p>This program covers the department's attempt to address substandard and/or aging housing on the homelands by providing assistance to low income households to repair their existing homes, including home replacement (demolition & construction), energy retrofit, building code compliance, and home repair.</p>
<p>1.3 Eligible Activity Number <i>(Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):</i></p> <p>(16) Rehabilitation Assistance to Existing Homeowners [810(b)(1)]</p>
<p>1.4 Intended Outcome Number <i>(Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):</i></p> <p>(3) Improve quality of substandard units</p>
<p>Describe Other Intended Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.5 Actual Outcome Number <i>(In the APR identify the actual outcome from the Outcome list.):</i></p>
<p>Describe Other Actual Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.6 Who Will Be Assisted <i>(Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.):</i></p> <p>Lessee families at or below the 80% AMI income guidelines identified over the past few years are being assisted.</p>
<p>1.7 Types and Level of Assistance <i>(Describe the types and the level of assistance that will be provided to each household, as applicable.):</i></p> <p>Deferred, no-payment loans, subject to conditional recapture, as defined by HAP will be provided. NAHASDA eligible families will receive \$100,000 to repair their home according to Housing Quality Standards that would prioritize repairs for the home. Those families whose homes have been identified as needing more than \$100,000 to fix repairs are offered 1% loans on the amount that exceeds the first \$100,000, up to an additional \$100,000. A demolition/new build loan is the third option offered for properties where cost to repair exceed the appraised or tax assessed value.</p>
<p>1.8 APR: <i>(Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):</i></p>

1.9: Planned and Actual Outputs for 12-Month Fiscal Year

Type of Output to be Completed in Fiscal Year Under this Program. Enter <u>one</u> of following choices in accordance with the Eligible Activity: Units; Households; Improved Lots; Acres	Planned Number of Outputs to be completed in Fiscal Year Under this Program	APR: Actual Number of Outputs Completed in Fiscal Year
Units	2	

1.10: APR: If the program is behind schedule, explain why. (24 CFR § 1005.410(b)(2))

1.11: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1005.410(b)(4)). **NOTE:** It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

NOTE: Remember to complete all the text boxes in Section 3 for each NHHBG-funded program. If you are completing an electronic version of this form, you may copy and paste text boxes 1.1 through 1.11 as needed to describe each of your programs. If you are completing this form in hard copy, you may photocopy Section 3 as needed to describe each of your programs.

<p>1.1 Program Name and Unique Identifier: Waimanalo Kupuna Housing Rental Assistance (AHP V)</p>
<p>1.2 Program Description <i>(This should be the description of the planned program.):</i></p> <p>This activity provides funds primarily to supplement tenants rent at the Waimanalo Kupuna Housing so their maximum contribution does not exceed 30% of their gross monthly income.</p>
<p>1.3 Eligible Activity Number <i>(Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):</i></p> <p>(17) Tenant Based Rental Assistance [810(b)(2)]</p>
<p>1.4 Intended Outcome Number <i>(Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):</i></p> <p>(6) Assist affordable housing for low income households</p>
<p>Describe Other Intended Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.5 Actual Outcome Number <i>(In the APR identify the actual outcome from the Outcome list.):</i></p>
<p>Describe Other Actual Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.6 Who Will Be Assisted <i>(Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.):</i></p> <p>NAHASDA eligible elders whose income is at or below 80% AMI and who are tenants of this rental housing project, with up to 85 units, on Trust Lands in Waimanalo.</p>
<p>1.7 Types and Level of Assistance <i>(Describe the types and the level of assistance that will be provided to each household, as applicable.):</i></p> <p>This elderly housing project was first occupied in 2002 and constructed with funds from the state's Low Income Housing Trust Fund and Rental Housing Trust Fund along with funds from DHHL and the Office of Hawaiian Affairs. Many of the elderly are living on fixed income and cannot afford current rental rates under Hawaii Housing and Finance Development Corporation (HHFDC) which oversees the project and approves the rates from the developer. The subsidy covers the difference between the NAHASDA required 30% cap on tenant's adjusted gross income and the approved LITHC rent.</p>
<p>1.8 APR: <i>(Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):</i></p>

1.9: Planned and Actual Outputs for 12-Month Fiscal Year

Type of Output to be Completed in Fiscal Year Under this Program. Enter <u>one</u> of following choices in accordance with the Eligible Activity: Units; Households; Improved Lots; Acres	Planned Number of Outputs to be completed in Fiscal Year Under this Program	APR: Actual Number of Outputs Completed in Fiscal Year
Households	70	

1.10: APR: If the program is behind schedule, explain why. (24 CFR § 1005.410(b)(2))

1.11: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1005.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

NOTE: Remember to complete all the text boxes in Section 3 for each NHHBG-funded program. If you are completing an electronic version of this form, you may copy and paste text boxes 1.1 through 1.11 as needed to describe each of your programs. If you are completing this form in hard copy, you may photocopy Section 3 as needed to describe each of your programs.

<p>1.1 Program Name and Unique Identifier: Rental Vouchers for Temporary Relocation (AHP VI-A)</p>
<p>1.2 Program Description <i>(This should be the description of the planned program.):</i></p> <p>This activity provides funds for rental housing vouchers (first month rent/deposit/emergency rent) for temporary relocation assistance.</p>
<p>1.3 Eligible Activity Number <i>(Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):</i></p> <p>(17) Tenant Based Rental Assistance [810(b)(2)]</p>
<p>1.4 Intended Outcome Number <i>(Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):</i></p> <p>(6) Assist Affordable Housing for Low-Income Households</p>
<p>Describe Other Intended Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.5 Actual Outcome Number <i>(In the APR identify the actual outcome from the Outcome list.):</i></p>
<p>Describe Other Actual Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.6 Who Will Be Assisted <i>(Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a <u>separate</u> program within this section.):</i></p> <p>Native Hawaiian families eligible to reside on Hawaiian Home Lands whose income is at or below 80% AMI.</p>
<p>1.7 Types and Level of Assistance <i>(Describe the types and the level of assistance that will be provided to each household, as applicable.):</i></p> <p>This activity will provide for temporary relocation assistance for duration of time to construct or repair primary residence.</p>
<p>1.8 APR: <i>(Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):</i></p>

1.9: Planned and Actual Outputs for 12-Month Fiscal Year

Type of Output to be Completed in Fiscal Year Under this Program. Enter <u>one</u> of following choices in accordance with the Eligible Activity: Units; Households; Improved Lots; Acres	Planned Number of Outputs to be completed in Fiscal Year Under this Program	APR: Actual Number of Outputs Completed in Fiscal Year
Households	2	

1.10: APR: If the program is behind schedule, explain why. (24 CFR § 1008.410(b)(2))

1.11: APR: Describe the manner in which DHHI would change its housing plan as a result of its experiences. (24 CFR § 1008.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

NOTE: Remember to complete all the text boxes in Section 3 for each NHHBG-funded program. If you are completing an electronic version of this form, you may copy and paste text boxes 1.1 through 1.11 as needed to describe each of your programs. If you are completing this form in hard copy, you may photocopy Section 3 as needed to describe each of your programs.

<p>1.1 Program Name and Unique Identifier: Emergency Rental and Utilities Assistance Program (AHP VI-B)</p>
<p>1.2 Program Description <i>(This should be the description of the planned program.):</i></p> <p>This activity provides funds for rental housing vouchers (rent/security deposit) for emergency assistance (rent, rental arrears, utilities, or utility arrears) to mitigate financial hardships associated with the Coronavirus pandemic to ensure housing stability.</p>
<p>1.3 Eligible Activity Number <i>(Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):</i></p> <p>(17) Tenant Based Rental Assistance [810(b)(2)]</p>
<p>1.4 Intended Outcome Number <i>(Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):</i></p> <p>(5) Address homelessness</p>
<p>Describe Other Intended Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.5 Actual Outcome Number <i>(In the APR identify the actual outcome from the Outcome list.):</i></p>
<p>Describe Other Actual Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.6 Who Will Be Assisted <i>(Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a <u>separate</u> program within this section.):</i></p> <p>Native Hawaiian families eligible to reside on Hawaiian Home Lands whose income is at or below 80% AMI.</p>
<p>1.7 Types and Level of Assistance <i>(Describe the types and the level of assistance that will be provided to each household, as applicable.):</i></p> <p>DHHL will contract with a service provider to provide emergency rental assistance (rent, rental arrears, utilities, or utility arrears) for a period not to exceed 12 months except that assistance may be provided for an additional 6 months only if necessary to ensure housing stability for a household subject to availability of funds. The maximum monthly assistance for an eligible household to receive will be the greater of either the maximum monthly amount set by each County for similar emergency rental and utilities assistance programs or the Fair Market Rent within the island or zip code area.</p>
<p>1.8 APR: <i>(Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):</i></p>

1.9: Planned and Actual Outputs for 12-Month Fiscal Year

Type of Output to be Completed in Fiscal Year Under this Program. Enter <u>one</u> of following choices in accordance with the Eligible Activity: Units; Households; Improved Lots; Acres	Planned Number of Outputs to be completed in Fiscal Year Under this Program	APR: Actual Number of Outputs Completed in Fiscal Year
Households	10	

1.10: APR: If the program is behind schedule, explain why. (24 CFR § 1008.410(b)(2))

1.11: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1008.410(b)(4)). **NOTE:** It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

NOTE: Remember to complete all the text boxes in Section 3 for each NHHBG-funded program. If you are completing an electronic version of this form, you may copy and paste text boxes 1.1 through 1.11 as needed to describe each of your programs. If you are completing this form in hard copy, you may photocopy Section 3 as needed to describe each of your programs.

<p>1.1 Program Name and Unique Identifier: DHHL Kupuna Rental Subsidy Program (AHP VI-C)</p>
<p>1.2 Program Description <i>(This should be the description of the planned program.):</i></p> <p>This activity provides funds for rental housing vouchers (rent/security deposit) for kupuna (elders) who are sixty-two years of age or older and head of household starting with those who have been on DHHL's waiting list the longest to ensure housing stability.</p>
<p>1.3 Eligible Activity Number <i>(Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):</i></p> <p>(17) Tenant Based Rental Assistance [810(b)(2)]</p>
<p>1.4 Intended Outcome Number <i>(Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):</i></p> <p>(5) Address homelessness</p>
<p>Describe Other Intended Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.5 Actual Outcome Number <i>(In the APR identify the actual outcome from the Outcome list.):</i></p>
<p>Describe Other Actual Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.6 Who Will Be Assisted <i>(Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.):</i></p> <p>Native Hawaiian kupuna (elders) who are sixty-two years of age or older and head of household starting with those who have been on DHHL's waiting list the longest that are eligible to reside on the Hawaiian Home Lands whose income is at or below 80% AMI.</p>
<p>1.7 Types and Level of Assistance <i>(Describe the types and the level of assistance that will be provided to each household, as applicable.):</i></p> <p>DHHL will contract with a service provider to provide rental subsidies that will be reviewed on an annual basis subject to availability of funds. The monthly rental subsidy will be the difference between no more than 30% of the household's monthly adjusted income which will be paid by the kupuna (elder) of an eligible household and the Fair Market Rent within the zip code area.</p>
<p>1.8 APR: <i>(Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):</i></p>

1.9: Planned and Actual Outputs for 12-Month Fiscal Year

Type of Output to be Completed in Fiscal Year Under this Program. Enter <u>one</u> of following choices in accordance with the Eligible Activity: Units; Households; Improved Lots; Acres	Planned Number of Outputs to be completed in Fiscal Year Under this Program	APR: Actual Number of Outputs Completed in Fiscal Year
Households	100	

1.10: APR: If the program is behind schedule, explain why. (24 CFR § 1005.410(b)(2))

1.11: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1005.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

NOTE: Remember to complete all the text boxes in Section 3 for each NHHBG-funded program. If you are completing an electronic version of this form, you may copy and paste text boxes 1.1 through 1.11 as needed to describe each of your programs. If you are completing this form in hard copy, you may photocopy Section 3 as needed to describe each of your programs.

<p>1.1 Program Name and Unique Identifier: Rental Vouchers for Units Developed for DHHL (AHP VI-D)</p>
<p>1.2 Program Description <i>(This should be the description of the planned program.):</i></p> <p>This activity provides funds for rental housing vouchers (first month rent/deposit/emergency rent) for rental units developed for DHHL.</p>
<p>1.3 Eligible Activity Number <i>(Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):</i></p> <p>(17) Tenant Based Rental Assistance [810(b)(2)]</p>
<p>1.4 Intended Outcome Number <i>(Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):</i></p> <p>(6) Assist Affordable Housing for Low-Income Households</p>
<p>Describe Other Intended Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.5 Actual Outcome Number <i>(In the APR identify the actual outcome from the Outcome list.):</i></p>
<p>Describe Other Actual Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.6 Who Will Be Assisted <i>(Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.):</i></p> <p>Native Hawaiian families eligible to reside on Hawaiian Home Lands whose income is at or below 80% AMI and reside in a rental unit developed for DHHL.</p>
<p>1.7 Types and Level of Assistance <i>(Describe the types and the level of assistance that will be provided to each household, as applicable.):</i></p> <p>This activity will provide for rental assistance that will be reviewed on an annual basis subject to availability of funds. The monthly rental assistance will be the difference between no more than 30% of the household's monthly adjusted income which will be paid by the eligible household and the Fair Market Rent within the zip code area.</p>
<p>1.8 APR: <i>(Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):</i></p>

1.9: Planned and Actual Outputs for 12-Month Fiscal Year

Type of Output to be Completed in Fiscal Year Under this Program. Enter <u>one</u> of following choices in accordance with the Eligible Activity: Units; Households; Improved Lots; Acres	Planned Number of Outputs to be completed in Fiscal Year Under this Program	APR: Actual Number of Outputs Completed in Fiscal Year
Households	5	

1.10: APR: If the program is behind schedule, explain why. (24 CFR § 1005.410(b)(2))

1.11: APR: Describe the manner in which CHPL would change its housing plan as a result of its experiences. (24 CFR § 1005.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

NOTE: Remember to complete all the text boxes in Section 3 for each NHHBG-funded program. If you are completing an electronic version of this form, you may copy and paste text boxes 1.1 through 1.11 as needed to describe each of your programs. If you are completing this form in hard copy, you may photocopy Section 3 as needed to describe each of your programs.

<p>1.1 Program Name and Unique Identifier: Housing Counseling (AHP VII)</p>
<p>1.2 Program Description <i>(This should be the description of the planned program.):</i></p> <p>Independent, expert advice customized to the need of the Native Hawaiian lessee, applicant or household to address housing barriers in order to achieve housing goals through homeownership counseling or rental housing counseling and include the following processes: intake, financial and housing affordability analysis, an action plan, and a reasonable effort to have follow-up communication when possible.</p>
<p>1.3 Eligible Activity Number <i>(Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):</i></p> <p>(18) Other Housing Service [810(b)(2)]</p>
<p>1.4 Intended Outcome Number <i>(Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):</i></p> <p>(6) Assist Affordable Housing for Low-Income Households</p>
<p>Describe Other Intended Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.5 Actual Outcome Number <i>(In the APR identify the actual outcome from the Outcome list.):</i></p>
<p>Describe Other Actual Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.6 Who Will Be Assisted <i>(Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.):</i></p> <p>Native Hawaiian lessee, applicants or households who received or are eligible to receive NAHASDA assistance including but not limited to homeowner financing, home repair assistance, rental and homeowner assistance.</p>
<p>1.7 Types and Level of Assistance <i>(Describe the types and the level of assistance that will be provided to each household, as applicable.):</i></p> <p>Families who received NAHASDA assistance will receive either homeownership or rental housing counseling from a HUD-certified Housing Counselor. Homeownership counseling is housing counseling related to homeownership and residential mortgage loans that covers the decision to purchase a home, issues arising during or affecting the period of ownership of a home (including financing, refinancing, default, and foreclosure/lease cancellation, and other financial dispositions), and the sale/transfer or other disposition of a home. Rental housing counseling is counseling related to the rental of residential property, which may include counseling regarding future homeownership opportunities and may also include the decision to rent, responsibilities of tenancy, affordability of renting and eviction prevention. At a minimum, initial contact will be made with lessee, applicants or households who received NAHASDA assistance informing them of the availability of housing counseling services.</p>

1.8 APR: (Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1005.410(b)(2) and (3)).

1.9: Planned and Actual Outputs for 12-Month Fiscal Year

Type of Output to be Completed in Fiscal Year Under this Program. Enter <u>one</u> of following choices in accordance with the Eligible Activity: Units; Households; Improved Lots; Acres	Planned Number of Outputs to be completed in Fiscal Year Under this Program	APR: Actual Number of Outputs Completed in Fiscal Year
Households	150	

1.10: APR: If the program is behind schedule, explain why. (24 CFR § 1005.410(b)(2)).

1.11: APR: Describe the manner in which CHHL would change its housing plan as a result of its experiences. (24 CFR § 1005.410(b)(4)). **NOTE:** It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

NOTE: Remember to complete all the text boxes in Section 3 for each NHHBG-funded program. If you are completing an electronic version of this form, you may copy and paste text boxes 1.1 through 1.11 as needed to describe each of your programs. If you are completing this form in hard copy, you may photocopy Section 3 as needed to describe each of your programs.

<p>1.1 Program Name and Unique Identifier: Homeowner Assistance (AHP VIII)</p>
<p>1.2 Program Description <i>(This should be the description of the planned program.):</i></p> <p>This activity provides funds for homeowner assistance (mortgage, utilities, insurance, or association fees) to mitigate financial hardships to promote housing stability and/or to prevent lease cancellation.</p>
<p>1.3 Eligible Activity Number <i>(Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):</i></p> <p>(18) Other Housing Service [810(b)(2)]</p>
<p>1.4 Intended Outcome Number <i>(Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):</i></p> <p>(6) Assist Affordable Housing for Low-Income Households</p>
<p>Describe Other Intended Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.5 Actual Outcome Number <i>(In the APR identify the actual outcome from the Outcome list.):</i></p>
<p>Describe Other Actual Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.6 Who Will Be Assisted <i>(Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a <u>separate</u> program within this section.):</i></p> <p>Native Hawaiian families eligible to reside on Hawaiian Home Lands whose income is at or below 80% AMI.</p>
<p>1.7 Types and Level of Assistance <i>(Describe the types and the level of assistance that will be provided to each household, as applicable.):</i></p> <p>DHHL will contract with a service provider to provide homeowner assistance (mortgage, utilities, insurance or association fees) for a period not to exceed 12 months except that assistance may be provided for an additional 6 months only if necessary to ensure housing stability and/or to prevent lease cancellation on a home subject to availability of funds. The maximum monthly assistance for an eligible household to receive will be the maximum amount set by each County for similar homeowner assistance programs.</p>
<p>1.8 APR: <i>(Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):</i></p>

1.9: Planned and Actual Outputs for 12-Month Fiscal Year

Type of Output to be Completed in Fiscal Year Under this Program. Enter <u>one</u> of following choices in accordance with the Eligible Activity: Units; Households; Improved Lots; Acres	Planned Number of Outputs to be completed in Fiscal Year Under this Program	APR: Actual Number of Outputs Completed in Fiscal Year
Households	10	

1.10: APR: If the program is behind schedule, explain why. (24 CFR § 1005.410(b)(2))

1.11: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1005.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

NOTE: Remember to complete all the text boxes in Section 3 for each NHHBG-funded program. If you are completing an electronic version of this form, you may copy and paste text boxes 1.1 through 1.11 as needed to describe each of your programs. If you are completing this form in hard copy, you may photocopy Section 3 as needed to describe each of your programs.

<p>1.1 Program Name and Unique Identifier: Existing Potable Water Infrastructure Improvements (AHP IX)</p>
<p>1.2 Program Description <i>(This should be the description of the planned program.):</i></p> <p>This activity will utilize NHHBG funding for engineering, construction, and construction management services for the Anahola Farm Lots Water System and Molokai Water System Improvements. These funds will be leveraged with funding from USDA to improve potable water infrastructure for systems in Anahola, Kauai and Hoolehua, Molokai.</p>
<p>1.3 Eligible Activity Number <i>(Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):</i></p> <p>(24) Infrastructure to Support Housing [810(b)(1)]</p>
<p>1.4 Intended Outcome Number <i>(Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):</i></p> <p>(4) Improve quality of existing infrastructure</p>
<p>Describe Other Intended Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.5 Actual Outcome Number <i>(In the APR identify the actual outcome from the Outcome list.):</i></p>
<p>Describe Other Actual Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.6 Who Will Be Assisted <i>(Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.):</i></p> <p>New and existing lessees in homestead areas with approved USDA DHHL applications would be assisted with potable water infrastructure improvements.</p>
<p>1.7 Types and Level of Assistance <i>(Describe the types and the level of assistance that will be provided to each household, as applicable.):</i></p> <p>Improved potable water service delivery and/or new potable water service delivery for lessees in homestead areas with an approved DHHL USDA water application.</p>
<p>1.8 APR: <i>(Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):</i></p>

1.9: Planned and Actual Outputs for 12-Month Fiscal Year

Type of Output to be Completed in Fiscal Year Under this Program. Enter <u>one</u> of following choices in accordance with the Eligible Activity: Units; Households; Improved Lots; Acres	Planned Number of Outputs to be completed in Fiscal Year Under this Program	APR: Actual Number of Outputs Completed in Fiscal Year
Improved Lots	0	

1.10: APR: If the program is behind schedule, explain why. (24 CFR § 1008.410(b)(2))

1.11: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1008.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

NOTE: Remember to complete all the text boxes in Section 3 for each NHHBG-funded program. If you are completing an electronic version of this form, you may copy and paste text boxes 1.1 through 1.11 as needed to describe each of your programs. If you are completing this form in hard copy, you may photocopy Section 3 as needed to describe each of your programs.

<p>1.1 Program Name and Unique Identifier: Housing Conversion (AHP X)</p>
<p>1.2 Program Description <i>(This should be the description of the planned program.):</i></p> <p>This activity involves the conversion of existing structures to transitional or affordable housing.</p>
<p>1.3 Eligible Activity Number <i>(Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):</i></p> <p>(8) Conversion of Other Structures to Affordable Housing [810(b)(1)]</p>
<p>1.4 Intended Outcome Number <i>(Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):</i></p> <p>(5) Address homelessness</p>
<p>Describe Other Intended Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.5 Actual Outcome Number <i>(In the APR identify the actual outcome from the Outcome list.):</i></p>
<p>Describe Other Actual Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.6 Who Will Be Assisted <i>(Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.):</i></p> <p>Native Hawaiian families eligible to reside on Hawaiian Home Lands whose income is at or below 80% AMI would be assisted through transitional or affordable rental housing.</p>
<p>1.7 Types and Level of Assistance <i>(Describe the types and the level of assistance that will be provided to each household, as applicable.):</i></p> <p>The assistance will provide funding to rehabilitate an existing building for transitional or affordable rental housing.</p>
<p>1.8 APR: <i>(Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):</i></p>

1.9: Planned and Actual Outputs for 12-Month Fiscal Year

Type of Output to be Completed in Fiscal Year Under this Program. Enter <u>one</u> of following choices in accordance with the Eligible Activity: Units; Households; Improved Lots; Acres	Planned Number of Outputs to be completed in Fiscal Year Under this Program	APR: Actual Number of Outputs Completed in Fiscal Year
Units	0	

1.10: APR: If the program is behind schedule, explain why. (24 CFR § 1008.410(b)(2))

1.11: APR: Describe the manner in which DHHH would change its housing plan as a result of its experiences. (24 CFR § 1008.410(b)(4)) NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

NOTE: Remember to complete all the text boxes in Section 3 for each NHHBG-funded program. If you are completing an electronic version of this form, you may copy and paste text boxes 1.1 through 1.11 as needed to describe each of your programs. If you are completing this form in hard copy, you may photocopy Section 3 as needed to describe each of your programs.

1.1 Program Name and Unique Identifier: Property Acquisition (AHP XI)

1.2 Program Description *(This should be the description of the planned program.):*

This activity provides funds for the development of site selection criteria to screen land and existing structure(s) while meeting HUD environmental thresholds. Through GIS analysis, and other real estate assessment tools, this site selection criteria will be used to research and identify possible available lands and existing structure(s) for residential units. Land or existing structure(s) for rental housing will then be acquired upon completion of the environmental review process.

1.3 Eligible Activity Number *(Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):*

(6) Acquisition of Land for Rental Housing Development [810(b)(1)]

1.4 Intended Outcome Number *(Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):*

(7) Create new affordable rental units

Describe Other Intended Outcome *(Only if you selected "Other" above.):*

1.5 Actual Outcome Number *(In the APR identify the actual outcome from the Outcome list.):*

Describe Other Actual Outcome *(Only if you selected "Other" above.):*

1.6 Who Will Be Assisted *(Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.):*

Native Hawaiian families eligible to reside on Hawaiian Home Lands at or below the 80% AMI income guidelines will be assisted when land or existing structure(s) is acquired and rental units are made available.

1.7 Types and Level of Assistance *(Describe the types and the level of assistance that will be provided to each household, as applicable.):*

Land or existing structure(s) will be purchased to provide rental units to increase affordable housing inventory.

1.8 APR: *(Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):*

1.9: Planned and Actual Outputs for 12-Month Fiscal Year

Type of Output to be Completed in Fiscal Year Under this Program. Enter <u>one</u> of following choices in accordance with the Eligible Activity: Units; Households; Improved Lots; Acres	Planned Number of Outputs to be completed in Fiscal Year Under this Program	APR: Actual Number of Outputs Completed in Fiscal Year
Acres	2	

1.10: APR: If the program is behind schedule, explain why. (24 CFR § 1006.410(b)(2))

1.11: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1006.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

NOTE: Remember to complete all the text boxes in Section 3 for each NHHBG-funded program. If you are completing an electronic version of this form, you may copy and paste text boxes 1.1 through 1.11 as needed to describe each of your programs. If you are completing this form in hard copy, you may photocopy Section 3 as needed to describe each of your programs.

<p>1.1 Program Name and Unique Identifier: Supportive Services (AHP XII)</p>
<p>1.2 Program Description <i>(This should be the description of the planned program.):</i></p> <p>This activity provides funds for best practice community-based supportive services to address chronic homelessness by allowing individuals and households who have serious and long-term disabilities such as mental illness, developmental disabilities, physical disabilities, substance use disorders, and chronic health conditions to maintain stable housing in the community.</p>
<p>1.3 Eligible Activity Number <i>(Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):</i></p> <p>(18) Other Housing Service [810(b)(1)]</p>
<p>1.4 Intended Outcome Number <i>(Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):</i></p> <p>(5) Address homelessness</p>
<p>Describe Other Intended Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.5 Actual Outcome Number <i>(In the APR identify the actual outcome from the Outcome list.):</i></p>
<p>Describe Other Actual Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.6 Who Will Be Assisted <i>(Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.):</i></p> <p>Native Hawaiian families eligible to reside on Hawaiian Home Lands whose income is at or below 80% AMI income who are homeless would be assisted with supportive services.</p>
<p>1.7 Types and Level of Assistance <i>(Describe the types and the level of assistance that will be provided to each household, as applicable.):</i></p> <p>DHHL will contract with service providers to provide supportive services to address chronic homelessness that will be reviewed on an annual basis subject to availability of funds.</p>
<p>1.8 APR: <i>(Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):</i></p>

1.9: Planned and Actual Outputs for 12-Month Fiscal Year

Type of Output to be Completed in Fiscal Year Under this Program. Enter <u>one</u> of following choices in accordance with the Eligible Activity: Units; Households; Improved Lots; Acres	Planned Number of Outputs to be completed in Fiscal Year Under this Program	APR: Actual Number of Outputs Completed in Fiscal Year
Households	5	

1.10: APR: If the program is behind schedule, explain why. (24 CFR § 1008.410(b)(2))

1.11: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1008.410(b)(4)). **NOTE:** It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

NOTE: Remember to complete all the text boxes in Section 3 for each NHHBG-funded program. If you are completing an electronic version of this form, you may copy and paste text boxes 1.1 through 1.11 as needed to describe each of your programs. If you are completing this form in hard copy, you may photocopy Section 3 as needed to describe each of your programs.

<p>1.1 Program Name and Unique Identifier: Housing Management Services (AHP XIII)</p>
<p>1.2 Program Description <i>(This should be the description of the planned program.):</i></p> <p>This activity provides funds for management services for affordable housing including but not limited to inspections, tenant selection, and management of NHHBG funded units.</p>
<p>1.3 Eligible Activity Number <i>(Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):</i></p> <p>(19) Housing Management Services [810(b)(3)]</p>
<p>1.4 Intended Outcome Number <i>(Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):</i></p> <p>(5) Address homelessness</p>
<p>Describe Other Intended Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.5 Actual Outcome Number <i>(In the APR identify the actual outcome from the Outcome list.):</i></p>
<p>Describe Other Actual Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.6 Who Will Be Assisted <i>(Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.):</i></p> <p>Native Hawaiian families eligible to reside on Hawaiian Home Lands whose income is at or below 80% AMI income who are homeless would be assisted with housing in NHHBG funded units.</p>
<p>1.7 Types and Level of Assistance <i>(Describe the types and the level of assistance that will be provided to each household, as applicable.):</i></p> <p>DHHL will contract with service providers to provide housing management services for NHHBG funded units.</p>
<p>1.8 APR: <i>(Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):</i></p>

1.9: Planned and Actual Outputs for 12-Month Fiscal Year

Type of Output to be Completed in Fiscal Year Under this Program. Enter <u>one</u> of following choices in accordance with the Eligible Activity: Units; Households; Improved Lots; Acres	Planned Number of Outputs to be completed in Fiscal Year Under this Program	APR: Actual Number of Outputs Completed in Fiscal Year
Households	0	

1.10: APR: If the program is behind schedule, explain why. (24 CFR § 1005.410(b)(2))

1.11: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1005.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

NOTE: Remember to complete all the text boxes in Section 3 for each NHHBG-funded program. If you are completing an electronic version of this form, you may copy and paste text boxes 1.1 through 1.11 as needed to describe each of your programs. If you are completing this form in hard copy, you may photocopy Section 3 as needed to describe each of your programs.

SECTION 4: AFFORDABLE HOUSING RESOURCES

This section of the NHHP is designed to provide the public with basic background information on the characteristics shaping DHHL's affordable housing programs. Each portion of the text below has several required components that must be discussed. DHHL is encouraged to carefully review the instructions for each section and provide text covering all required elements.

Housing Market (NAHASDA § 803(c)(2)(D)(i) and (ii)) *(Describe the key characteristics of the housing market in the State of Hawaii, currently, and in the period of time covered by the plan. Include a description of the availability of housing from other public sources and private market housing, and how this supply of housing affected the DHHL's program/activity choices.):*

The Hawaii Housing Planning Study, 2019 pointed out that the most distinctive characteristic of Hawaii's housing market is high prices. Hawaii also continues to have the highest average rents in the nation, followed by the District of Columbia and New York. For the past decade, Hawaii's median gross rent has consistently been 50 to 55 percent higher than the national median gross rent.

In addition, the Study noted the slowing of residential housing construction. Total housing units grew by about 5,600 units per year (2.2%) between 2009 and 2011. Between 2011 and 2014, growth slowed to 2,800 units per year – half what it was in the previous five years. Between 2014 and 2017, growth slowed further to about 2,675 units per year. In recent years, Hawaii has been building more units that aren't being used for Hawaii families.

The Study also reported that Hawaii has typically been in the top 15 percent of states losing housing units to vacancies. Hawaii ranked 12th for percent of total housing units held for seasonal, recreational, and occasional use in 2017. Only two states ranked higher than the counties of Hawaii, Kauai, and Maui with respect to the percent of total units held off the market for seasonal use. Across the State, there were differences in the percent of total housing units counted as housing stock. In Honolulu, 6.8 percent of all units were unavailable. In the other counties, that figure was significantly higher as in 19 percent for Kauai County, 16 percent in the County of Hawaii, and 13 percent for Maui County.

The Study further indicated that one in ten households statewide devotes 30 to 40 percent of their income to shelter costs. For nearly one-quarter of households statewide (23.1%), shelter payments take up more than 40 percent of their income each month. Most disturbing is the evidence that Hawaii's shelter to income ratios are higher than most of the nation. In 2019, the percentage of mortgage holders whose monthly housing cost was greater than 30 percent of monthly income was 40.3 percent, the highest in the nation. The percentage of renters paying more than 30 percent was 55.6 percent, ranking Hawaii third in the nation after Florida (59.0%) and California (57.2%). When you factor Hawaii's Housing Wage (\$36.13) with the average wage of a renter in the state (\$16.16), it is understandable that there are many households with high shelter-to-income. In 2018, Hawaii had the largest shortfall (-\$19.98) between the average renter wage (amount renters earn) and the two-bedroom housing wage (amount required to afford an average two-bedroom rental unit).

Hawaii's crowding rate has long been among the highest in the nation. In 2017, Hawaii was ranked first in crowding for owner-occupied units (6.3%) and second for renter-occupied conditions (12.8%).

The department's NHHBG funded mortgage loans provide single family housing for the same or lower price than a studio in a multi-family high rise built by another housing agency in the urban core. Without NHHBG funding, the department would be unable to build or finance housing for the 80% AMI or below target population.

Cooperation (NAHASDA § 803(c)(2)(D)(iii) *(Describe the structure, coordination, and means of cooperation between DHHL and other relevant partners and organizations [including private nonprofit organizations experienced in the planning and development of affordable housing] in the development, submission, or implementation of its housing plan. In addition, DHHL must indicate if it plans to use loan guarantees under Section 184A of the Housing and Community Development Act of 1992 and any other housing assistance provided by the Federal Government.):*

The department currently partners with a number of housing agencies and organizations either thru subject matter meetings or formal MOUs or agreements.

The Section 184A Loan Guarantee Program, which is similar to the Section 184 Loan Guarantee Program giving Native Americans access to private mortgage financing by providing loan guarantees to lenders, was implemented in 2007. Currently, 1st Tribal Lending, American Savings Bank, Bank of Hawai'i, CMG Financial, Cardinal Financial Company, Guardian Lending, DBA of Guardian One, Homebridge Financial Services, Inc., HomeStreet Bank, and MLD Mortgage Inc. dba The Money Store are approved lenders for the Section 184A loan program.

DHHL has been utilizing the FHA 247 loan program since 1987. Over \$533 million in mortgage loans are outstanding through the FHA 247 loan program to lessees on Hawaiian home lands. The Veterans Affairs direct loan, Rural Development (U.S. Department of Agriculture) loan programs, and low-income housing tax credits are other financing options and tools utilized on Hawaiian home lands.

Demolition and Disposition (NAHASDA § 803(c)(2)(D)(viii), 24 CFR 1006.101(b)(4)(viii) *(Describe any planned demolition or sale of NHHBG-assisted housing units, or any other demolition or disposition that will be carried out with NHHBG funds. Be certain to include a financial analysis of the proposed demolition, the timetable for any planned demolition or disposition and any other information that is required by HUD with respect to the demolition or disposition.):*

There are no 1937 Act housing on Hawaiian home lands. The DHHL does not anticipate demolishing any units funded by the NHHBG.

Coordination (NAHASDA § 803(c)(2)(D)(ix) *(Describe how DHHL will coordinate with partners to promote employment and self-sufficiency opportunities for residents of affordable housing.):*

The State of Hawai'i Department of Human Services (DHS) administers individual and family financial assistance programs that provide cash payments to help individuals and families meet their basic needs. The programs include Temporary Assistance to Needy Families (TANF), Temporary Assistance to Other Needy Families (TAONF), General Assistance (GA), Aid to the Aged, Blind and Disabled (AABD) and the Food Stamps program. Medical assistance is provided through the Hawai'i QUEST and Medicaid fee-for-services programs. Vocational rehabilitation services are provided to persons with disabilities. Whenever the DHHL staff is made aware of a lessee in need, the families are referred to DHS or to an appropriate non-profit service provider.

Safety (NAHASDA § 803(c)(2)(D)(x)) *(Describe how DHHL will promote crime prevention and resident involvement in affordable housing.):*

The DHHL continues to coordinate efforts with the Police Narcotics Division, the Sherriff's Office and the Attorney General's Office—Investigative Division to do surveillance and to evict the offending occupants whenever there is evidence of drug problems or other crimes in the homestead areas. If investigation results in a conviction, the lessee is taken to a contested case hearing for lease cancellation.

Capacity (NAHASDA § 803(c)(2)(D)(xi)) *(Describe the structure, capacity, and key personnel of the entities that will carry out the program/activities of the housing plan.):*

The DHHL was created by the State Legislature in 1964 to administer the Hawaiian home lands program and manage the Hawaiian home lands trust. The DHHL is one of eighteen principal agencies of the Executive Branch of the State of Hawai'i.

The DHHL serves native Hawaiians or individuals of no less than 50% Hawaiian blood, as defined by the Hawaiian Homes Commission Act of 1920, as amended, and their successors and assigns. These native Hawaiians are the beneficiaries of the Hawaiian home lands trust consisting of a land trust of over 200,000 acres, settlement monies from the State for the mismanagement of trust lands, funds received from the State general fund for operating costs, and revenues and earnings from the land leasing program.

The DHHL is governed by a nine-member board of commissioners headed by the Chairman, who also serves as the executive officer of the DHHL. The Governor of the State of Hawai'i appoints each commissioner and Chairman to a four-year term. The terms of the commissioners are staggered.

Currently, there are 123 full time employees in DHHL with six offices statewide. DHHL's main administrative office is located in Kapolei, Oahu and the five (5) district offices are located on neighbor islands. There are two (2) district offices on the Big Island, one in Hilo (East Hawaii) and one in Waimea (West Hawai'i), Hawai'i; one (1) district office in Lihue, Kauai; one (1) district office in Wailuku, Maui; and one (1) district office in Kalamaula, Molokai. DHHL is organized into five offices and three divisions under the Hawaiian Homes Commission and Office of the Chairman. The various offices and divisions are described as follows:

Office of the Chairman (OCH) — 22 staff members

The Office of the Chairman consists of the Chairman of the Hawaiian Homes Commission, who is also the Director of Department of Hawaiian Home Lands; the Deputy to the Chairman, the Executive Assistant; the NAHASDA Government Relations Program Manager, NAHASDA Program Specialist, NAHASDA Compliance Specialist, NAHASDA Construction Specialist, NAHASDA Mortgage Loan Assistant, NAHASDA Government Relations Program Specialist; and executive staff.

Administrative Services Office (ASO) – 9 staff members

The Administrative Services Office provides DHHL staff support in the areas of personnel, budgeting, program evaluation, information and communication systems, risk management, facilities management, clerical services and other administrative services.

Fiscal Office (FO) – 12 staff members

The Fiscal Office provides accounting support for DHHL.

Planning Office (PO) – 8 staff members

The Planning Office conducts research and planning studies required in the development of policies, programs, and projects to benefit native Hawaiians. The PO coordinates and develops the Regional Plans, administers the Native Hawaiian Development Program, provides capacity building training for homestead organizations, and provides community based grants for the implementation of Regional priority projects, community based economic development, and membership development.

Information and Community Relations Office (ICRO) – 3 staff members

The Information and Community Relations Office disseminates information to the public on Department issues, oversees community relations with the various homestead communities and coordinates DHHL's ceremonies. They also publish DHHL's annual reports to the State Legislature.

Homestead Services Division (HSD) – 42 staff members

HSD is composed of three branches: 1) Homestead Applications, 2) District Operations, and 3) Loan Services. HSD is the largest division in DHHL, has staff on all islands, and services more than 25,000 applicants and 9,000 lessees on five islands.

Land Management Division (LMD) – 7 staff members

LMD is responsible for managing Hawaiian home lands that are not used for homestead purposes. Unencumbered lands are managed and disposed of for long and short term uses in order to generate revenues and keep the lands productive while minimizing the occurrence of vegetative overgrowth, squatting or illegal dumping. LMD is responsible for properly managing the lands in DHHL's inventory.

Land Development Division (LDD) – 11 staff members

LDD is charged with the responsibility of developing trust lands for homesteading and income-producing purposes. This is accomplished through the development of properties for residential, agricultural, pastoral, and economic development uses. LDD has three operating branches: 1) Design and Construction – concentrating on the design and construction of off-site and on-site improvements for the various subdivisions; 2) Master-Planned Community – expediting the construction of housing options through partnerships with private sector and exploring other housing opportunities; and, 3) Housing Project—providing turn-key homes and assisting lessees of vacant lots in arranging financing and in contracting with a builder, including self-help and Habitat programs.

The following is a listing of the key personnel responsible for the implementation of DHHL and NAHASDA assisted programs:

Hawaiian Homes Commission (HHC)

Ikaika Anderson, Chairman-Designate

Makai Freitas, West Hawaii Commissioner

Michael Kaleikini, East Hawaii Commissioner

Randy Awo, Maui Commissioner

Zachary Helm, Molokai Commissioner

Pauline Namuo, Oahu Commissioner

Patricia (Patty) Kahanamoku-Teruya, Oahu Commissioner

Russell Kaupu, Oahu Commissioner

Dennis Neves, Kauai Commissioner

Department of Hawaiian Home Lands

Ikaika Anderson, Chairman-Designate

Katie Ducatt, Deputy to the Chairman

Kekoa (Alan) Texeira, Executive Assistant

Rodney Lau, Administrative Services Officer

Pearl Teruya, Fiscal Management Officer

Andrew Choy, Planning Program Manager

Lehua Kinilau-Cano, NAHASDA Government Relations Program Manager

Cynthia Rezentes, NAHASDA Program Specialist
Malia Cox, NAHASDA Compliance Specialist
Aloha Kaikaina, NAHASDA Construction Specialist
Kapuaala "Meleana" Kamai, NAHASDA Mortgage Loan Asst
Oriana Leao, NAHASDA Government Relations Program Manager
Michelle Hitzeman, HALE Manager
Juan Garcia, HSD Administrator
Nina Fisher, East Hawaii Homestead District Supervisor
James Du Pont, West Hawaii Homestead District Supervisor
Erna Kamibayashi, Kauai Homestead District Supervisor
Antonette Eaton, Maui Homestead District Supervisor
Dean Oshiro, Housing Services Loan Manager
Kip Akana, Enforcement Officer
Stewart Matsunaga, Acting Land Development Division Administrator
Kehaulani Quartero, Labor Compliance Specialist
Stephanie DeCoite, HHL Clerk Typist

SECTION 5: BUDGETS

(1) Sources of Funding (NAHASDA § 803(c)(2)(C)(i) and 820(b)(1)) (Complete the **non-shaded** portions of the chart below to describe your estimated or anticipated sources of funding for the 12-month fiscal year. **APR Actual Sources of Funding -- Please complete the shaded portions of the chart below to describe your actual funds received. Only report on funds actually received and under a grant agreement or other binding commitment during the 12-month fiscal year.**)

SOURCE	NHHP					APR					
	(A) Estimated amount on hand at beginning of fiscal year	(B) Estimated amount to be received during 12- month fiscal year	(C) Estimated total sources of funds (A + B)	(D) Estimated funds to be expended during 12- month fiscal year	(E) Estimated unexpended funds remaining at end of fiscal year (C minus D)	(F) Actual amount on hand at beginning of fiscal year	(G) Actual amount received during 12- month fiscal year	(H) Actual total sources of funding (F + G)	(I) Actual funds expended during 12- month fiscal year	(J) Actual unexpended funds remaining at end of 12- month fiscal year (H minus I)	(K) Actual unexpended funds obligated but not expended at end of 12- month fiscal year
1. NHHBG Funds	20,000,000	22,300,000	42,300,000	19,940,000	22,360,000						
2. NHHBG Program Income	0	140,000	140,000	140,000	0						
LEVERAGED FUNDS											
3. Other Federal Funds	0	25,000	25,000	25,000	0						
4. LIHTC											
5. Non-Federal Funds											
TOTAL	20,000,000	22,465,000	42,465,000	20,105,000	22,360,000						

Notes:

- For the NHHP, fill in columns A, B, C, D, and E (non-shaded columns). For the APR, fill in columns F, G, H, I, J, and K (shaded columns).
- Total of Column D should match the total of Column N from the Uses Table on the following page.
- Total of Column I should match the Total of Column Q from the Uses Table on the following page.**
- For the NHHP, describe any estimated leverage in Line 3 below. For the APR, describe actual leverage in Line 4 below (APR).

(2) Uses of Funding (NAHASDA § 803(c)(2)(C)(iii)) (Note that the budget should not exceed the total funds on hand (Column C) and insert as many rows as needed to include all the programs identified in Section 3. **Actual expenditures in the APR section are for the 12-month fiscal year.**)

PROGRAM NAME (tie to program names in Section 3 above)	Unique Identifier	NHHP			APR		
		(L) Prior and current year NHHBG (only) funds to be expended in 12- month fiscal year	(M) Total all other funds to be expended in 12- month fiscal year	(N) Total funds to be expended in 12- month fiscal year (L + M)	(O) Total NHHBG (only) funds expended in 12-month fiscal year	(P) Total all other funds expended in 12- month fiscal year	(Q) Total funds expended in 12-month fiscal year (O+P)
2023 CIP	AHP I	250,000		250,000			
Developer Financing	AHP II	5,000,000		5,000,000			
Homeowner Financing	AHP III	1,335,000	165,000	1,500,000			
HAP	AHP IV	600,000		600,000			
Waimanalo Kupuna Housing Rental Asst	AHP V	830,000		830,000			
Rental Vouchers	AHP VI-A	50,000		50,000			
Emergency Rental	AHP VI-B	300,000		300,000			
Kupuna Rental	AHP VI-C	2,500,000		2,500,000			
Rental Vouchers for DHHL Units	AHP VI-D	125,000		125,000			
Housing Counseling	AHP VII	750,000		750,000			
Homeowner Assistance	AHP VIII	300,000		300,000			
Water Infrastructure Improvements	AHP IX	250,000		250,000			
Housing Conversion	AHP X	2,000,000		2,000,000			
Property Acquisition	AHP XI	5,000,000		5,000,000			
Supportive Services	AHP XII	150,000		150,000			
Housing Mgmt Svcs	AHP XIII	100,000		100,000			
Planning and Administration Loan Repayment – describe in 3 and 4 below.		400,000		400,000			
TOTAL		19,940,000	165,000	20,105,000			

Notes:

- Total of Column L cannot exceed the NHHBG funds from Column C, Row 1 from the Sources Table on the previous page.
- Total of Column M cannot exceed the total from Column C, Rows 2-10 from the Sources Table on the previous page.
- Total of Column O cannot exceed total NHHBG funds received in Column H, Row 1 from the Sources Table on the previous page.
- Total of Column P cannot exceed total of Column H, Rows 2-10 of the Sources Table on the previous page.
- Total of Column Q should equal total of Column I of the Sources Table on the previous page.

(3) Estimated Sources or Uses of Funding (NAHASDA § 803(c)(2)(C)). (Provide any additional information about the estimated sources or uses of funding, including leverage (if any). You must provide the relevant information for any planned loan repayment. The text must describe which specific loan is planned to be repaid and the NAHASDA-eligible activity and program associated with this loan):

The department anticipates \$140,000 in program income. The estimated \$25,000 in other federal funds is the repayment of the NHHBG subsidy when the lessee transfers their interest in the lease to a non-income eligible Native Hawaiian purchaser.

(4) APR (NAHASDA § 820(b)(1)) (Enter any additional information about the actual sources or uses of funding, including leverage (if any).)

SECTION 6: OTHER SUBMISSION ITEMS

- (1) Useful Life/Affordability Period(s)** (NAHASDA § 813, 24 CFR § 1006.305) *(Describe your plan or system for determining the useful life/affordability period of the housing assisted with NHHBG funds. A record of the current, specific useful life/affordability period for housing units assisted with NHHBG funds must be maintained in DHHL's files and available for review for the useful life/affordability period.):*

DHHL has established the following affordability periods to describe the term during which DHHL will keep the unit affordable:

<u>NHHBG Funds Invested</u>	<u>Affordability Period</u>
Up to \$24,999	5 years
\$25,000 to \$100,000	10 years
\$100,001 to \$200,000	20 years
\$200,001 and above	30 years

The affordability period is based on the total amount of NHHBG funds invested in the development and/or rehabilitation of a housing unit. Resale and recapture provisions will be included as a condition of the Hawaiian homestead lease to enforce the affordability restriction for each assisted housing unit.

- (2) Model Housing and Over-Income Activities** (NAHASDA § 810(b)(5) and 809(a)(2)(B), 24 CFR § 1006.225 and 1006.301(b)) *(If you wish to undertake a model housing activity or wish to serve non-low-income households during the 12-month fiscal year, those activities may be described here. Each approved model activity must be included as a separate program in Section 3 (Program Descriptions) and the APR portions of Section 3 must be completed in the APR submission for any approved model activity.):*

None.

- (3) Anticipated Planning and Administration Expenses** (NAHASDA § 802(d), 24 CFR § 1006.230)

Do you intend to exceed your allowable spending cap for Planning and Administration? Yes ☐ No ☒

If yes, describe why the additional funds are needed for Planning and Administration.

Native Hawaiian Housing Block Grant (NHHBG)

Exempt from OMB Approval, 5 CFR 1320.3 (c) (4)

NHHP/APR

U.S. Department of Housing and Urban Development

Office of Public and Indian Housing

Office of Native American Programs

(4) Actual Planning and Administration Expenses (NAHASDA § 802(c), 24 CFR § 1005.230)

Did you exceed your spending cap for Planning and Administration? Yes ☐ No ☐

If yes, did you receive HUD approval to exceed your spending cap on Planning and Administration? Yes ☐ No ☐

If you did not receive approval for exceeding your spending cap on Planning and Administration costs, describe the reasons for exceeding the cap.

SECTION 7: NATIVE HAWAIIAN HOUSING PLAN CERTIFICATION OF COMPLIANCE
(NAHASDA § 803(c)(2)(E))

By signing the NHHP, you certify that you have all required policies and procedures in place in order to operate any planned NHHBG programs.

- (1) In accordance with applicable statutes, the recipient certifies that it will comply with Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d et seq.) or with the Fair Housing Act (42 U.S.C. 3601 et seq.) in carrying out the NHHBG program, to the extent that such Acts are applicable, and other applicable federal statutes.

Yes ☒ No ☐

The following certifications will only apply where applicable based on program activities.

- (2) The recipient will require adequate insurance coverage for housing units that are owned and operated or assisted with grant amounts provided under NAHASDA, in compliance with such requirements as may be established by HUD.

Yes ☒ No ☐ Not Applicable ☐

- (3) Policies are in effect and are available for review by HUD and the public governing the eligibility, admission, and occupancy of families for housing assisted with grant amounts provided under NAHASDA.

Yes ☒ No ☐ Not Applicable ☐

- (4) Policies are in effect and are available for review by HUD and the public governing rents charged, including the methods by which such rents or homebuyer payments are determined, for housing assisted with grant amounts provided under NAHASDA.

Yes ☒ No ☐ Not Applicable ☐ and

- (5) Policies are in effect and are available for review by HUD and the public governing the management and maintenance of housing assisted with grant amounts provided under NAHASDA.

Yes ☒ No ☐ Not Applicable ☐

SECTION 8: SELF-MONITORING

(NAHASDA § 819(b), 24 CFR § 1006.401)

(1) Do you have a procedure and/or policy for self-monitoring?

Yes ☐ No ☐

(2) Did you conduct self-monitoring, including monitoring sub-recipients?

Yes ☐ No ☐

(3) Self-Monitoring Results. *(Describe the results of the monitoring activities, including inspections for this program year.):*

SECTION 9: INSPECTIONS

(NAHASDA § 819(b))

(1) **Inspection of Units** *(Use the table below to record the results of inspections of assisted housing.)*

(A)		(B)	Results of Inspections	
Activity		Total number of units inspected	(C)	Total number of units (Inventory)
NAHASDA-Assisted Units: Running inventory as of Fiscal Year Beginning (July 1) a 12-month total.				
a.	New Construction Completed			
b.	Rehab/Repair Completed			
c.	Rental Assistance (if applicable)			
d.	Other			
Total				

(2) Did you comply with your inspection policy: Yes ☐ No: ☐

(3) If no, why not:

SECTION 10: AUDITS

(24 CFR § 1006.375(d))

This section is used to indicate whether an Office of Management and Budget Circular A-133* audit is required, based on a review of your financial records.

Did you expend \$500,000* or more in total Federal awards during the APR reporting period?

Yes ☐ No ☐

If Yes, an audit is required to be submitted to the Federal Audit Clearinghouse and the Office of Native American Programs.

If No, an audit is not required.

*DHHL should note that new Federal government regulations on Administrative Requirements, Cost Principles, and Audit Requirements were promulgated on December 26, 2013 at 2 C.F.R. Part 200. HUD intends to update its regulations by December 26, 2014 to implement these new requirements in its programs. Audits covering recipients' fiscal years that begin in January 2015 will be subject to the revised audit requirements. In the meantime, applicable OMB Circulars and the regulations at 2 C.F.R. Part 225 will continue to apply to grants until implementation of the new requirements.

SECTION 11: PUBLIC AVAILABILITY

(NAHASDA § 820(d), 24 CFR § 1006.410(c))

- (1) Did you make this APR available to the beneficiaries of the Hawaiian Homes Commission Act before it was submitted to HUD?

Check one: Yes ☐ No ☐

- (2) If you answered "No" to question #1, provide an explanation as to why not and indicate when you will do so.

- (3) Summarize any comments received from the beneficiaries (NAHASDA § 820(d)(2)).

SECTION 12: JOBS SUPPORTED BY NAHASDA
(NAHASDA § 820)

Use the table below to record the number of jobs supported with NHHBG funds each year (including DHHL staff, Subrecipient staff, Contractors, etc.).

Native Hawaiian Housing Block Grant Assistance (NHHBG)	
(1) Number of Permanent Jobs Supported	
(2) Number of Temporary Jobs Supported	

(3) Narrative *(optional)*:

SECTION 13: NHHP WAIVER REQUESTS

(NAHASDA § 802(b)(2), 24 CFR 1006.20(b))

THIS SECTION IS ONLY REQUIRED IF DHHL IS REQUESTING A WAIVER OF A NHHP SECTION OR A WAIVER OF THE NHHP SUBMISSION DUE DATE. Fill out the form below if you are requesting a waiver of one or more sections of the NHHP. **NOTE:** This is NOT a waiver of the NHHBG program requirements but rather a request to waive some of the NHHP submission items because DHHL cannot comply due to circumstances beyond its control.

- (1) List below the sections of the NHHP where you are requesting a waiver and/or a waiver of the NHHP due date. *(List the requested waiver sections by name and section number):*

- (2) Describe the reasons that you are requesting this waiver *(Describe completely why you are unable to complete a particular section of the NHHP or could not submit the NHHP by the required due date.):*

- (3) Describe the actions you will take in order to ensure that you are able to submit a complete NHHP in the future and/or submit the NHHP by the required due date. *(This section should completely describe the procedural, staffing or technical corrections that you will make in order to submit a complete NHHP in the future and/or submit the NHHP by the required due date.):*

(4) Recipient:	
(5) Authorized Official's Name and Title:	
(6) Authorized Official's Signature:	
(7) Date (MM/DD/YYYY):	

SECTION 14: NHHP AMENDMENTS

(24 CFR § 1006.101(d))

Use this section for NHHP amendments only.

Fill out the text below to summarize your NHHP amendment. Copy and paste Section 14 for each amendment. This amendment is only required to be submitted to the HUD Office of Native American Programs when the recipient is adding a new activity that was not described in the current One-Year Plan that has been determined to be in compliance by HUD. All other amendments will be reflected in the APR and do not need to be submitted to HUD.

NOTE: A Cover Page is strongly recommended but not required with a NHHP Amendment submission.

APR: REPORTING ON PROGRAM YEAR PROGRESS (NAHASDA § 820(b))

Complete the shaded section of text below to describe your completed program tasks and actual results. Only report on activities completed during the 12-month fiscal year. Financial data should be presented using the same basis of accounting as the Schedule of Expenditures of Federal Awards (SEFA) in the annual OMB Circular A-133' audit. For unit accomplishments, only count units when the unit was completed and occupied during the year. For households, only count the household if it received the assistance during the previous 12-month fiscal year.

*DHHL should note that new Federal government regulations on Administrative Requirements, Cost Principles, and Audit Requirements were promulgated on December 26, 2013 at 2 C.F.R. Part 200. HUD intends to update its regulations by December 26, 2014 to implement these new requirements in its programs. In the meantime, applicable OMB Circulars and the regulations at 2 C.F.R. Part 225 will continue to apply to existing grants. After HUD implements the new requirements in 2 C.F.R. Part 200 (after December 26, 2014), all grants will be subject to 2 C.F.R. Part 200, as implemented by HUD.

(1) Program Name and Unique Identifier:**(2) Program Description** (*This should be the description of the planned program.*):**(3) Eligible Activity Number** (*Select one activity from the Eligible Activities list in Section 3. Do not combine homeownership and rental housing in one activity, so that when units are reported in the APR they are correctly identified as homeownership or rental.*):

Native Hawaiian Housing Block Grant (NHHBG)

Exempt from OMB Approval, 5 CFR 1320.3 (c) (4)

U.S. Department of Housing and Urban Development

NHHP/APR

Office of Public and Indian Housing

Office of Native American Programs

(4) Intended Outcome Number (*Select one Outcome from the Outcome list in Section 3.*):

Describe Other Intended Outcome (*Only if you selected "Other" above.*):

(5) Actual Outcome Number (*Select one Outcome from the Outcome list in Section 3.*):

Describe Other Actual Outcome (*Only if you selected "Other" above.*):

(6) Who Will Be Assisted (*Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median income should be included as a separate program within this Section.*):

(7). Types and Level of Assistance (*Describe the types and the level of assistance that will be provided to each household, as applicable.*):

(8). APR: (*Describe the accomplishments for the APR in the 12-month fiscal year. In accordance with 24 CFR § 1006.410(b)(2) and (3), provide an analysis and explanation of cost overruns or high unit costs.*):

Native Hawaiian Housing Block Grant (NHHBG)

Exempt from OMB Approval. 5 CFR 1320.3 (c) (4)

NHHP/APR

U.S. Department of Housing and Urban Development

Office of Public and Indian Housing

Office of Native American Programs

(9). Planned and Actual Outputs for 12-Month Fiscal Year

Planned Number of Units to be Completed in Year Under this Program	Planned Number of Households To Be Served in Year Under this Program	Planned Number of Acres To Be Purchased in Year Under this Program	APR: Actual Number of Units Completed in Fiscal Year	APR: Actual Number of Households Served in Fiscal Year	APR: Actual Number of Acres Purchased in Fiscal Year

[10]. APR: If the program is behind schedule, explain why. (24 CFR § 1005.410(b)(2))

(11) Amended Sources of Funding (NAHASDA § 803(c)(2)(C)(i)) (Complete the non-shaded portions of the chart below to describe your estimated or anticipated sources of funding for the 12-month fiscal year. **APR Actual Sources of Funding – Please complete the shaded portions of the chart below to describe your actual funds received. Only report on funds actually received and under a grant agreement or other binding commitment during the 12-month fiscal year.)**

SOURCE	NHHP					APR					
	(A) Estimated amount on hand at beginning of fiscal year	(B) Estimated amount to be received during 12- month fiscal year	(C) Estimated total sources of funds (A + B)	(D) Estimated funds to be expended during 12- month fiscal year	(E) Estimated unexpended funds remaining at end of fiscal year (C minus D)	(F) Actual amount on hand at beginning of fiscal year	(G) Actual amount received during 12- month fiscal year	(H) Actual total sources of funding (F + G)	(I) Actual funds expended during 12- month fiscal year	(J) Actual unexpended funds remaining at end of 12- month fiscal year (H minus I)	(K) Actual unexpended funds obligated but not expended at end of 12- month fiscal year
6. NHHBG Funds											
7. NHHBG Program Income											
LEVERAGED FUNDS											
8. Other Federal Funds											
9. LIHTC											
10. Non-Federal Funds											
TOTAL											

Notes:

- For the NHHP, fill in columns A, B, C, D, and E (non-shaded columns). For the APR, fill in columns F, G, H, I, J, and K (shaded columns).
- Total of Column D should match the total of Column N from the Uses Table on the following page.
- Total of Column I should match the Total of Column Q from the Uses Table on the following page.

(13) Estimated Sources or Uses of Funding (NAHASDA § 803(c)(2)(C)). (Provide any additional information about the estimated sources or uses of funding, including leverage (if any). You must provide the relevant information for any planned loan repayment listed in the Uses Table on the previous page. The text must describe which specific loan is planned to be repaid and the NAHASDA-eligible activity and program associated with this loan):

(14) APR (NAHASDA § 820(b)(1)). (Enter any additional information about the actual sources or uses of funding, including leverage (if any). You must provide the relevant information for any actual loan repayment listed in the Uses Table on the previous page. The text must describe which loan was repaid and the NAHASDA-eligible activity and program associated with the loan.)

Native Hawaiian Housing Block Grant (NHHBG)

Exempt from OMB Approval. 5 CFR 1320.3 (c) (4)

NHHP/APR

U.S. Department of Housing and Urban Development

Office of Public and Indian Housing

Office of Native American Programs

(15) Recipient:	
(16) Authorized Official's Name and Title:	
(17) Authorized Official's Signature:	I certify that all other sections of the NHHP approved on _____ are accurate and reflect the activities planned.
(18) Date (MM/DD/YYYY):	

**HAWAIIAN HOMES COMMISSION
FEBRUARY 21 & 22, 2023**

D – ITEMS

HOMESTEAD SERVICES DIVISION

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

February 21, 2023

TO: Chairman and Members, Hawaiian Homes Commission
From: Juan Garcia, HSD Administrator
SUBJECT: **Homestead Services Division Status Reports**

RECOMMENDED MOTION/ACTION

NONE

DISCUSSION

The following reports are for information only:

- Exhibit A: Homestead Lease & Application Totals and Monthly Activity Reports
- Exhibit B: Delinquency Report
- Exhibit C: DHHL Guarantees for FHA Construction Loans

February 21, 2023

SUBJECT: Homestead Lease and Application Totals and Monthly Activity Reports

LEASE ACTIVITY REPORT

Month through January 31, 2023

	As of 12/31/22	Add	Cancel	As of 1/31/23
Residential	8,474	1	0	8,475
Agricultural	1,091	0	0	1,091
Pastoral	413	0	0	413
Total	9,978	1	0	9,979

The cumulative number of Converted Undivided Interest Lessees represents an increase of 540 families moving into homes. Their Undivided Interest lease was converted to a regular homestead lease.

	As of 12/31/22	Converted	Rescinded/ Surrendered/ Cancelled	As of 1/31/23
Undivided	773	0	0	773

Balance as of 1/31/2023

Awarded	1,434
Relocated to UNDV	7
Rescinded	118
Surrendered	6
Cancelled	4
Converted	540
Balance to Convert	773

Lease Report For the Month Ending January 31, 2023

	----- RESIDENCE -----				----- AGRICULTURE -----				----- PASTURE -----				----- TOTAL LEASES -----			
	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL
OAHU																
Kakaina	31	0	0	31	0	0	0	0	0	0	0	0	31	0	0	31
Kalaawahine	90	0	0	90	0	0	0	0	0	0	0	0	90	0	0	90
Kanehili	399	0	0	399	0	0	0	0	0	0	0	0	399	0	0	399
Kapolei	176	0	0	176	0	0	0	0	0	0	0	0	176	0	0	176
Kaulaokahai	147	0	0	147	0	0	0	0	0	0	0	0	147	0	0	147
Kauepa	324	0	0	324	0	0	0	0	0	0	0	0	324	0	0	324
Kaupuni	19	0	0	19	0	0	0	0	0	0	0	0	19	0	0	19
Kewalo	248	0	0	248	0	0	0	0	0	0	0	0	248	0	0	248
Kumuahu	51	0	0	51	0	0	0	0	0	0	0	0	51	0	0	51
Lualualei	147	0	0	147	30	0	0	30	0	0	0	0	177	0	0	177
Malu'ohai	225	0	0	225	0	0	0	0	0	0	0	0	225	0	0	225
Nanakuli	1,044	0	0	1,044	0	0	0	0	0	0	0	0	1,044	0	0	1,044
Papakolea	64	0	0	64	0	0	0	0	0	0	0	0	64	0	0	64
Princess Kahanu Estates	270	0	0	270	0	0	0	0	0	0	0	0	270	0	0	270
Waiahole	0	0	0	0	17	0	0	17	0	0	0	0	17	0	0	17
Waianae	421	0	0	421	12	0	0	12	0	0	0	0	433	0	0	433
Waimanalo	714	0	0	714	2	0	0	2	0	0	0	0	716	0	0	716
TOTAL	4,370	0	0	4,370	61	0	0	61	0	0	0	0	4,431	0	0	4,431
MAUI																
Hikina	31	0	0	31	0	0	0	0	0	0	0	0	31	0	0	31
Kahikinui	0	0	0	0	0	0	0	0	75	0	0	75	75	0	0	75
Keokea	0	0	0	0	64	0	0	64	0	0	0	0	64	0	0	64
Leialii	102	0	0	102	0	0	0	0	0	0	0	0	102	0	0	102
Paukukalo	178	0	0	178	0	0	0	0	0	0	0	0	178	0	0	178
Waiehu 1	39	0	0	39	0	0	0	0	0	0	0	0	39	0	0	39
Waiehu 2	109	0	0	109	0	0	0	0	0	0	0	0	109	0	0	109
Waiehu 3	113	0	0	113	0	0	0	0	0	0	0	0	113	0	0	113
Waiehu 4	97	0	0	97	0	0	0	0	0	0	0	0	97	0	0	97
Waiohuli	591	0	0	591	0	0	0	0	0	0	0	0	591	0	0	591
TOTAL	1,260	0	0	1,260	64	0	0	64	75	0	0	75	1,399	0	0	1,399
EAST HAWAII																
Discovery Harbour	2	0	0	2	0	0	0	0	0	0	0	0	2	0	0	2
Kamoa	0	0	0	0	0	0	0	0	25	0	0	25	25	0	0	25
Kaumana	43	0	0	43	0	0	0	0	0	0	0	0	43	0	0	43
Keaukaha	471	0	0	471	0	0	0	0	0	0	0	0	471	0	0	471
Kurtistown	3	0	0	3	0	0	0	0	0	0	0	0	3	0	0	3
Makuu	0	0	0	0	120	0	0	120	0	0	0	0	120	0	0	120
Panaewa	13	0	0	13	260	0	0	260	0	0	0	0	273	0	0	273
Piihonua	17	0	0	17	0	0	0	0	0	0	0	0	17	0	0	17
Puueo	0	0	0	0	12	0	0	12	0	0	0	0	12	0	0	12
University Heights	4	0	0	4	0	0	0	0	0	0	0	0	4	0	0	4
Waialea	285	0	0	285	0	0	0	0	0	0	0	0	285	0	0	285
TOTAL	838	0	0	838	392	0	0	392	25	0	0	25	1,255	0	0	1,255
WEST HAWAII																
Honokaaia	0	0	0	0	0	0	0	0	24	0	0	24	24	0	0	24
Humuula	0	0	0	0	0	0	0	0	5	0	0	5	5	0	0	5
Kamoku	0	0	0	0	0	0	0	0	16	0	0	16	16	0	0	16
Kaniohale	223	0	0	223	0	0	0	0	0	0	0	0	223	0	0	223
Kawaihae	192	0	0	192	0	0	0	0	1	0	0	1	193	0	0	193
Lalopua	277	0	0	277	0	0	0	0	0	0	0	0	277	0	0	277
Lalamilo	30	0	0	30	0	0	0	0	0	0	0	0	30	0	0	30
Nienie	0	0	0	0	0	0	0	0	21	0	0	21	21	0	0	21
Puukapu/Waimea/Kuhio VII	117	0	0	117	110	0	0	110	218	0	0	218	445	0	0	445
Puupulehu	33	0	0	33	0	0	0	0	0	0	0	0	33	0	0	33
TOTAL	872	0	0	872	110	0	0	110	285	0	0	285	1,267	0	0	1,267
KAUAI																
Anahola	532	1	0	533	46	0	0	46	0	0	0	0	578	1	0	579
Hanapepe	47	0	0	47	0	0	0	0	0	0	0	0	47	0	0	47
Kekaha	117	0	0	117	0	0	0	0	0	0	0	0	117	0	0	117
Puu Opae	0	0	0	0	0	0	0	0	1	0	0	1	1	0	0	1
TOTAL	696	1	0	697	46	0	0	46	1	0	0	1	743	1	0	744
MOLOKAI																
Hoolehua	153	0	0	153	345	0	0	345	21	0	0	21	519	0	0	519
Kalamaula	167	0	0	167	70	0	0	70	3	0	0	3	240	0	0	240
Kapaakea	47	0	0	47	0	0	0	0	3	0	0	3	50	0	0	50
Moomomi	0	0	0	0	3	0	0	3	0	0	0	0	3	0	0	3
One Aili	27	0	0	27	0	0	0	0	0	0	0	0	27	0	0	27
TOTAL	394	0	0	394	418	0	0	418	27	0	0	27	839	0	0	839
LANAI																
Lanai	44	0	0	44	0	0	0	0	0	0	0	0	44	0	0	44
TOTAL	44	0	0	44	0	0	0	0	0	0	0	0	44	0	0	44
STATEWIDE TOTAL	8,474	1	0	8,475	1,091	0	0	1,091	413	0	0	413	9,978	1	0	9,979

**HOMESTEAD AREA AND ISLANDWIDE APPLICATIONS WAITING LIST MONTHLY REPORT FOR THE MONTH ENDING
January 31, 2023**

AREA WAITING LIST

DISTRICT AREA	RESIDENCE				AGRICULTURE				PASTURE			
	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL
Oahu District	936	0	1	935	0	0	0	0	0	0	0	0
Maui District	50	0	0	50	4	0	0	4	5	0	0	5
Hawaii District	127	0	0	127	28	0	0	28	46	0	0	46
Kauai District	50	0	0	50	3	0	0	3	27	0	0	27
Molokai District	19	0	0	19	17	0	0	17	1	0	0	1
TOTAL	1,182	0	1	1,181	52	0	0	52	79	0	0	79
												1,312

ISLANDWIDE WAITING LIST

ISLAND	RESIDENCE				AGRICULTURE				PASTURE			
	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL
Oahu	10,227	11	4	10,234	3,970	5	2	3,973	0	0	0	0
Maui	3,879	5	0	3,884	4,723	7	0	4,730	626	0	0	626
Hawaii	5,884	7	1	5,890	7,317	2	0	7,319	1,916	4	0	1,920
Kauai	1,670	8	1	1,677	2,273	8	0	2,281	308	0	0	308
Molokai	809	0	0	809	1089	0	0	1089	203	0	0	203
Lanai	74	0	0	74	0	0	0	0	0	0	0	0
TOTAL	22,543	31	6	22,568	19,372	22	2	19,392	3,053	4	0	3,057
												45,017

AREA AND ISLANDWIDE LISTS

	RES	AG	PAS	TOTAL	ADDITIONS	CANCELLATIONS
OAHU	11,169	3,973	0	15,142	New Applications	New Lease Awards
MAUI	3,934	4,734	631	9,299	Application Transfers	Application Transfers
HAWAII	6,017	7,347	1,966	15,330	Lease Rescissions	Succ'd and Cancel Own
KAUAI	1,727	2,284	335	4,346	App Reinstatements	Public Notice Cancel
MOLOKAI	828	1,106	204	2,138	HHC Adjustments	Voluntary Cancellations
LANAI	74	0	0	74	TOTAL	Lease Successorships
TOTAL	23,749	19,444	3,136	46,329		HHC Adjustments
						Dec'd No Successor
						Additional Acreage
						NHQ Unqualified
					TOTAL	TOTAL
						9

HOMESTEAD AREA AND ISLANDWIDE APPLICATIONS WAITING LIST MONTHLY REPORT FOR THE MONTH ENDING

January 31, 2023

	RESIDENCE				AGRICULTURE				PASTURE			
	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL
OAHU DISTRICT												
Nanakuli	159	0	0	159	0	0	0	0	0	0	0	0
Waianae	138	0	0	138	0	0	0	0	0	0	0	0
Lualualei	0	0	0	0	0	0	0	0	0	0	0	0
Papakolea/Kewalo	66	0	0	66	0	0	0	0	0	0	0	0
Waimanalo	548	0	1	547	0	0	0	0	0	0	0	0
Subtotal Area	936	0	1	935	0	0	0	0	0	0	0	0
Islandwide	10,227	11	4	10,234	3,970	5	2	3,973	0	0	0	0
TOTAL OAHU APPS	11,163	11	5	11,169	3,970	5	2	3,973	0	0	0	0
MAUI DISTRICT												
Paukukalo	50	0	0	50	0	0	0	0	0	0	0	0
Kula	0	0	0	0	4	0	0	4	5	0	0	5
Subtotal Area	50	0	0	50	4	0	0	4	5	0	0	5
Islandwide	3,879	5	0	3,884	4,723	7	0	4,730	626	0	0	626
TOTAL MAUI APPS	3,929	5	0	3,934	4,727	7	0	4,734	631	0	0	631
HAWAII DISTRICT												
Keakukaha/Waialea	67	0	0	67	0	0	0	0	0	0	0	0
Panaewa	0	0	0	0	16	0	0	16	0	0	0	0
Humuula	0	0	0	0	0	0	0	0	0	0	0	0
Kawaihae	16	0	0	16	0	0	0	0	0	0	0	0
Waimea	44	0	0	44	12	0	0	12	46	0	0	46
Subtotal Area	127	0	0	127	28	0	0	28	46	0	0	46
Islandwide	5,884	7	1	5,890	7,317	2	0	7,319	1,916	4	0	1,920
TOTAL HAWAII APPS	6,011	7	1	6,017	7,345	2	0	7,347	1,962	4	0	1,966
KAUAI DISTRICT												
Anahola	42	0	0	42	3	0	0	3	20	0	0	20
Kekaha/Puu Opae	8	0	0	8	0	0	0	0	7	0	0	7
Subtotal Area	50	0	0	50	3	0	0	3	27	0	0	27
Islandwide	1,670	8	1	1,677	2,273	8	0	2,281	308	0	0	308
TOTAL KAUAI APPS	1,720	8	1	1,727	2,276	8	0	2,284	335	0	0	335
MOLOKAI DISTRICT												
Kalamaula	4	0	0	4	0	0	0	0	0	0	0	0
Hoolehua	8	0	0	8	17	0	0	17	1	0	0	1
Kapaakea	6	0	0	6	0	0	0	0	0	0	0	0
One Alii	1	0	0	1	0	0	0	0	0	0	0	0
Subtotal Area	19	0	0	19	17	0	0	17	1	0	0	1
Islandwide	809	0	0	809	1,089	0	0	1,089	203	0	0	203
TOTAL MOLOKAI APPS	828	0	0	828	1,106	0	0	1,106	204	0	0	204
LANAI DISTRICT												
Islandwide	74	0	0	74	0	0	0	0	0	0	0	0
TOTAL LANAI APPS	74	0	0	74	0	0	0	0	0	0	0	0
TOTAL AREA ONLY	1,182	0	1	1,181	52	0	0	52	79	0	0	79
TOTAL ISLANDWIDE	22,543	31	6	22,568	19,372	22	2	19,392	3,053	4	0	3,057
TOTAL STATEWIDE	23,725	31	7	23,749	19,424	22	2	19,444	3,132	4	0	3,136

DELINQUENCY REPORT - STATEWIDE

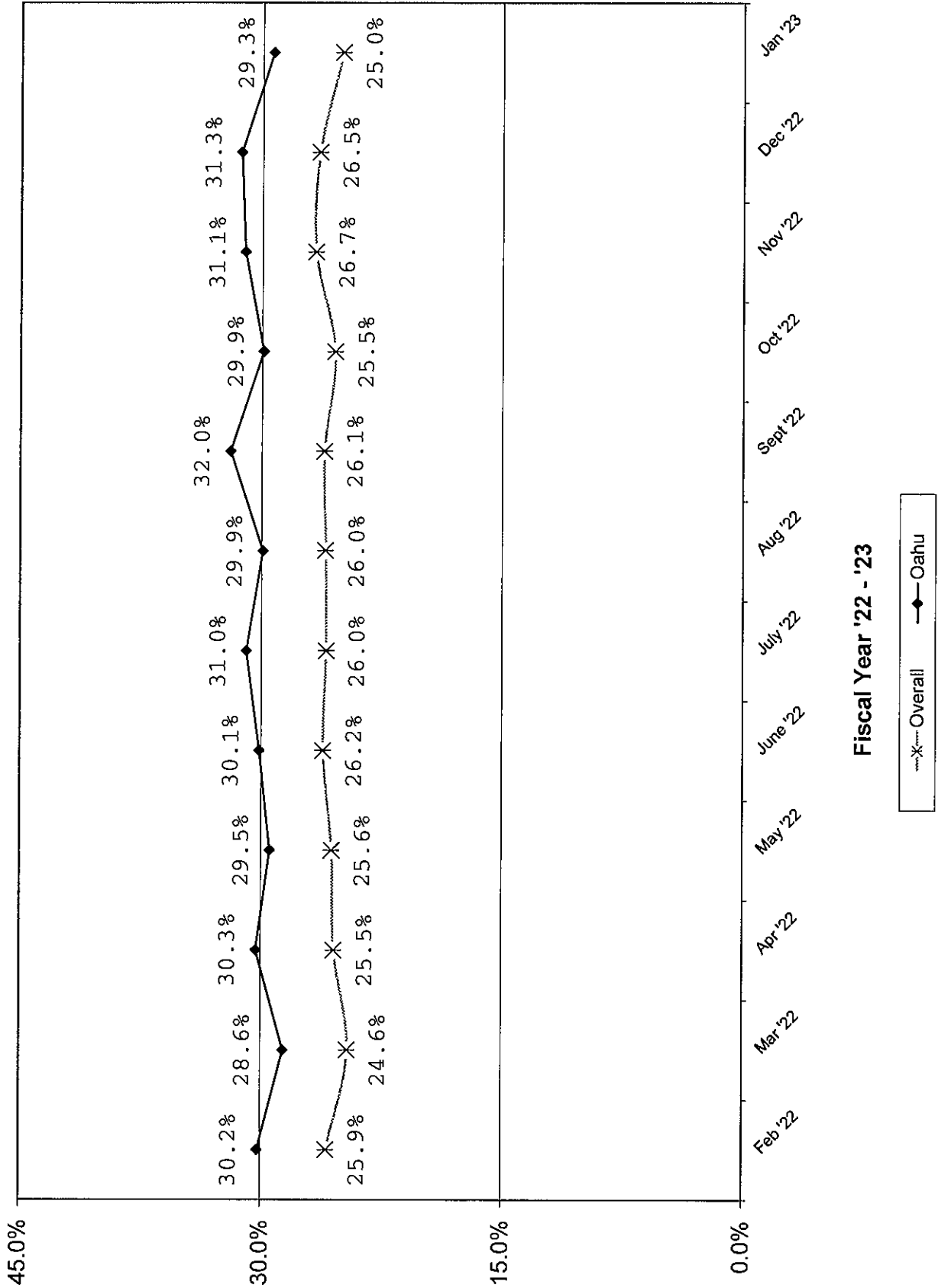
February 21, 2023
(\$Thousands)

	Total Outstanding (000s)		Total Delinquency (000s)		30 Days (low)		60 Days (Medium)		90 Days (High)		180 Days (Severe)		% of Totals 1/31/2023	
	No.	Amt.	No.	Amt.	No.	Amt.	No.	Amt.	No.	Amt.	No.	Amt.	No.	\$
DIRECT LOANS														
OAHU	376	36,688	112	10,762	13	1,384	9	639	23	2,132	67	6,608	29.8%	29.3%
EAST HAWAII	197	12,049	56	3,887	7	428	4	207	6	294	39	2,958	28.4%	32.3%
WEST HAWAII	78	7,990	8	924	1	126	3	439	0	0	4	358	10.3%	11.6%
MOLOKAI	80	7,038	13	614	1	102	2	159	1	17	9	336	16.3%	8.7%
KAUAI	90	7,162	11	670	3	212	0	0	1	147	7	311	12.2%	9.4%
MAUI	105	14,002	31	4,398	2	207	7	1,152	7	663	15	2,376	29.5%	31.4%
TOTAL DIRECT	926	84,930	231	21,254	27	2,458	25	2,596	38	3,253	141	12,947	24.9%	25.0%
	100.0%		24.9%	25.0%	2.9%	2.9%	2.7%	3.1%	4.1%	3.8%	15.2%	15.2%		
Advances (including RPT)	252	5,971	252	5,971	0	0	0	0	252	5,971			100%	100%
DHHL LOANS & Advances	1,178	90,901	483	27,225	27	2,458	25	2,596	290	9,224	141	12,947	41.0%	29.9%
LOAN GUARANTEES as of June 30, 2022														
SBA	2	67	0	0	0	0	0	0	0	0			0.0%	0.0%
USDA-RD	274	35,831	43	6,613	0	0	0	0	43	6,613			15.7%	18.5%
Habitat for Humanity	32	893	16	429	0	0	0	0	16	429			50.0%	48.0%
Maui County	5	74	0	0	0	0	0	0	0	0			0.0%	0.0%
Nanakuli NHS	1	7	1	7	0	0	0	0	1	7			100.0%	100.0%
City & County	10	204	10	204	0	0	0	0	10	204			100.0%	100.0%
FHA Interim	6	1,366	0	0	0	0	0	0	0	0			0.0%	0.0%
OHA	1	6	1	6	0	0	0	0	1	6			100.0%	100.0%
TOTAL GUARANTEE	331	38,448	71	7,259	0	0	0	0	71	7,259			21.5%	18.9%
PMI Loans	123	17,155	5	903	1	129	1	86	3	688			4.1%	5.3%
HUD REASSIGNED for Recovery	124	13,625	101	11,982	2	128	0	0	5	393	94	11,460	81.5%	87.9%
FHA Insured Loans	2,941	533,887	213	33,274	0	0	0	0	213	33,274			7.2%	6.2%
TOTAL INS. LOANS	3,188	564,667	319	46,159	3	257	1	86	221	34,355	94	11,460	10.0%	8.2%
OVERALL TOTALS(EXC Adv/RP)	4,445	688,045	621	74,672	30	2,715	26	2,682	330	44,867	235	24,407	14.0%	10.9%
ADJUSTED TOTALS	4,697	694,016	873	80,642	30	2,715	26	2,682	582	50,838	235	24,407		11.6%

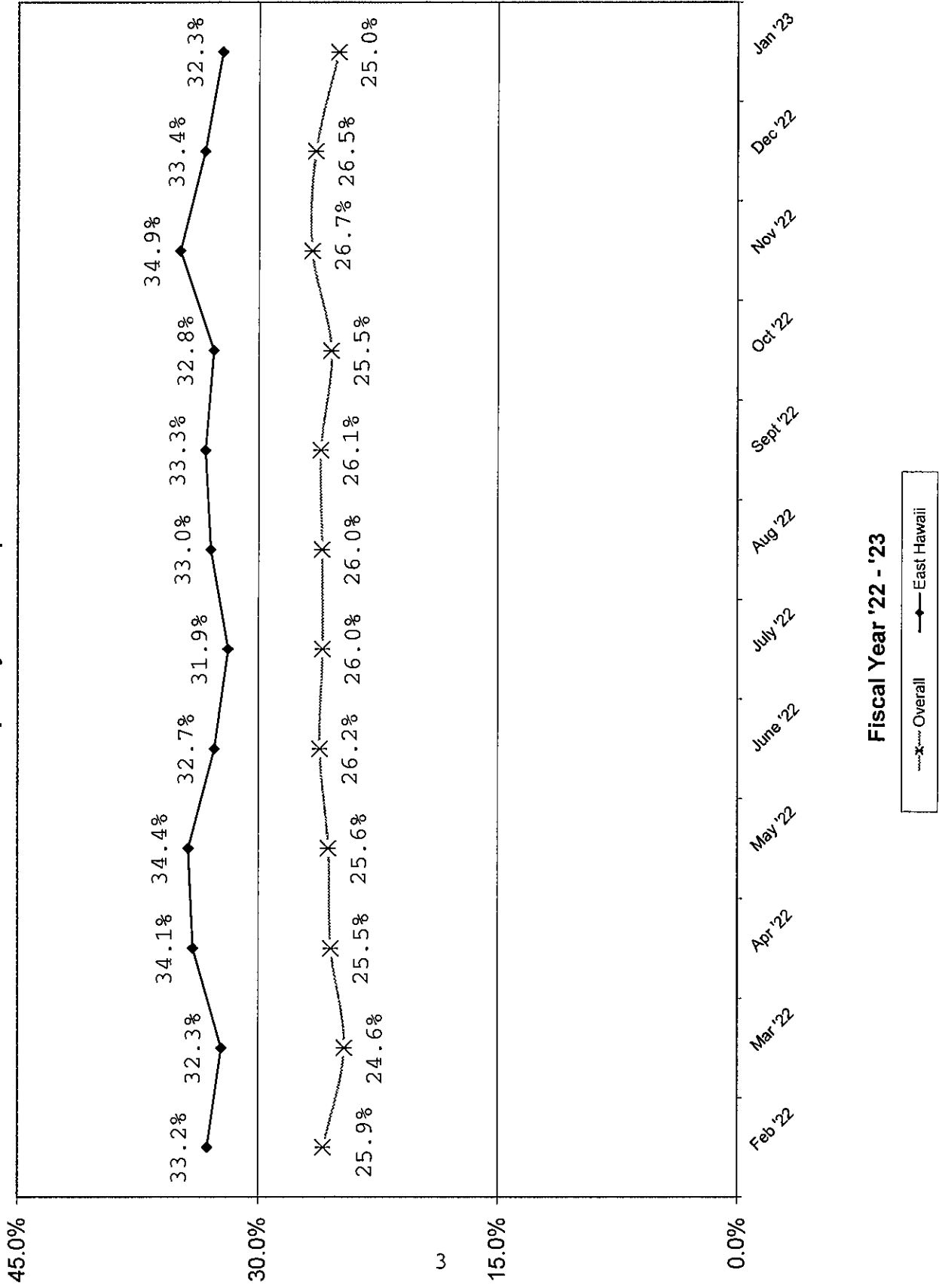
Note: HUD 184A loan program has 515 loans, with a total outstanding principal balance of \$112,252,547 as of June 30, 2022. 15 Loans, totaling \$3,590,830 are delinquent.

The deferred interest for 482 loans comes out to \$2,108,472.86 as of 1/31/2023.

OAHU
Direct Loans
Delinquency Ratio Report



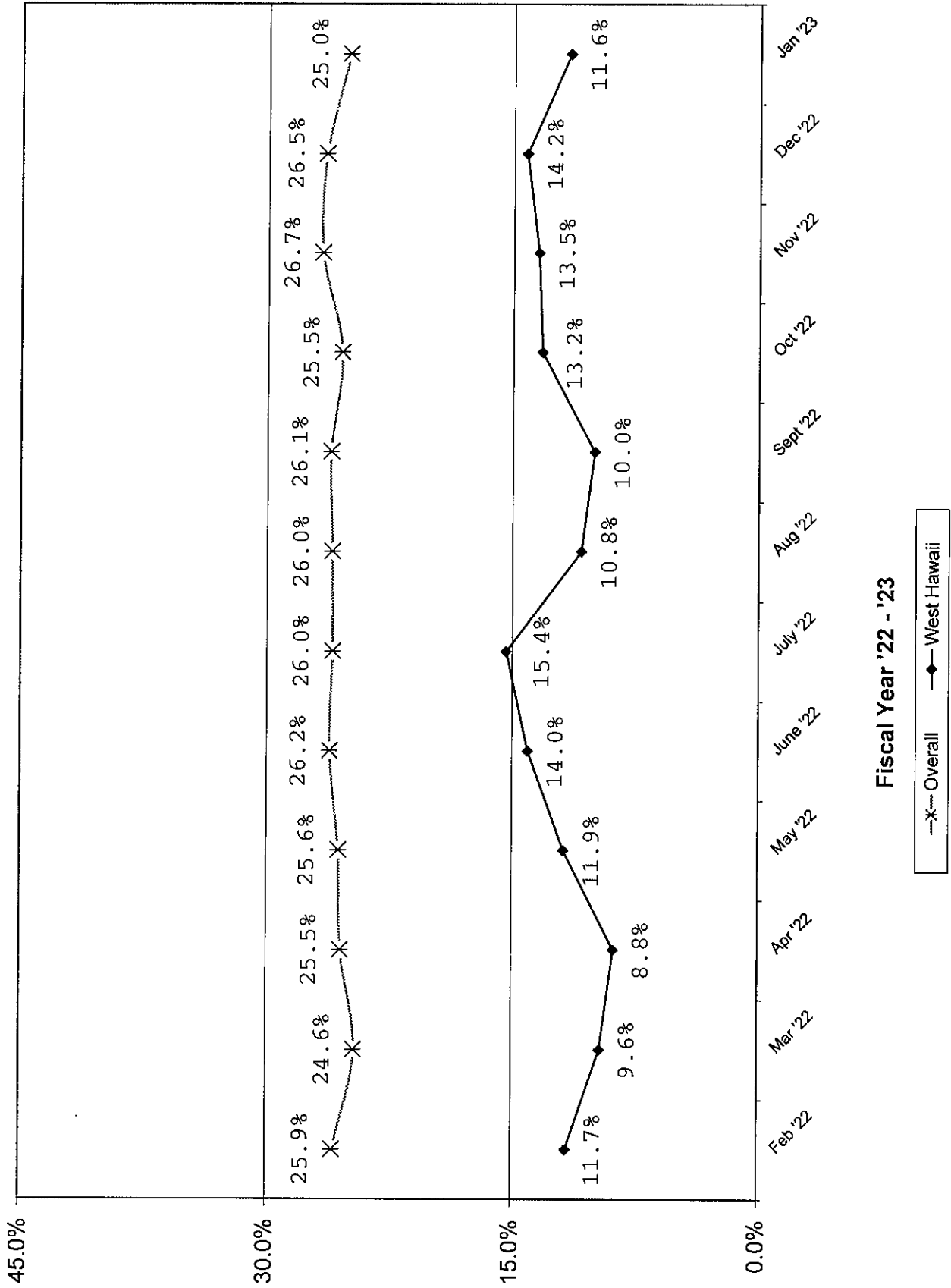
EAST HAWAII
Direct Loans
Delinquency Ratio Report



Fiscal Year '22 - '23

---x--- Overall —◆— East Hawaii

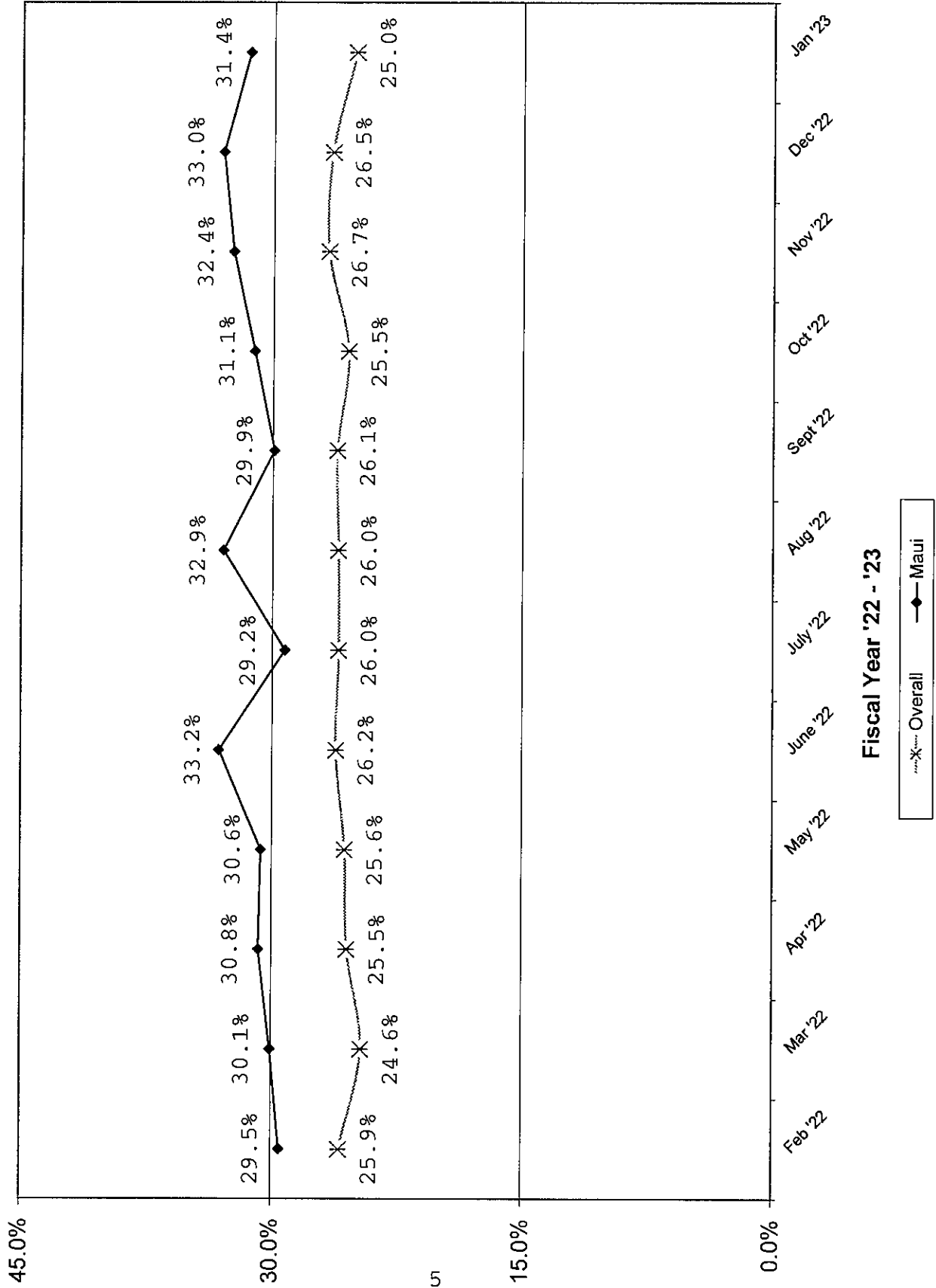
WEST HAWAII
Direct Loans
Delinquency Ratio Report



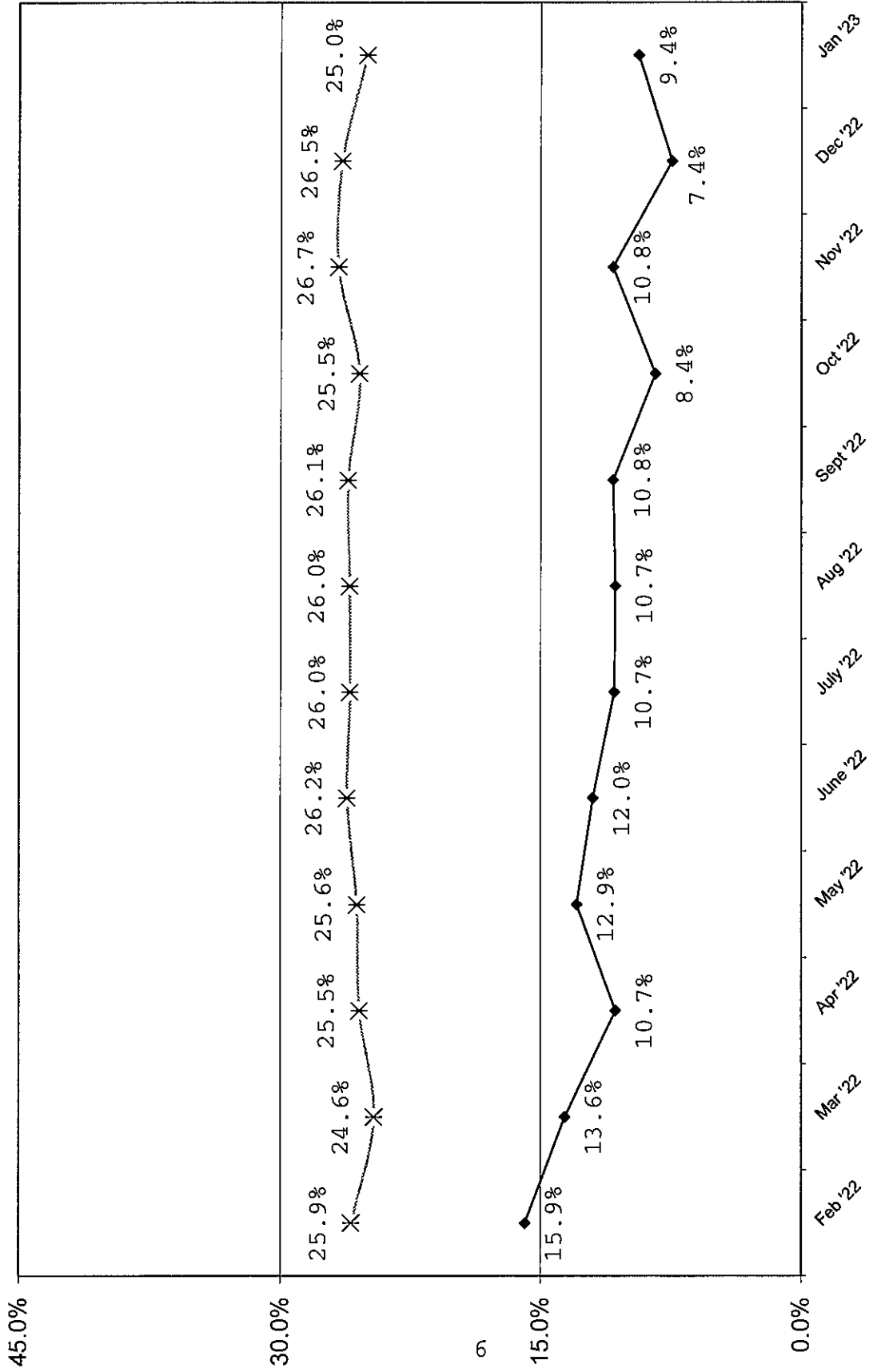
Fiscal Year '22 - '23

---x--- Overall ---◆--- West Hawaii

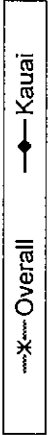
MAUI
Direct Loans
Delinquency Ratio Report



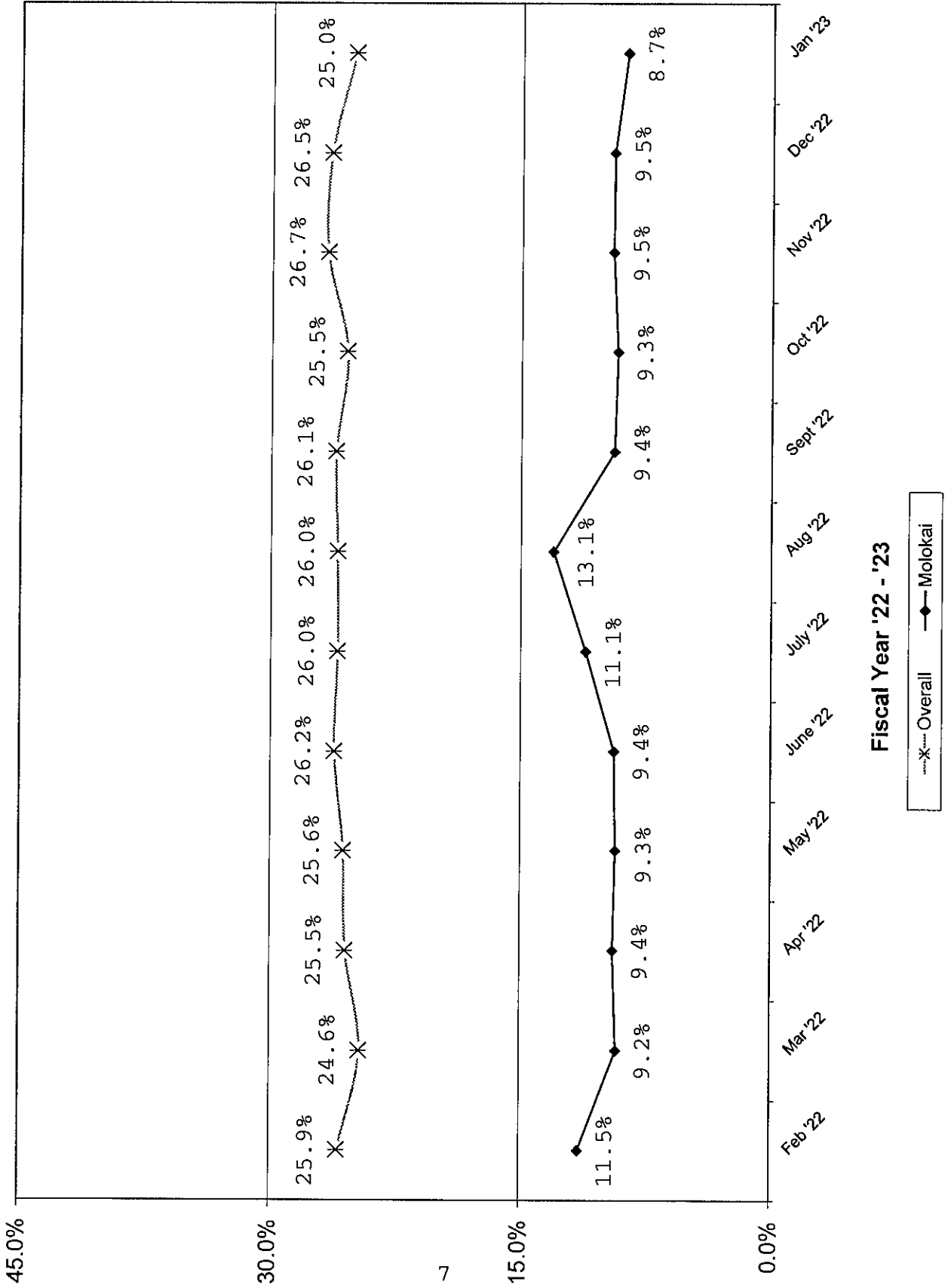
KAUAI
Direct Loans
Delinquency Ratio Report



Fiscal Year '22 - '23



MOLOKAI
Direct Loans
Delinquency Ratio Report



February 21, 2023

SUBJECT: **DHHL Guarantees for FHA Construction Loans**

DISCUSSION: The Department issues guarantees to FHA lenders during the construction period of a home, as FHA does not insure the loan until the home is completed. The loan term for these loans do not exceed fifteen (15) months from the date of loan signing. The following FHA Interim Construction loans were issued guarantees:

*Note: FHA loans are insured by the U.S. Department of Housing and Urban Development (HUD) and do not impact the State's guaranty ceiling.

<u>LEASE NO.</u>	<u>AREA</u>	<u>LESSEE</u>	<u>Loan Amount</u>	<u>Date Approved</u>
12972	Kauluokahai	Helepololei, Dailynne L.	\$360,601	2/1/23

	<u>No.</u>	<u>Balance</u>
FY Ending 6/30/22	5	\$ 1,522,381
Previous Months	4	\$ 1,320,970
This Month	<u>1</u>	<u>360,601</u>
FY '22-'23 to date	5	\$ 1,681,571

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

February 21, 2023

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, HSD Administrator
Homestead Services Division

FROM: Dean Oshiro, Loan Services Manager

SUBJECT: **Approval of Consent to Mortgage**

RECOMMENDED MOTION/ACTION

To approve the following consents to mortgages for Federal Housing Administration (FHA) insured loans, Department of Veterans Affairs (VA) loans, United States Department of Agriculture, Rural Development (USDA, RD) guaranteed loans, United States Housing and Urban Development (HUD 184A) guaranteed loans and Conventional (CON) loans insured by private mortgage insurers.

DISCUSSION

<u>PROPERTY</u>	<u>LESSEE</u>	<u>LENDER</u>	<u>LOAN AMOUNT</u>
<u>OAHU</u>			
Waimanalo Lease No. 4123 TMK: 1-4-1-031:054	ELENEKE, Shalei J. K. (Cash Out Refi) FHA	HomeStreet Bank	\$ 90,880
Kanehili Lease No. 11704 TMK: 1-9-1-153:081	KAAKAU, Lynn Ann K. (Purchase)HUD 184A	HomeStreet Bank	\$ 169,811
Nanakuli Lease No. 3084 TMK: 1-8-9-005:029	TABALI, James P. (Cash Out Refi) FHA	SecurityNat- ional Mortg- age Co.	\$ 313,000

OAHU

Princess Kahanu Estates	ISHIKAWA,	Click N'	\$ 365,000
Lease No. 8552	Melvin S. (Cash Out	Close Inc.	
TMK: 1-8-7-042:146	Refi) FHA		

MAUI

Lealii	SUAPAIA,	Bank of	\$ 269,000
Lease No. 10357	Richard K.	Hawaii	
TMK: 2-4-5-036:055	(Purchase) FHA		

Waiohuli	KAAHANUI,	MLD	\$ 545,000
Lease No. 7543	Kaniela H. K.	Mortgage,	
TMK: 2-2-2-027:039	(Purchase) HUD 184A	Inc.	

KAUAI

Anahola	MARDONADA,	Celebrity	\$ 311,400
Lease No. 11047	Raimie (Cash Out	Home Loans	
TMK: 4-4-8-022:013	Refi) FHA		

HAWAII

Keaukaha	BALDADO,	Mann	\$ 189,000
Lease No. 4250	Dorene P. (Cash Out	Mortgage LLC	
TMK: 3-2-1-023:089	Refi) FHA		

<u>RECAP</u>	<u>NO.</u>	<u>FHA</u> <u>AMOUNT</u>	<u>NO.</u>	<u>VA</u> <u>AMOUNT</u>
FY Ending 6/30/22	381	\$ 125,173,653	10	\$ 4,610,852
Prior Months	108	\$ 36,977,753	4	\$ 1,194,375
This Month	6	1,538,280	0	0
Total FY '22-'23	114	\$ 38,516,033	4	\$ 1,194,375

		<u>HUD 184A</u> <u>AMOUNT</u>		<u>USDA-RD</u> <u>AMOUNT</u>
FY Ending 6/30/22	54	\$ 16,015,743	5	\$ 1,134,606
Prior Months	14	\$ 4,745,510	2	\$ 671,858
This Month	2	714,811	0	0
Total FY '22-'23	16	\$ 5,460,321	2	\$ 671,858


ITEM NO. D-2


STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

February 21, 2023

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, HSD Administrator 
Homestead Services Division

FROM: Dean Oshiro, Loan Services Branch Manager 

SUBJECT: **Approval of Streamline Refinance of Loans**

RECOMMENDED MOTION/ACTION

To approve the refinancing of loans from the Hawaiian Home General Loan Fund.

DISCUSSION

The following lessees have met the "Streamline/Interest rate reduction loan" criteria, which was approved by the Hawaiian Homes Commission at its August 19, 2013 meeting. This criteria includes twelve (12) consecutive monthly payments, borrower's current interest rate is higher than the current DHHL interest rate, current with their Homeowners Insurance, Real Property Tax, Lease Rent, county sewer/refuse fees, and does not have any advances made by DHHL on the borrowers behalf.

HSD's recommendation for approval is based on actual payment history, over the past twelve (12) months and the review of the above-mentioned criteria. Streamline/Interest Rate Loan refinancing will provide lessees a chance to simply reduce their interest rate and payments without DHHL having to credit and/or income qualify the borrower.

The following lessee(s) has met the aforementioned criteria and is recommended for Streamline/Interest rate reduction loan refinance program:

<u>LESSEE</u>	<u>LEASE NO. & AREA</u>	<u>REFINANCING LOAN TERMS</u>
Kawauchi, Sari N.	12237, WK-IV	NTE \$320,000 @4% interest per annum, NTE \$1,528 monthly, repayable over 30 years.

Loan Purpose: Refinance existing Contract of Loan No. 19040. Original loan amount of \$288,772 at 5% per annum, \$1,550 monthly, repayable over 30 years. A Contested Case Hearing was held for this account on May 27, 2015.

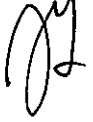
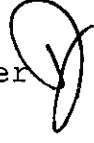
Alama, Margaret Ann D.K.	11414, Kaupea	NTE \$290,000 @4% interest per annum, NTE \$1,385 monthly, repayable over 30 years.
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Loan Purpose: Refinance HUD buyback Loan No. 19554. Original loan amount of \$246,077 at 4.75% per annum, \$1,283 monthly, repayable over 30 years. A Contested Case Hearing was held for this account on March 19, 2019.

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

February 21, 2023

TO: Chairman and Members, Hawaiian Homes Commission
THROUGH: Juan Garcia, HSD Administrator 
Homestead Services Division
FROM: Dean Oshiro, Loan Services Branch Manager 
SUBJECT: **Ratification of Loan Approvals**

RECOMMENDED MOTION/ACTION

To ratify the approval of the following loan previously approved by the Chairman, pursuant to section 10-2-17, Ratification of Chairman's action, of the Department of Hawaiian Home Lands Administrative Rules.

<u>LESSEE</u>	<u>LEASE NO. & AREA</u>	<u>LOAN TERMS</u>
Koerte, Ethel L.	11340, Kekaha	NTE \$130,000 @ 4% interest per annum, NTE \$631 monthly, repayable over 30 years.

Loan Purpose: Refinance ASB Buyback Loan No. 19643 to reduce the interest rate due to financial hardship. Original loan amount of \$155,450 @ 5.25% per annum, \$1,137 monthly, repayable over 25 years. A contested case hearing was not held for this account.

<u>REFINANCE</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/22	6	\$ 1,275,214
Prior Months	8	908,425
This Month	<u>1</u>	<u>130,000</u>
Total FY '22-'23	9	\$ 1,038,425

<u>REPAIR</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/22	0	\$ -0-
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '22-'23	0	\$ -0-

<u>HOME CONSTRUCTION</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/22	1	\$ 250,000
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '22-'23	0	\$ -0-

<u>FARM</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/22	0	\$ -0-
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '22-'23	0	\$ -0-

<u>TRANSFER WITH LOAN</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/22	1	\$ 133,000
Prior Months	1	143,000
This Month	<u>0</u>	<u>143,000</u>
Total FY '22-'23	1	\$ 143,000



<u>AWARD</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/22	3	\$ 469,550
Prior Months	1	199,500
This Month	<u>0</u>	<u>-0-</u>
Total FY '22-'23	1	\$ 199,500

<u>OTHER</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/22	0	\$ -0-
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '22-'23	0	\$ -0-

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

February 21, 2023

TO: Chairman and Members, Hawaiian Homes Commission
THROUGH: Juan Garcia, HSD Administrator 
FROM: Nicole F. Bell, Application Branch Supervisor 
Homestead Services Division
SUBJECT: **Approval of Homestead Application Transfers/Cancellations**

RECOMMENDED MOTION/ACTION

To approve the transfers and cancellations of applications from the Application Waiting Lists for reasons described below:

DISCUSSION

1. Requests of Applicants to Transfer

MAUI ISLANDWIDE AGRICULTURAL LEASE LIST

KAUHANE, Lincoln	01/26/2006	MAUI	PAS	10/24/2022
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MOLOKAI ISLANDWIDE RESIDENTIAL LEASE LIST

HOBBS, Roger K.	09/09/2015	OAHU	RES	11/14/2022
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2. Deceased Applicants

NONE FOR SUBMITTAL

3. Awards of Leases

OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

AIONA, Ashten A.	Assigned Residential Lease #4356, Lot 64 in Nanakuli, Oahu
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dated 03/01/2022. Remove
application dated 09/14/2007.

PAPAIA, Keone K.

Assigned Residential Lease
#9583, Lot 88 in Kalawahine,
Oahu dated 08/25/2022. Remove
application dated 05/25/2021.

POMAIKAI, Ember L.A.

Assigned Residential Lease
#3777, Lot 313 in Nanakuli, Oahu
dated 06/17/2022. Remove
application dated 10/21/1998.

SCHUTTE, William P.

Assigned Residential Lease
#5357, Lot 106 in Waianae, Oahu
dated 09/14/2022. Remove
application dated 06/21/1984.

HAWAII ISLANDWIDE RESIDENTIAL LEASE LIST

YOUNG, Wendell B.K.

Assigned Residential Lease
#9583, Lot 88 in Kalawahine,
Oahu dated 08/25/2022. Remove
application dated 05/21/2015.

MOLOKAI ISLANDWIDE RESIDENTIAL LEASE LIST

KELEKOLIO, Joshua S.K.

Assigned Residential Lease #965,
Lot 79 in Kalamaula, Molokai
dated 07/01/2020. Remove
application dated 02/19/2009.

4. Native Hawaiian Qualification

NONE FOR SUBMITTAL

5. Voluntary Cancellation

NONE FOR SUBMITTAL

6. Successorship

OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

FAUFATA, Janet S.P. Succeeded to Oahu Islandwide Residential application of Parent, Ruby L.P. Shimooka, dated 08/10/1994. Remove application dated 01/07/2000.

KAHUMOKU, Ariel Succeeded to Oahu Islandwide Residential application of Grandparent, Sinclaire M. Kahumoku, dated 12/03/1984. Remove application dated 04/15/2020.

MACLOVES, Chase K. Succeeded to Oahu Islandwide Residential application of Parent, Sarah H. Macloves, dated 11/20/1987. Remove application dated 10/23/2020.

HAWAII ISLANDWIDE AGRICULTURAL LEASE LIST

KAHAWAII, Hamby O. Succeeded to Maui Islandwide Agricultural application of Sibling, Bonny L. Kahawaii-Herbert, dated 12/28/1994. Remove application dated 02/27/1995.

HAWAII ISLANDWIDE RESIDENTIAL LEASE LIST

KALAHIKI, George P. Succeeded to Hawaii Islandwide Residential application of Parent, Samuel Kalahiki, dated 11/17/1986. Remove application dated 12/12/1994.

MOLOKAI ISLANDWIDE AGRICULTURAL LEASE LIST

FAUFATA, Janet S.P.

Succeeded to Molokai Islandwide
Agricultural application of
Parent, Ruby L.P. Shimooka,
dated 02/04/1986. Remove
application dated 10/26/2018.

7. Additional Acreage

NONE FOR SUBMITTAL

8. HHC Adjustments

NONE FOR SUBMITTAL


Last Month's Transaction Total	14
Last Month's Cumulative FY 2021-2022 Transaction Total	181
Transfers from Island to Island	2
Deceased	0
Cancellations:	
Awards of Leases	6
NHQ	0
Voluntary Cancellations	0
Successorship	6
Additional Acreage	0
HHC Adjustments	0
This Month's Transaction Total	14
This Month's Cumulative FY 2022-2023 Transaction Total	195


STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

February 21, 2023

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, HSD Administrator 

FROM: Nicole F. Bell, Application Branch Supervisor 
Homestead Services Division

SUBJECT: **Commission Designation of Successors to Application Rights - Public Notice 2018, 2020 & 2021**

RECOMMENDED MOTION/ACTION

1. To designate the following individuals as successors to the application rights of deceased applicants who did not name a qualified successor.

2. To approve the certification of applications to successorship rights of qualified successors. The Department has verified the native Hawaiian blood quantum requirement of each prospective successor according to section 10-3-2 of the Hawaii Administrative Rules.

DISCUSSION

The following qualified applicants passed away on or after October 26, 1998, without naming qualified successors. Pursuant to 10-3-8(c) of the *Hawaii Administrative Rules*, a public notice listing the names of deceased applicants and calling for possible successors to their application rights was published in the Honolulu Star-Advertiser, The Maui News, Hawaii Tribune Herald, West Hawaii Today, and The Garden Island on the last two consecutive Sundays of November for the year the Department received notification. Requests to succeed to the decedents' application rights were submitted within the required 180 days following the last date of publication. Prospective successors were the sole respondents and are deemed by the Department to have met the requirements of successorship according to section 10-3-8(b) of the *Hawaii Administrative Rules*. HSD recommends approval of the following designees:

1a. Deceased Applicant:	Annette R.L Barrionuebo-Paik
Date of death:	July 19, 2019
Successor to app rights:	Kalei L.J. Paik
Relationship to decedent:	Child
Island:	Oahu
Type:	Islandwide Residential
Date of Application:	June 30, 2008
Date of Public Notice:	November, 2021
1b. Island:	Maui
Type:	Islandwide Agricultural
Date of Application:	June 30, 2008
2a. Deceased Applicant:	Thomas K. Iona
Date of death:	February 02, 2019
Successor to app rights:	Gary K. Iona
Relationship to decedent:	Sibling
Island:	Oahu
Type:	Islandwide Residential
Date of Application:	July 19, 1984
Date of Public Notice:	November, 2021
2b. Island:	Molokai
Type:	Islandwide Agricultural
Date of Application:	March 24, 1986
3. Deceased Applicant:	Sinclair M. Kahumoku
Date of death:	July 09, 2020
Successor to app rights:	Ariel Kahumoku
Relationship to decedent:	Grandchild
Island:	Oahu
Type:	Islandwide Residential
Date of Application:	December 3, 1984
Date of Public Notice:	November, 2020
4. Deceased Applicant:	Duaine R. Maiola
Date of death:	November 12, 2016
Successor to app rights:	Dionne L. Maiola
Relationship to decedent:	Child
Island:	Maui
Type:	Islandwide Agricultural
Date of Application:	July 26, 1993
Date of Public Notice:	November, 2021

5. Deceased Applicant: Samuel Kalahiki
Date of death: June 15, 2006
Successor to app rights: George P. Kalahiki
Relationship to decedent: Child
Island: Hawaii
Type: Islandwide Residential
Date of Application: November 17, 1986
Date of Public Notice: November, 2018

6a. Deceased Applicant: Minnie K. Kuahiwinui
Date of death: August 19, 2018
Successor to app rights: Natasha W. Kuahiwinui
Relationship to decedent: Child
Island: Hawaii
Type: Islandwide Pastoral
Date of Application: August 30, 1993
Date of Public Notice: November, 2021



6b. Island: Hawaii
Type: Islandwide Residential
Date of Application: August 30, 1993

Previous Cumulative Total for Current FY	46
Current Month's Total	9
Fiscal Year Total: July 2022-June 2023	55

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

February 21, 2023

TO: Chairman and Members, Hawaiian Homes Commission
THROUGH: Juan Garcia, HSD Administrator 
FROM: Nicole F. Bell, Application Branch Supervisor 
Homestead Services Division
SUBJECT: **Reinstatement of Deferred Application - SHARON L. VERANO**

RECOMMENDED MOTION/ACTION

To reinstate an application that was deferred due to the applicant not responding to two successive contacts as required by the department's administrative rules.

DISCUSSION

Section 10-3-10(b) of the *Hawaii Administrative Rules* states in part that "Whenever an applicant does not respond to any two successive requests from the department for updated information, the department shall place such applicant on a deferred status until such time as updated information is received."

The following applicant was deferred and has since contacted the department with updated information:

WAIMEA AREA / HAWAII ISLANDWIDE RESIDENTIAL LEASE LIST

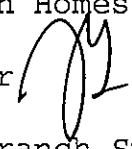

<u>APPLICANT</u>	<u>APPLICATION DATE</u>	<u>HHC ACTION TO DEFER</u>	<u>CONTACT DATE WITH DEPARTMENT</u>
VERANO, Sharon L.	10/18/1977	04/27/1993	04/16/2021

Previous Cumulative Total for Current FY	1
Current Month's Total	1
Fiscal Year Total: July 2022-June 2023	2

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

February 21, 2023

TO: Chairman and Members, Hawaiian Homes Commission
THROUGH: Juan Garcia, HSD Administrator 
FROM: Nicole F. Bell, Application Branch Supervisor 
Homestead Services Division
SUBJECT: **Approval to Certify Applications of Qualified Applicants for
the month of January 2023**

RECOMMENDED MOTION/ACTION

To approve the certification of applications of qualified applicants for the month of January 2023. The Department has verified the native Hawaiian blood quantum requirement of each applicant according to section 10-3-2 of the Hawaii Administrative Rules.

DISCUSSION

At its October 2020 regular meeting, the Hawaii Homes Commission adopted the recommendation of the HHC Investigative Committee on the Native Hawaiian Qualification Process to recall to the HHC, pursuant to Hawaii Administrative Rules § 10-2-16(a), the authority to accept the Native Hawaiian Quantum (NHQ) determination for an individuals as a function requiring the exercise of judgement or discretion. The recommendation included a process to implement the Commission's review and acceptance of NHQ determinations. These applicants have been deemed by the Department to have met the native Hawaiian blood quantum requirement through the kumu 'ohana process.

OAHU ISLANDWIDE AGRICULTURAL LEASE LIST

KUKAHIKO, Ian M.A.

10/20/2022

OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

MAHI-SEFO, Stacey K.

11/01/2022

PANUI, Lance S.K.	11/03/2022
FRAGAS, Lisa A.	10/17/2022
HOLBRON, Ashley Mari K.	10/18/2022
ABALOS, Michele M.M.	10/18/2022
KUKAHIKO, Ian M.A.	10/20/2022
KAHOOILIHALA, Dinah K.	10/20/2022
LIKE, Eldred K.	10/07/2022
ALCOS, Sherrie K.	10/10/2022
KANEO, Anthony A.	10/13/2022

PANAewa AREA / HAWAII ISLANDWIDE AGRICULTURAL LEASE LIST

REA, Marietta M.	03/22/1976
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HAWAII ISLANDWIDE AGRICULTURAL LEASE LIST

WALTJEN, Ernest	10/26/2022
MAHI-SEFO, Stacey K.	11/01/2022
SALINAS, Kuulei Puakalehua L.	11/03/2022
ALCOS, Sherrie K.	10/10/2022
KANEO, Anthony A.	10/13/2022

HAWAII ISLANDWIDE RESIDENTIAL LEASE LIST

RICHARD, Scott J.K.	10/24/2022
WALTJEN, Ernest	10/26/2022
PAYAPAYA, Brian J.K.	10/20/2022

KAUAI ISLANDWIDE AGRICULTURAL LEASE LIST

CUMMINGS, Aaron J.	12/08/2022
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CHEE, Sye L.K.N.	12/09/2022
<hr/>	
CUMMINGS, Aaron J.	12/08/2022
CHEE, Sye L.K.N.	12/09/2022


Previous Cumulative Total for Current FY	510
Current Month's Total	24
Fiscal Year Total: July 2022-June 2023	534

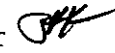
STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

February 21, 2023

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, Administrator 
Homestead Services Division

FROM: Ross K. Kapeliela, Acting ODO Supervisor 
Homestead Services Division

SUBJECT: **Approval of Assignment of Leasehold Interest**

RECOMMENDED MOTION/ACTION

1. To approve the assignment of the leasehold interest, pursuant to Section 208, Hawaiian Homes Commission Act, 1920, as amended, and subject to any applicable terms and conditions of the assignment, including but not limited to the approval of a loan.

2. To approve and accept that the transferees are of no less than the required 25% or 50% Hawaiian ancestry as appropriate pursuant to Section 208, Hawaiian Homes Commission Act, 1920, as amended.

DISCUSSION

Sixteen (16) assignments of lease.

1. Lessee Name: Eulalia K. Batalona
Res. Lease No. 5206, Lot No. 75
Lease Date: 8/2/1982
Area: Nanakuli, Oahu
Property Sold & Amount: Yes, \$325,000.00
Improvements: 3 bedroom, 2 bath dwelling

Transferee Name: Kawika I. Hatori Laa
Relationship: Nephew
Loan Assumption: No
Applicant: Yes, Oahu IW Res., 1/10/2019

Reason for Transfer: "Giving lease to relative". Special Condition: Transferee to obtain funds to pay purchase price.

2. Lessee Name: Bernadine U. Capell
Res. Lease No. 6488, Lot No. 59
Lease Date: 6/30/1994
Area: Anahola, Kauai
Property Sold & Amount: Yes, \$300,000.00
Improvements: 2 bedroom, 1 bath dwelling
- Transferee Name: Bessie P. Carveiro
Relationship: None
Loan Assumption: No
Applicant: Yes, Kauai IW Res., 8/30/2022
- Reason for Transfer: "Moving off island." Special
Condition: Transferee to obtain funds to pay purchase price. See simultaneous transfer below.
3. Lessee Name: Bessie P. Carveiro
Res. Lease No. 6488, Lot No. 59
Lease Date: 6/30/1994
Area: Anahola, Kauai
Property Sold & Amount: Yes, \$300,000.00
Improvements: 2 bedroom, 1 bath dwelling
- Transferee Name: Tiffany K. Blackstad
Relationship: Daughter
Loan Assumption: No
Applicant: No
- Reason for Transfer: "Giving lease to relative". Special
Condition: Transferee to obtain funds to pay purchase price.
4. Lessee Name: Cornelius A. Kahiamoe
Res. Lease No. 8508, Lot No. 218
Lease Date: 11/1/1995
Area: PKE, Oahu
Property Sold & Amount: Yes, \$375,000.00
Improvements: 3 bedroom, 2 bath dwelling
- Transferee Name: Lance A. K. Kahiamoe-Terukina
Relationship: Nephew
Loan Assumption: No
Applicant: Yes, Oahu IW Res., 3/21/2012
- Reason for Transfer: "Moving off island." Special
Condition: Transferee to obtain funds to pay purchase price.

5. Lessee Name: Lindsay W. A. K. C. Kalani
Res. Lease No. 8184, Lot No. 16
Lease Date: 1/1/1993
Area: Nanakuli, Oahu
Property Sold & Amount: Yes, \$230,000.00
Improvements: 8 bedroom, 5 bath dwelling

Transferee Name: Theodora P. Auwae
Relationship: None
Loan Assumption: No
Applicant: No

Reason for Transfer: "Moving off island." Special
Condition: Transferee to obtain funds to pay purchase
price.

6. Lessee Name: Marie D. U. Loughmiller
Res. Lease No. 7662, Lot No. 309
Lease Date: 2/7/2002
Area: Waiohuli, Maui
Property Sold & Amount: Yes, \$875,000.00
Improvements: 3 bedroom, 2 bath dwelling

Transferee Name: Cameron K. Kane
Relationship: None
Loan Assumption: No
Applicant: Yes, Maui IW Res., 8/16/2016

Reason for Transfer: "Moving off island." Special
Condition: Transferee to obtain funds to pay purchase
price.

7. Lessee Name: Katherine K. Matsushima
Res. Lease No. 3061, Lot No. 31
Lease Date: 2/8/1957
Area: Anahola, Kauai
Property Sold & Amount: No, N/A
Improvements: 3 bedroom, 1 bath dwelling

Transferee Name: Deede L. Contrades
Relationship: Daughter
Loan Assumption: No
Applicant: Yes, Kauai IW Res., 4/2/2012

Reason for Transfer: "Giving lease to relative".

8. Lessee Name: Lorna L. Poe
Res. Lease No. 9908, Lot No. 47
Lease Date: 10/1/2002
Area: Hanapepe, Kauai
Property Sold & Amount: Yes, \$162,500.00
Improvements: 3 bedroom, 2 bath dwelling
- Transferee Name: Lorna L. Poe & Kaulana J. Poe
Relationship: Lessee & Son
Loan Assumption: No
Applicant: No
- Reason for Transfer: "Adding relative to lease." Special Condition: Transferee to obtain funds to pay purchase price.
9. Lessee Name: Deborah M. Sinclair
Res. Lease No. 5419, Lot No. 31
Lease Date: 10/1/1984
Area: Paukukalo, Maui
Property Sold & Amount: Yes, \$525,000.00
Improvements: 3 bedroom, 2 bath dwelling
- Transferee Name: Teana M. N. Kahoohanohano
Relationship: None
Loan Assumption: No
Applicant: Yes, Maui IW Res., 6/12/2019
- Reason for Transfer: "Medical reasons." Special Condition: Transferee to obtain funds to pay purchase price.
10. Lessee Name: Vanessa N. Speed
Res. Lease No. 10099, Lot No. 107
Lease Date: 6/15/2005
Area: Waiehu Kou III, Maui
Property Sold & Amount: No, N/A
Improvements: 4 bedroom, 2-1/2 bath dwelling
- Transferee Name: Kahoneokamaileoaukekulelia F. H. V. Speed
Relationship: Son
Loan Assumption: No
Applicant: No
- Reason for Transfer: "Giving lease to relative."

11. Lessee Name: Shawndy K. Spencer
Res. Lease No. 561, Lot No. 11
Lease Date: 6/24/1933
Area: Nanakuli, Oahu
Property Sold & Amount: No, N/A
Improvements: 3 bedroom, 1 bath dwelling

Transferee Name: Simeon K. K. Spencer
Relationship: Son
Loan Assumption: No
Applicant: No

Reason for Transfer: "Giving lease to relative."

12. Lessee Name: Kristie P. K. Swaba
Res. Lease No. 490, Lot No. 34-C-2-A
Lease Date: 6/18/1931
Area: Hoolehua, Molokai
Property Sold & Amount: No, N/A
Improvements: 4 bedroom, 2 bath dwelling

Transferee Name: Kristie P. K. Swaba & Kettisha P. Lopez
Relationship: Lessee & Sister
Loan Assumption: No
Applicant: No

Reason for Transfer: "Adding relative to lease."

13. Lessee Name: Kristie P. K. Swaba
Agr. Lease No. 490, Lot No. 183
Lease Date: 6/18/1931
Area: Hoolehua, Molokai
Property Sold & Amount: No, N/A
Improvements: None

Transferee Name: Kristie P. K. Swaba & Kettisha P. Lopez
Relationship: Lessee & Sister
Loan Assumption: No
Applicant: No

Reason for Transfer: "Adding relative to lease."

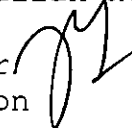
14. Lessee Name: Bernadine K. P. Sylva
Res. Lease No. 2905, Lot No. 38
Lease Date: 7/8/1954
Area: Kuhio Village, Hawaii
Property Sold & Amount: No, N/A
Improvements: 4 bedroom, 1 bath dwelling
- Transferee Name: Bronson Paul O. Sylva
Relationship: Son
Loan Assumption: No
Applicant: No
- Reason for Transfer: "Giving lease to relative."
15. Lessee Name: James F. Weller, Jr.
Res. Lease No. 3291, Lot No. 41
Lease Date: 2/12/1960
Area: Kuhio Village, Hawaii
Property Sold & Amount: No, N/A
Improvements: 3 bedroom, 1 bath dwelling
- Transferee Name: Kepa K. Weller & Pohaikealoha H. W. Kyota
Relationship: Son & Daughter
Loan Assumption: No
Applicant: No
- Reason for Transfer: "Giving lease to relatives."
16. Lessee Name: Solomon H. Kailihiwa, Jr.
Res. Lease No. 10440, Lot No. UNDV143
Lease Date: 6/18/2005
Area: Waiohuli, Maui
Property Sold & Amount: No, N/A
Improvements: None
- Transferee Name: Ellen M. U. K. Nahoolewa
Relationship: Daughter
Loan Assumption: No
Applicant: No
- Reason for Transfer: "Giving lease to relative."

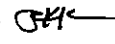
Assignments for the Month of February `23	16
Previous FY '22 - '23 balance	<u>116</u>
FY '22 - '23 total to date	132
Assignments for FY '21 - '22	220

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

February 21, 2023

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, Administrator 
Homestead Services Division

FROM: Ross K. Kapeliela, Acting ODO Supervisor 
Homestead Services Division

SUBJECT: **Approval of Amendment of Leasehold Interest**

RECOMMENDED MOTION/ACTION

To approve the amendment of the leasehold interest listed below.

DISCUSSION

Seven (7) amendments of lease.

1. Lessee: Charles A. Kahaleauki, Jr.
Res. Lease No.: 10118
Lot No., Area, Island: 57, Waiohuli, Maui
Amendment: To amend the lease to release the 10 years retention for the Native Hawaiian Housing Block Grant.

2. Lessee: Marie D. U. Loughmiller
Res. Lease No.: 7662
Lot No., Area, Island: 309, Waiohuli, Maui
Amendment: To amend the lease to release the life interest of Stanley M. Park.

3. Lessee: Katherine K. Matsushima
Res. Lease No.: 3061
Lot No., Area, Island: 31, Anahola, Kauai
Amendment: To amend the lease title and lessor's name, to update the property description, to incorporate the currently used terms, conditions, and covenants to the lease, and to extend the lease term to an aggregate term of 199 years.
4. Lessee: Vanessa N. Speed
Res. Lease No.: 10099
Lot No., Area, Island: 107, Waiehu Kou III, Maui
Amendment: To amend the lease to release the 5 years retention period for the Affordable Housing Program Grant.
5. Lessee: Kristie P. K. Swaba
Res. Lease No.: 490
Lot No., Area, Island: 34-C-2-A, Hoolehua, Molokai
Amendment: To amend the lease title and lessor's name, to update the property description, to incorporate the currently used terms, conditions, and covenants to the lease, and to extend the lease term to an aggregate term of 199 years.
6. Lessee: Kristie P. K. Swaba
Agr. Lease No.: 490
Lot No., Area, Island: 183, Hoolehua, Molokai
Amendment: To amend the lease title and lessor's name, to incorporate the currently used terms, conditions, and covenants to the lease, and to extend the lease term to an aggregate term of 199 years. To amend the lot number, and property description due to final subdivision approval.

7. Lessee: James F. Weller, Jr.
 Res. Lease No.: 3291
 Lot No., Area, Island: 41, Kuhio Village, Hawaii
 Amendment: To amend the lease title and
 lessor's name, to update the
 property description, to
 incorporate the currently used
 terms, conditions, and covenants to
 the lease, and to extend the lease
 term to an aggregate term of 199
 years.


Amendments for the Month of February '23	7
Previous FY '22- '23 balance	<u>57</u>
FY '22 - '23 total to date	64
Amendments for FY '21 - '22	133


STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

February 21, 2023

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, Administrator 
Homestead Services Division

FROM: Ross K. Kapeliela, Acting ODO Supervisor 
Homestead Services Division

SUBJECT: **Approval to Issue a Non-Exclusive License for Rooftop Photovoltaic Systems for Certain Lessees**

RECOMMENDED MOTION/ACTION

To approve the issuance of a non-exclusive license to allow the Permittee to provide adequate services related to the installation, maintenance, and operation of a photovoltaic system on the premises leased by the respective Lessees.

The non-exclusive license is necessary as the Lessee can not issue his/her own licenses.

DISCUSSION

Thirteen (13) non-exclusive licenses.

1. Lessee: Lehuanani K. F. Abrigo
Res. Lease No.: 9740
Lot No., Area, Island: 13726, Maluohai, Oahu
Permittee: Hawaii Green Infrastructure Authority

2. Lessee: Richard H. Akao
Res. Lease No.: 9362
Lot No., Area, Island: 49, Kaniohale, Hawaii
Permittee: Sunrun Installation Services, Inc.

3. Lessee: Jaylyn L. Haleamau
Res. Lease No.: 4018
Lot No., Area, Island: 84, Waiakea, Hawaii
Permittee: Sunrun Installation Services, Inc.
4. Lessee: Donna Rae K. Hanohano
Res. Lease No.: 7541
Lot No., Area, Island: 127, Waiohuli, Maui
Permittee: Sunrun Installation Services, Inc.
5. Lessee: Natalie K. Hanson
Res. Lease No.: 6336
Lot No., Area, Island: 149-B, Keaukaha, Hawaii
Permittee: Sunrun Installation Services, Inc.
6. Lessee: Gilbert K. Jose
Res. Lease No.: 5259
Lot No., Area, Island: 8, Waianae, Oahu
Permittee: Sunrun Installation Services, Inc.
7. Lessee: Lisa L. Loketi
Res. Lease No.: 10160
Lot No., Area, Island: 29, Anahola, Kauai
Permittee: Sunrun Installation Services, Inc.
8. Lessee: Thia K. Palakiko
Res. Lease No.: 4478
Lot No., Area, Island: 86, Waianae, Oahu
Permittee: Sunrun Installation Services, Inc.
9. Lessee: Florence A. Respicio
Res. Lease No.: 4714
Lot No., Area, Island: 136-B, Keaukaha, Hawaii
Permittee: Sunrun Installation Services, Inc.
10. Lessee: Enid M. Saiki
Res. Lease No.: 6342
Lot No., Area, Island: 172-B-1, Keaukaha, Hawaii
Permittee: Sunrun Installation Services, Inc.

11. Lessee: William P. Schutte
Res. Lease No.: 5357
Lot No., Area, Island: 106, Waianae, Oahu
Permittee: Sunrun Installation Services, Inc.
12. Lessee: Melissia Mae A. Sugai
Res. Lease No.: 8666
Lot No., Area, Island: 8, Anahola, Kauai
Permittee: Sunrun Installation Services, Inc.
13. Lessee: Todd K. Taa
Res. Lease No.: 9609
Lot No., Area, Island: 76, Kalawahine, Oahu
Permittee: Sunrun Installation Services, Inc.

Non-Exclusive License for the Month of February '23	13
Previous FY '22 - '23 balance	<u>48</u>
FY '22 - '23 total to date	61
Non-Exclusive License for FY '21 - '22	53

**HAWAIIAN HOMES COMMISSION
FEBRUARY 21 & 22, 2023**


E – ITEMS

LAND DEVELOPMENT DIVISION

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

February 21-22, 2022

To: Chairman and Members, Hawaiian Homes Commission

From: Stewart Matsunaga, Acting Administrator, Land Development Division 

Subject: For Information Only
Implementation Progress Report, as of February 13, 2023, for Act 279, Session Laws of Hawaii 2022

RECOMMENDED MOTION/ACTION

None, for information only.

BACKGROUND

Act 279 enacted in Regular Session of 2022 of the 31st Legislature appropriated \$600,000,000 in general funds to provide a multi-pronged approach to reducing the DHHL waitlist. The \$600,000,000 will address the needs of those on the waitlist and those beneficiaries still waiting. (Excerpt from "Strategic Plan to Implement Act 279, Session Laws of Hawaii 2022 dated November 2022)

On August 16, 2022, after many deliberations through the Permitted Interaction Group (PIG), the Hawaiian Homes Commission (HHC) approved the Strategic Approach to Implement Act 279 - August 2022. After further refinement with DHHL and the PIG, on November 22, 2022 the HHC approved the Strategic Plan to Implement Act 279, Session Laws of Hawaii (SLH) 2022.

Pursuant to Section 4(c), Act 279, DHHL shall submit a strategic plan, including findings, recommendations, and any proposed legislation, to the Legislature, no later than December 10, 2022. On December 6, 2022 copies of the Strategic Plan to Implement Act 279, SLH 2022 was transmitted to the Senate President and members of the Senate and President of the House and members of the House of Representatives, pursuant to Section 4(c), Act 279.

DISCUSSION ON FY 2023 IMPLEMENTATION

Section 6, Act 279, SLH 2022 states:

There is appropriated out of the general revenues of the State of Hawaii the sum of \$600,000,000 or so much there of as may be necessary for the fiscal year 2021-2022 for the purposes of this Act; provided that any moneys not encumbered for specific purposes shall lapse to the general fund on June 30, 2025.

In order to comply with the Legislative deadline to encumber \$600,000,000 by June 30, 2025, HHC approved Agenda Item C-5, an implementation budget for Act 279, SLH 2022 on August 15, 2022. Agenda Item C-5 is attached as Exhibit "A".

On November 7, 2022, Governor David Ige approved the release of \$172,750,000 for the implementation of the FY 2023 projects. Subsequently, on January 30, 2023, Budget and Finance by direction of the Governor, re-allotted \$172,750,000 over the last three (3) quarters of FY23. No changes made to the total allotment in FY 2023.

Exhibit B provides the procurement, contract and encumbrance status of FY 2023 subdivisions and projects.

In its approval of the Act 279 Implementation Budget, the HHC authorized the Chairman to shift funding of expenditures between cost elements and funds as warranted, but not to exceed the total budget. DHHL intends to seek authorization from the Chairman to shift funds from FY 2023 to FY 2024 and vice versa from FY 2024 to FY 2023, anticipating that projects are not ready and qualified offers for Land Acquisition and Development, respectively. Exhibit B provides the rationale for such proposed amendments to the budget.


Land Development Division will propose budget amendment shifts in a couple months, when it is anticipated that acquisition and development projects and its budget requirements will be certain.

RECOMMENDED MOTION/ACTION:

None—for information only.

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

AUGUST 15, 2022

TO: Chairman and Members, Hawaiian Homes Commission
FROM:  Rodney K. M. Lau, Administrative Services Officer
SUBJECT: Approval of Act 279 (SLH 2022) Implementation Budget
for Fiscal Year 2022-2023

RECOMMENDED MOTION/ACTION

That the Commission approve the Act 279 (SLH 2022) Implementation Budget for Fiscal Year 2022-2023 for the Department of Hawaiian Home Lands and authorize the Chairman to shift funding of expenditures between cost elements and funds as warranted but not to exceed the total budget.

DISCUSSION

On July 11, 2022, Governor David Ige signed into law Act 279, SLH 2022 (formerly HB 2511 HB2 SD2 CD1). Act 279, SLH 2022 appropriates \$600 million in general funds to provide a multi-pronged approach to reduce the Department of Hawaiian Home Lands (DHHL) waitlist. The \$600 million will address the needs of beneficiaries on the DHHL waitlist and those that are still waiting to get on the land.

On May 16, 2022 Chairman William Aila, Jr. established the Act 279 Permitted Interaction Group (f.k.a. the HB2511 HD2 SD2 CD1 "Waitlist Reduction Act" Permitted Interaction Group) ("Act 279 Committee"). Recommendations from the Act 279 Committee were presented to the Commission at its July 2022 meeting with action on these recommendations identified as item C-4 on this month's agenda. If the Commission approves the "Preliminary Strategic Approach to Implement Act 279 of 2022" and authorizes the Chair to begin implementation, this Budget provides the needed funds for the current fiscal year, FY2022-2023.

ITEM NO. E-1
Exhibit "A"
ITEM NO. C-5

The analysis and justification for the funding priorities for Act 279 are laid out in the "Preliminary Strategic Approach" document and are not discussed here. Instead, this submittal focuses on the allocation of funds.

A two-year CAPITAL PROJECTS ENCUMBRANCE PLAN ("PLAN") is included as Exhibit A. In addition to lot development and offsite infrastructure, the PLAN includes funding set aside for potential Land/Project Acquisition and Innovative Project Financing/Partnerships.

The ACT 279 IMPLEMENTATION BUDGET for FY 2022-2023 is included below in TABLE 1. Like the PLAN the Capital Projects Budget includes funding for potential Land/Project Acquisition and Innovative Project Financing/Partnerships.

TABLE 1
ACT 279 IMPLEMENTATION BUDGET FY 2022-2023

ACT 279 Capital Projects (SEE EXHIBIT B)	\$172,761,000
Individual Assistance Programs to Address Barriers to Homeownership and/or Address Housing Insecurity (ideas from beneficiary or housing stakeholder organizations)	\$ 60,000,000
TOTAL	\$232,761,000

Because the ACT 279 IMPLEMENTATION BUDGET for FY 2022-2023 is based on estimated costs, the department, with Chairman's approval, may need to shift funding of expenditures between cost elements and funds as warranted but in no event will any expenditure be funded if the total budget is exceeded.

The Commission's approval of the recommended motion is respectfully requested.

ITEM NO. E-1
Exhibit "A"
ITEM NO C-5

DEPARTMENT OF HAWAIIAN HOME LANDS
ACT 279, SLH 2022: CAPITAL PROJECTS - PROPOSED ENCUMBRANCE PLAN
FISCAL YEAR 2023 and 2024

			General Fund				
			FY 2023-2024	FY 2023	FY 2024		
Island	Subdivision/Project	Lots	Act 279, SLH 2022	Encumbrances	Encumbrances	Phase	
	HAWAII COUNTY						
Hawaii	Honomu Subsistence Ag Lots, Phase 2	40	\$ 6,000,000		\$ 6,000,000	C	
	Laiopua Village 2 (includes N Kona Water Development)	200	\$ 44,000,000	\$ 4,000,000	\$ 40,000,000	DA	
	Laiopua Village 1	200	\$ 23,000,000		\$ 23,000,000	DA	
	MAUI COUNTY						
Lanai	Lanai Residence Lots Offsite Infrastructure	75*	\$ 2,000,000	\$ 2,000,000		D	
Molokai	Hoolehua Scattered Lots	20	\$ 3,500,000		\$ 3,500,000	C	
	Naiwa Ag Subdivision	16	\$ 6,000,000		\$ 6,000,000	C	
Maui	Pu'unani Homestead Subdivision, Phase 1	161	\$ 17,500,000	\$ 17,500,000		DA	
	Honokowai Subsistence Ag, Phase 1	50	\$ 5,000,000		\$ 5,000,000	C	
	Leialii 1B Offsite Water		\$ 15,000,000	\$ 15,000,000		C	
	Leialii 1B Subdivision	250	\$ 68,000,000		\$ 68,000,000	DA	
	CITY AND COUNTY OF HONOLULU						
Oahu	Kaupea, Phase 2	60	\$ 23,000,000	\$ 8,250,000	\$ 14,750,000	DA	
	East Kapolei II Backbone Infrastructure		\$ 50,000,000	\$ 3,000,000	\$ 47,000,000	D/C	
	East Kapolei IIA	300	\$ 14,000,000	\$ 14,000,000		DA	
	East Kapolei IID	124	\$ 18,000,000		\$ 18,000,000	DA	
	East Kapolei IIE	142	\$ 21,000,000	\$ 21,000,000		DA	
	East Kapolei IIF	155	\$ 23,000,000		\$ 23,000,000	DA	
	Mailli Development	280	\$ 60,000,000		\$ 60,000,000	DA	
	Ewa Beach (former NOAA site)	600	\$ 48,000,000		\$ 48,000,000	DA	
	KAUAI COUNTY						
Kauai	Hanapepe Residence Lots, Phase 2	75	\$ 23,000,000	\$ 23,000,000		C	
	Anahola Kuleana Homestead Lease Agricultural and Pastoral	115	\$ 5,000,000		\$ 5,000,000	C	
Statewide	Land/Project Acquisition	300**	\$ 35,000,000	\$ 35,000,000		L/DA	
	Project Financing/Partnerships (Public/Public; Public/Private)		\$ 30,000,000	\$ 30,000,000		DA	
	TOTAL	3,163**	\$ 540,000,000	\$ 172,750,000	\$ 367,250,000		
	Phase: D=Design; C=Construction; L=Land Acquisition; DA=Development Agreement						
	*Assumes construction funding is available after 2025						
	**Estimate						

ITEM NO. E-1
Exhibit "A"
ITEM NO. C-5

DEPARTMENT OF HAWAIIAN HOME LANDS
ACT 279, SLH 2022: CAPITAL PROJECTS
FISCAL YEAR 2023 BUDGET

			General Fund		
Island	Subdivision/Project	Lots	FY 2023 Encumbrances	Phase	
	HAWAII COUNTY				
Hawaii	Honomu Subsistence Ag Lots, Phase 2	40	\$ 1,000	C	
	Laiopua Village 2 (includes N Kona Water Development	200	\$ 4,000,000	DA	
	Laiopua Village 1	200	\$ 1,000	DA	
	MAUI COUNTY				
Lanai	Lanai Residence Lots Offsite Infrastructure	75*	\$ 2,000,000	D	
Molokai	Hoolehua Scattered Lots	20	\$ 1,000	C	
	Naiwa Ag Subdivision	16	\$ 1,000	C	
Maui	Pu'unani Homestead Subdivision, Phase 1	161	\$ 17,500,000	DA	
	Honokowai Subsistence Ag, Phase 1	50	\$ 1,000	C	
	Leialii 1B Offsite Water		\$ 15,000,000	C	
	Leialii 1B Subdivision	250	\$ 1,000	DA	
	CITY AND COUNTY OF HONOLULU				
Oahu	Kaupea, Phase 2	60	\$ 8,250,000	DA	
	East Kapolei II Backbone Infrastructure		\$ 3,000,000	D/C	
	East Kapolei IIA	300	\$ 14,000,000	DA	
	East Kapolei IID	124	\$ 1,000	DA	
	East Kapolei IIE	142	\$ 21,000,000	DA	
	East Kapolei IIF	155	\$ 1,000	DA	
	Maili Development	280	\$ 1,000	DA	
	Ewa Beach (former NOAA site)	600	\$ 1,000	DA	
	KAUAI COUNTY				
Kauai	Hanapepe Residence Lots, Phase 2	75	\$ 23,000,000	C	
	Anahola Kuleana Homestead Lease Agricultural and Pastoral	115	\$ 1,000	C	
Statewide	Land/Project Acquisition	300**	\$ 35,000,000	L/DA	
	Project Financing/Partnerships (Public/Public; Public/Private)		\$ 30,000,000	DA	
	TOTAL	3,163**	\$ 172,761,000		
	Phase: D=Design; C=Construction; L=Land Acquisition; DA=Development Agreement				
	*Assumes construction funding is available after 2025				
	**Estimate				

ITEM NO. E-1
Exhibit "A"
ITEM NO. C-5

DEPARTMENT OF HAWAIIAN HOME LANDS
Act 279 IMPLEMENTATION IN FY 2023
PROJECT STATUS AS OF FEB. 13, 2023*

Island	FY23 Subdivision/Project	Lots	Phase	Budget approved	Amend #1 approved	Amend #2 (for consideration)	Encumbrance in process	ENCUMBERED	EXPENDITURE	Status	Staff
Hawaii	Laiopua Village 2 (Includes N. Kona Water Development)	200	Land	\$ 4,000,000	\$ 4,000,000	\$ 4,000,000				DHHL considering two well sites. Well site #1: Negotiating acquisition of property from Cannery Commercial LLC for well site. Well site #2: Seeking HHC approval on Preliminary Water Agreement with Kamehameha Schools and County Dept. of Water Supply (Item G-7 HHC December Meeting) Chair executed MOA. Meeting with KS 2/9/23.	Andrew
Hawaii	North Kona Water Development		Land			\$ 1,000,000				Coordinating meeting with land Owner, Gianulus and coffee farmer by end of Feb 2023. Potential acquisition cost, not to exceed \$1,000,000, but subject to further negotiation.	
Lanai	Lanai Residence Lots Offsite Infrastructure	75	Design	\$ 2,000,000	\$ 2,000,000	\$ 2,000,000				Consultant Selection 1st Q 2023; Selection committee approval in process. Robert Ing to provide committee members with Engineering consultant resumes and summary matrix. Or, consider modification to RFQ for Plans, Design, Construction and Interim Financing to include offsite infrastructure to develop 75+ lots. Requires HHC approval and budget amendment. Selection committee review to be completed by 2/17/23.	Robert
Maui	Pu'unani Homestead Subdivision	161	Construction	\$ 17,500,000	\$ 17,500,000	\$ 17,500,000	\$ 17,171,944			Construction Contract Awarded to Maui Kupuono Builders; \$17,171,944; construction commencement estimated Spring 2023. Construction contract executed. Development agreement includes developer construction of 137 turnkey homes and 24 improved vacant lots. Contractor submitting bonds/insurance by 2/17/23. Construction contract at Fiscal. Blessing ceremony planned for early 3/8/23.	Robert

Maui	Pu'unani Homestead Subdivision (Offsite Water Tank)		Design/Construct ion			\$ 5,509,000		\$ 5,509,000	Final EA Nov. 2022; invitation to bid 2ndQ 2023; required for house occupancy; SSM+ DA Supp Cont 68453; Shift unencumbered budget from Leialii 18 offsite water. \$5.509M Encumbered December 2022. Developer preparing plans and specifications for IFB in Fall 2023, subject to County DWS approval.	Robert
Maui	Leialii 18 Offsite Water		Construct ion	\$ 15,000,000	\$ 13,533,000	\$ (8,024,000)			Draft EA published in Dec. 2022; continue design work. Coordinate booster pump station testing with County DWS. This project will be included in RFP/RFQ in FY24. Shift funding to FY24.	Bryan
Maui	Honokowai Subsistence Ag Ph. 1	50	Design		\$ 1,467,000	\$ 1,467,000	\$ 1,467,000		Design contract in process. Contract executed by Chair. Prepare contract for certification week of 2/6/23. Contract to Fiscal for processing.	Robert
Oahu	Kaupea, Phase 2	60	Land	\$ 8,250,000	\$ 8,250,000	\$ 8,250,000		\$ 8,250,000	Transfer Agreement Executed; funds transferred to HHFDC. \$8.25M Encumbered December 2022 Prepare Development Agreement RFP; Scheduled for publication in Late Feb. 2023	Darrell
Oahu	East Kapolei II Backbone Infrastructure		Design	\$ 3,000,000	\$ 3,000,000	\$ 3,000,000			Encumbered with Trust Fund; Design Consultant initiating work; proposed budget decrease in Budget Amendment/shift to Pu'unani Homestead Offsite Water Tank. Construction bids scheduled for late 2023.	Darrell
Oahu	East Kapolei IIA	300	Dev Agree	\$ 14,000,000	\$ 14,000,000	\$ (14,000,000)			RFP/RFQ scheduled for Fall 2023. Shift funding to FY24.	Darrell
Oahu	East Kapolei IIE	142	Dev Agree	\$ 21,000,000	\$ 21,000,000	\$ (21,000,000)			RFP/RFQ scheduled for Fall 2023. Shift funding to FY24.	Darrell
Kauai	Hanapepe Residence Lots, Phase 2	82	Construct ion	\$ 23,000,000	\$ 23,000,000	\$ 23,000,000	\$ 17,800,126		Bids open on 12/21/22. Contract awarded to Hawaiian Dredging on 12/29/22. Chair executed contract on 1/25/23. Contractor submitting bonds/insurance. Encumbrance estimated in late Feb 2023. Fiscal processing contract; insurance pending. Start planning for blessing ceremony in April 2023.	Bryan
Statewide	Land/Project Acquisition		Professio nal Services	\$ 1,500,000	\$ 1,500,000	\$ 1,500,000		\$1,500,000	Request for Proposals let; Offers due Dec. 16, 2022; evaluation and selection committee approved by Chairman; DHHL anticipates need to increase budget. Townscape Inc. contracted for RFP review; \$1M Encumbered Jan 2023. Contract with Bowers+Kubota for Project Management Services; \$0.5M encumbered 1/26/23. Meeting on 1/6/23 to discuss PM services.	Darrell/ Stewart

			Dev Agree	\$ 33,500,000	\$ 33,500,000	\$ 33,500,000				RFP let in November 2022; 7 Offers under review. Selections in Feb 2023.	Darrell
	Proposal "A"	142				\$ 37,886,215				Acquisition: \$17,646,772 Development: \$20,239,443 Committee evaluations at end of Feb 2023.	Darrell
	Proposal "B"	207				\$ 48,645,272				Acquisition: \$5,200,000 Development: \$43,445,272 Committee evaluations at end of Feb. 2023.	Darrell
	Proposal "C"	168				\$ 42,836,000				Acquisition: \$2,000,000 Development: \$40,836,000 Committee evaluations at end of Feb. 2023.	Darrell
	Proposal "D"	366				\$ 103,814,040				Acquisition: \$12,000,000 Development: \$91,814,040 Committee evaluations at end of Feb. 2023.	Darrell
	Proposal "E"	92				\$ 17,201,760				Acquisition: \$2,100,000 Development: \$15,101,760 Committee evaluations at end of Feb. 2023.	Darrell
Statewide	Project Financing/Partnership		Dev Agree	\$ 30,000,000	\$ 30,000,000	\$ (30,000,000)				Draft RFP/RFQ in Summer 2023. Shift funding to FY24	Darrell
	Total	2045		\$ 172,750,000	\$ 172,750,000	\$ 278,085,287	\$ 36,439,070	\$ 15,259,000.00	\$ 8,258,000.00	11/17/22 \$172.75M ALLOTMENT released by Governor. 1/26/23 \$172.75M ALLOTMENT ADJUSTMENTS FOR 2ND AND 3RD Q APPROVED.	

POTENTIAL
INCREASE IN
ALLOTMENT,
SUBJECT TO
EVALS AND
CONTRACT
NEGOTIATION

ENCUM-
BRANCE IN
PROCESS

ENCUMBERED

\$52.85M limit
on expenditure
per MOE

* INDICATES UPDATED INFORMATION FROM PRIOR REPORT.



HAWAIIAN HOME LANDS

HAWAIIAN HOMES COMMISSION • DEPARTMENT OF HAWAIIAN HOME LANDS

East Kapolei Project Updates

Land Development Division

Item E-2

For Information Only

February 21, 2023



EAST KAPOLEI





KANEHILI

404 single-family houses
DHHL Offices
Community facilities
Fire Station
Commercial Parcels

Kapolei Golf Course

Kipuka

Hale Kalanianaʻole

Honolulu Fire
Department

Future Commercial

Kānehili



KAULUOKAHAI



KAULUOKAHAI INCREMENT II-B



KAULUOKAHAI INCREMENT II-C



KAULUOKAHAI "BACKBONE" INFRASTRUCTURE

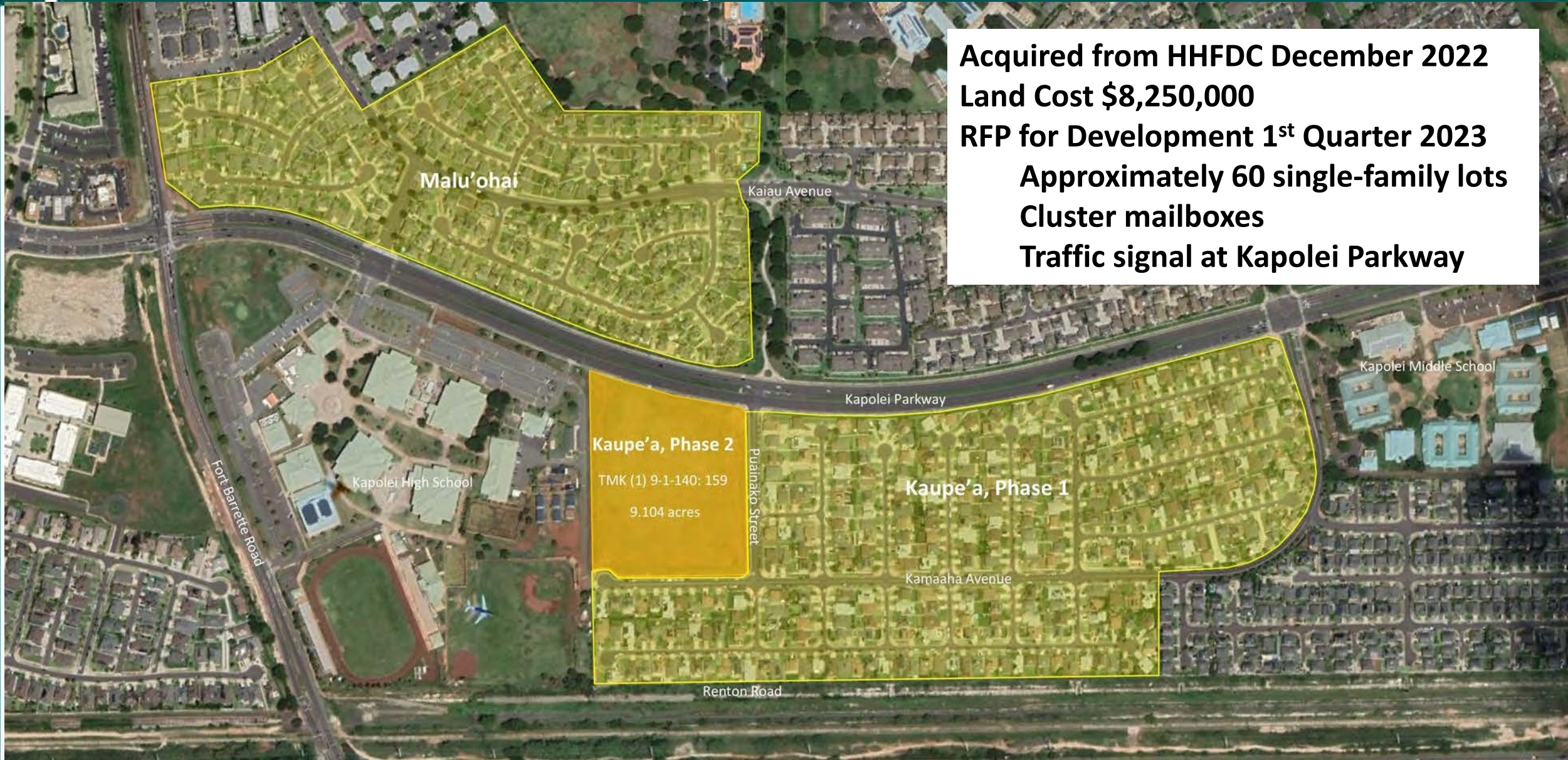


KAULUOKAHAI FUTURE DEVELOPMENT



Kaupea, Phase 2

Acquired from HHFDC December 2022
Land Cost \$8,250,000
RFP for Development 1st Quarter 2023
Approximately 60 single-family lots
Cluster mailboxes
Traffic signal at Kapolei Parkway



Mahalo



DEPARTMENT OF HAWAIIAN HOME LANDS

www.dhhl.hawaii.gov

**HAWAIIAN HOMES COMMISSION
FEBRUARY 21 & 22, 2023**



F – ITEMS


LAND MANAGEMENT DIVISION

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

February 21-22, 2023

To: Chairman Designate and Members, Hawaiian Homes Commission

Through: Peter "Kahana" Albinio, Jr., Acting Administrator
Land Management Division 
 Kalei Young, Supervising Land Agent
Land Management Division

From: Shelly Carreira, Land Agent 
Land Management Division

Subject: Approval to First Amendment to Right of Entry No. 690, Pa'upena Community Development Inc., Waiohuli-Keokea, Maui, TMK (2) 2-2-034:026 (portion) & 028 (portion)

RECOMMENDED MOTION/ACTION:

That the Hawaiian Homes Commission (HHC) grant its approval to the First Amendment to Right of Entry No. 690 issued to Pa'upena Community Development Inc., for an additional twelve (12) month period for the purpose of conducting due diligence requirements on Hawaiian home lands TMK: (2) 2-2-034:026 (portion) & 028 (portion).

Approval of this first amendment is subject to the following conditions:

1. The term shall be extended for an additional twelve (12) month period, commencing retroactively beginning October 10, 2022;
2. The processing and documentation fee, \$150.00 shall be waived; and
3. With the exception of the current requested action, all of the terms, conditions, covenants, and provisions of Right of Entry No. 690 shall continue and remain in full force and effect.

LOCATION:

Portions of Hawaiian home lands situated in Waiohuli-Keokea, Island of Maui, identified as TMK: (2) 2-2-034:026 & 028 (See Exhibit "A")

AREA:

127.0 Acres (more or less)

BACKGROUND/DISCUSSION

At its meeting of August 18, 2019, the Hawaiian Homes Commission approved the issuance of Right of Entry No. 690 (ROE 690) to the Pa'upena Community Development Corporation, Inc. (Pa'upena CDC) for

the purpose of conducting due diligence activities related to developing the parcel for pasturing and an agricultural demonstration site to educate and train beneficiaries in farming concepts and techniques, see Exhibit "B".

The ROE 690 allows for an option to extend the term for two additional twelve-month periods. Through the attached letter shown as Exhibit "C", the Pa'upena CDC is requesting to extend the term of ROE 690 for an additional twelve (12) month period. The requested term extension will provide time needed for Pa'upena CDC to complete their final due diligence item, which is compliance with HRS Chapter 6E, State Historic Preservation.

CONSISTENCY WITH DHHL PLANS, POLICIES AND PROGRAMS

The recommended disposition is consistent with the following plans, policies, and programs:

- 1) DHHL General Plan (2002) goals and objectives:

Land Use Planning

Goals: Utilize Hawaiian Home Lands for uses most appropriate to meet the needs and desires of the beneficiary population.

Objectives: Provide space for and designate a mixture of appropriate land uses, economic opportunities, and community services in a native Hawaiian friendly environment.

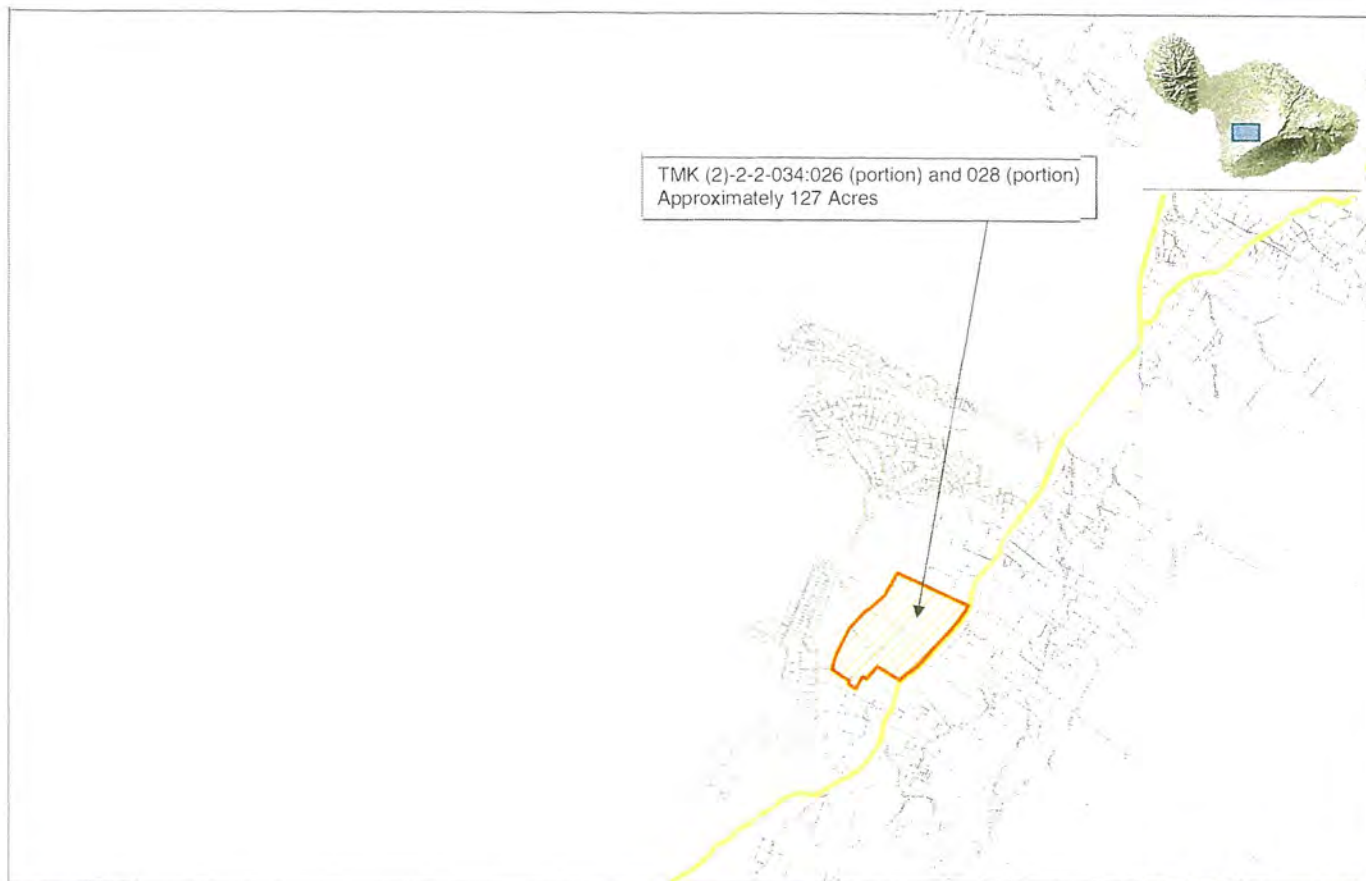
- 2) Maui Island Plan, September 2004

- Land Use Designation: Residential, General Agriculture, September 2004, Figure B, Keokea/Waiohuli Land Use Plan




- 3) Regional Plan: The proposed use of Hawaiian Home Lands was not identified in the Keokea-Waiohuli Regional Plan dated June 2010. A beneficiary consultation meeting was conducted on May 30, 2019 to get beneficiary feedback on the proposed use of Hawaiian Home Lands.

RECOMMENDATION

Land Management Division recommends approval of the requested motion/action as stated.



Legend

-  Paupena ROE Boundary
-  DHHL Land
-  State Highway

ITEM NO. F-1

EXHIBIT "A"

0 0.25 0.5 1 Miles



STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

RIGHT-OF-ENTRY NO. 690

This Right-of-Entry ("ROE") No. 690 is dated this 10th day of October, 2019, by and between the State of Hawaii, DEPARTMENT OF HAWAIIAN HOME LANDS, whose place of business is 91-5420 Kapolei Parkway, Kapolei, Hawaii, 96707, and whose mailing address is P. O. Box 1879, Honolulu, Hawaii 96805, hereinafter as "PERMITTOR," and Pa'upena Community Development, Inc., whose address is 96 Ahulua Street, Kula, Hawaii 96790, hereinafter the "PERMITTEE."

PERMITTOR hereby grants to PERMITTEE a Right-of-Entry upon that certain parcel of Hawaiian home lands in Waiohuli, Makawao, Island of Maui, for the non-exclusive, use of approximately 127.0 acres of Hawaiian home lands, identified as Tax Map Key No. (2) 2-2-034:026 (por.) & 028 (por.) and further shown in the attached Exhibit "A", subject to the following conditions:

1. TERM. The term of the ROE shall be month-to-month up to thirty-six (36) months, commencing upon execution, with the option for two (2) additional twelve (12) month extensions at the sole discretion of PERMITTOR. This ROE may be cancelled by PERMITTOR, at PERMITTOR'S sole discretion and for any reason whatsoever, at any time during the term of the ROE, upon 30 days advance notice in writing to PERMITTEE;
2. PERMITTED USE. The Premises shall be used for the purpose of conducting due diligence studies including but not limited to project master plan, business plan, and related Chapter 343, HRS compliance requirements and Chapter 6E, HRS compliance requirements;
3. FEE. The fee for the term of this ROE shall be gratis;
4. CONSTRUCTION AND MAINTENANCE. During the period of the ROE, PERMITTEE shall keep the Premises and all improvements thereon in a strictly clean and sanitary and orderly condition, and shall not make, permit nor suffer any waste, spoil, nuisance, nor any unlawful, improper or offensive use of the Premises. PERMITTEE shall comply with all rules, regulations, ordinances and/or laws of the State of Hawaii

ITEM NO. F-1
EXHIBIT "B"



and any other municipal and/or Federal Government authority applicable to the Premises and improvements thereon;

5. RIGHT TO ENTER. PERMITTEE shall allow PERMITTOR, and the agents and representatives thereof, at all reasonable times, free access to the Premises for the purpose of examining the same and/or determining whether the covenants herein are being fully observed and performed, or for the performance of any public or official duties. In the exercise of such rights, PERMITTOR and government officials shall not interfere unreasonably with PERMITTEE and PERMITTEE'S use and enjoyment of the Premises;
6. NO TRANSFER, MORTGAGE, AND SUBLEASE. This ROE shall be non-transferable, and PERMITTEE may not in any manner transfer to, mortgage, pledge, sublease, sublet, or otherwise hold or agree so to do, for the benefit of any other person or persons or organization of any kind, its interest in this ROE, the premises and the improvements now or hereafter erected thereon;
7. EXPIRATION. Upon the expiration of the ROE, or its sooner termination as herein provided, PERMITTEE shall peaceably and quietly leave and surrender and deliver up to PERMITTOR possession of the premises. This includes the clean-up and removal of all property belonging to PERMITTEE;
8. TERMINATION/ABANDONMENT. Upon termination or abandonment of the specified purposes for which this ROE is granted, all interests granted by this ROE and any approved improvement constructed by PERMITTEE on the Premises shall revert to, and become the property of PERMITTOR;
9. PREMISES. The term "Premises", when it appears herein, includes and shall be deemed to include the lands described above and all improvements whenever and wherever erected or placed thereon;
10. INSURANCE. PERMITTEE shall, at its own expense, effect, maintain and keep in force throughout the life of this ROE, a comprehensive public liability insurance policy, with limits of not less than \$1,000,000.00 for each occurrence, including property damage, personal injury and advertising injury; \$100,000.00 for fire damages to the Premises for any one fire; \$10,000.00 in medical expenses for any one person, and an aggregate limit of \$2,000,000.00 per policy year.



The specification of these limits as contained herein shall not be construed in any way to be a limitation on the amount of liability of PERMITTEE for fees, interest or other charges under this ROE.

PERMITTEE at its own expense shall maintain and keep in force Workers Compensation Insurance to include Employer's Liability. Such coverage shall apply to all of its employees.

PERMITTEE at its own expense shall maintain and keep in force Automobile Insurance, covering all owned, non-owned and hired automobiles in the following amounts: Bodily Injury: \$1,000,000.00 per person and \$1,000,000.00 per occurrence; Property Damage: \$1,000,000.00 per accident; or a combined single limit of \$1,000,000.00

PERMITTEE shall provide certificate(s) of insurance necessary to evidence compliance with the insurance provisions of this ROE. PERMITTEE shall keep such insurance in effect and the certificate(s) on deposit with PERMITTOR during the entire term of this ROE.

In addition:

- a. Failure of PERMITTEE to provide and keep in force such insurance shall be regarded as material default under this ROE. PERMITTOR shall be entitled to exercise any or all of the remedies provided in this ROE for default of PERMITTEE.
- b. The procuring of such required insurance policies shall not be construed to limit PERMITTEE'S indemnification obligations under this ROE.
- c. PERMITTOR is a self insured State agency. PERMITTEE'S insurance shall be primary. Any insurance maintained by PERMITTOR and/or the State of Hawaii shall apply in excess of, and shall not contribute with, insurance provided by PERMITTEE.

Such insurance policy shall (a) be issued by an insurance company or surety company authorized to do business in the State of Hawaii or approved in writing by the Chairman, Hawaiian Homes Commission; (b) name the State of Hawaii and its DEPARTMENT OF HAWAIIAN HOME LANDS as an insured; (c)



provide that the DEPARTMENT OF HAWAIIAN HOME LANDS shall be notified at least thirty (30) days prior to any termination, cancellation or material change in the insurance coverage; and (d) cover all injuries, losses or damages arising from, growing out of or caused by any acts or omissions of PERMITTEE, its officers, agents, employees, invitees or licensees in connection with PERMITTEE'S use or occupancy of the Premises.

PERMITTEE shall insure during the term of this ROE the entire Premises, including all buildings now existing and hereafter built or located on the Premises, improvements and grounds, and all roadways and sidewalks on or adjacent to the Premises in the control or use of the PERMITTEE. The insurance shall cover loss or damage by fire and other hazards, casualties and contingencies, including vandalism and malicious mischief. The insurance shall be for the full insurable value of such improvements.

PERMITTEE shall furnish to PERMITTOR upon the execution of this ROE, certificates showing such insurance policy or policies to be in favor of PERMITTOR and to be in force, and shall furnish like certificates upon each renewal thereof. In the event of loss, damage or destruction, PERMITTOR shall retain from the proceeds of the policies such amounts deemed by it to be necessary to cover the loss, damage or destruction of or to the improvements and the balance of such proceeds, if any, shall be delivered to PERMITTEE.

The procuring of this policy shall not release or relieve PERMITTEE of its responsibility under this ROE as set forth herein or limit the amount of its liability under this ROE.

PERMITTEE shall provide proof of liability insurance for such activities prior to the effective date of this ROE, or this ROE shall be null and void.

11. DEFENSE AND INDEMNITY. PERMITTEE shall release, defend, indemnify and hold harmless PERMITTOR, its officers, employees, and agents from and against all liability, loss, damage, cost, and expense, including all attorneys' fees, and all claims, suits, and demands therefore, arising out of or resulting from the acts or omissions of PERMITTEE and/or PERMITTEE'S officers, employees, agents, or contractors occurring during or in connection with the exercise of this ROE. The provisions of this paragraph



shall remain in full force and effect notwithstanding the expiration or early termination of this ROE.

12. HAZARDOUS MATERIAL. PERMITTEE shall not cause or permit the escape, disposal, or release of any hazardous materials. PERMITTEE shall not allow the storage or use of such materials in any manner not sanctioned by law or by the highest standards prevailing in the industry for the storage and use of such materials, nor allow to be brought onto the premises any such materials except to use in the ordinary course of PERMITTEE'S business, and then only after written notice is given to the PERMITTOR of the identity of such materials and upon PERMITTOR'S consent, which consent may be withheld at the PERMITTOR'S sole and absolute discretion. If any lender or governmental agency shall ever require testing to ascertain whether or not there has been any release of hazardous materials by PERMITTEE, then PERMITTEE shall be responsible for the costs thereof. In addition, PERMITTEE shall execute affidavits, representations and the like from time to time at PERMITTOR'S request concerning PERMITTEE'S best knowledge and belief regarding the presence of hazardous materials on the Premises placed or released by PERMITTEE.

For the purpose of this ROE, the term "hazardous material" as used herein shall include any substance, waste or material designated as hazardous or toxic or radioactive or other similar term by any present or future federal, state or local statutes, regulation or ordinance, such as the Resource Conservation and Recovery Act, as amended, the Comprehensive Environmental Response, Compensation, and Liability Act, as amended, and the Federal Clean Water Act, as amended from time to time, and also including but not limited to petroleum, petroleum based substances, asbestos, polychlorinated-biphenyls ("PCB"), formaldehyde, and also including any substance designated by federal, state or local regulations, now or in the future, as presenting a risk to human health or the environment;

Prior to the termination of the ROE, PERMITTEE may be required to conduct a Level One (1) Hazardous Waste Evaluation and conduct a complete abatement and disposal, if necessary, satisfactory to the standards required by the Federal Environmental Protection Agency, the Department of Health and PERMITTOR;



13. SPECIAL CONDITIONS.

A. PERMITTEE shall submit a Master Plan. Master plan shall include but not be limited to:

- i. Narrative description that clearly articulates permittee's project goals for the project area and detailed description of each proposed programmatic element and land use by the permittee.
- ii. Narratively and graphically describe characteristics of the project area including topography, portions of the project area susceptible to natural disaster events, location of known sensitive or unique natural and cultural resources, water resources, access points for vehicle and pedestrian ingress and egress, identification of level of infrastructure improvements required and location of improvements;
- iii. Site plan drawing at scale of the project area depicting conceptual size and location of proposed improvements and programmatic use of the project area.

B. PERMITTEE shall submit a Project Business Plan. The Project Business Plan shall include a description of expense and income budget (start-up/initial costs, operating budget, reserve fund, fundraising campaign). Business plan shall identify rough order of magnitude (ROM) cost for all capital improvements proposed by PERMITTEE to the premises including off-site infrastructure. Business plan shall include ROM cost for operation and maintenance expenses. Business plan shall include ROM for programmatic expenses including but not limited to staff salary and compensation. Business plan shall identify potential revenue sources and reasonably justified estimated revenue projections from each of these sources.

C. PERMITTEE shall consult with and work closely with PERMITTOR on completing HRS Chapter 343 and HRS Chapter 6E compliance documentations and studies. If HRS Chapter 343 Environmental Assessment study or Environmental Impact Study is required, approval of these studies is subject to the approval of the Hawaiian Homes Commission. Chapter 6E compliance is subject to the



approval/concurrence of the Department of Land Natural Resources State Historic Preservation Division.

D. As part of the PERMITTOR's regular review of PERMITTEE activities, and in exchange for gratis base rent, PERMITTEE shall submit a bi-annual progress report to the PERMITTOR and to the Hawaiian Homes Commission every six months starting from the ROE commencement date. The bi-annual progress reports shall document the PERMITTEE's activities of the previous period and shall include but not be limited to the following:

- i. Timeline and schedule to complete due diligence studies as described in Sections A thru D of this agreement. Timeline and schedule should identify major milestones in the completion of due diligence studies.
- ii. Description of major activities related to the project timeline and schedule that were conducted and/or completed in the six-month period.
- iii. Progress report shall also include description of circumstances that may affect the permittee's timeline and schedule for completion of due diligence studies.
- iv. Progress report shall identify any professional service provider or third-party assisting the permittee in the completion of due diligence studies.

E. The documentation and processing fee shall be waived;

F. This ROE is subject to other terms and conditions that may be deemed prudent by the Chairman of the Hawaiian Homes Commission.

[REMAINDER OF PAGE BLANK -- SIGNATURE PAGE FOLLOWS]




IN WITNESS WHEREOF, PERMITTOR and PERMITTEE have caused this ROE to be executed by the duly authorized officers/individuals as of the day and year first above written.

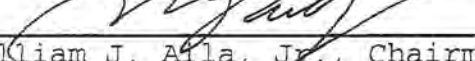
APPROVED BY THE HHC
AT ITS MEETING HELD ON
August 18, 2019

State of Hawaii
DEPARTMENT OF HAWAIIAN HOME LANDS

APPROVED AS TO FORM:



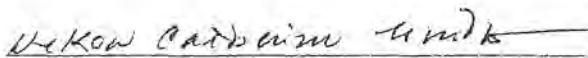
Deputy Attorney General
State of Hawaii

By 

William J. Aila, Jr., Chairman
Hawaiian Homes Commission

PERMITTOR

PA'UPENA COMMUNITY DEVELOPMENT, INC.

By 

Kekoa Catherine Enomoto

Print Name: Kekoa Catherine Enomoto

PERMITTEE



STATE OF HAWAII

)

)

ss:

)

CITY & COUNTY OF HONOLULU

On October 10, 2019, in the First Circuit, State of Hawaii, before me appeared WILLIAM J. AILA, JR., to me personally known, who, being by me duly sworn or affirmed, did say that such person is the CHAIRMAN of the HAWAIIAN HOMES COMMISSION, and the person executed the foregoing instrument identified or described as RIGHT-OF-ENTRY NO. 690, as the free act and deed of such person, and if applicable, in the capacity shown, having been duly authorized to execute such instrument in such capacity.

The foregoing instrument is undated and contained eleven (11) pages at the time of this acknowledgment/certification.



Abigail L. Tubera

Print Name: Abigail L. Tubera

Notary Public, State of Hawaii

My commission expires: November 21, 2020

STATE OF HAWAII

)

) SS.

COUNTY OF MAUI

)

On this 1st day of October, 2019, before me appeared Kekoa Catherine Enamoto, and _____, to me personally known, who, being by me duly sworn, did say that ~~they~~ ^{she is} the person who executed the foregoing instrument and acknowledged to me that ~~they~~ ^{she} executed the same freely and voluntarily for the use and purposes therein set forth.

James B. Gordon
Notary Public, State of Hawaii

Printed Name: JAMES B. GORDON

My commission expires: 1-13-2023

NOTARY CERTIFICATION STATEMENT

Document Identification or Description:

Right-of-Entry No. 690

Doc. Date: _____ or ☒ Undated at time of notarization

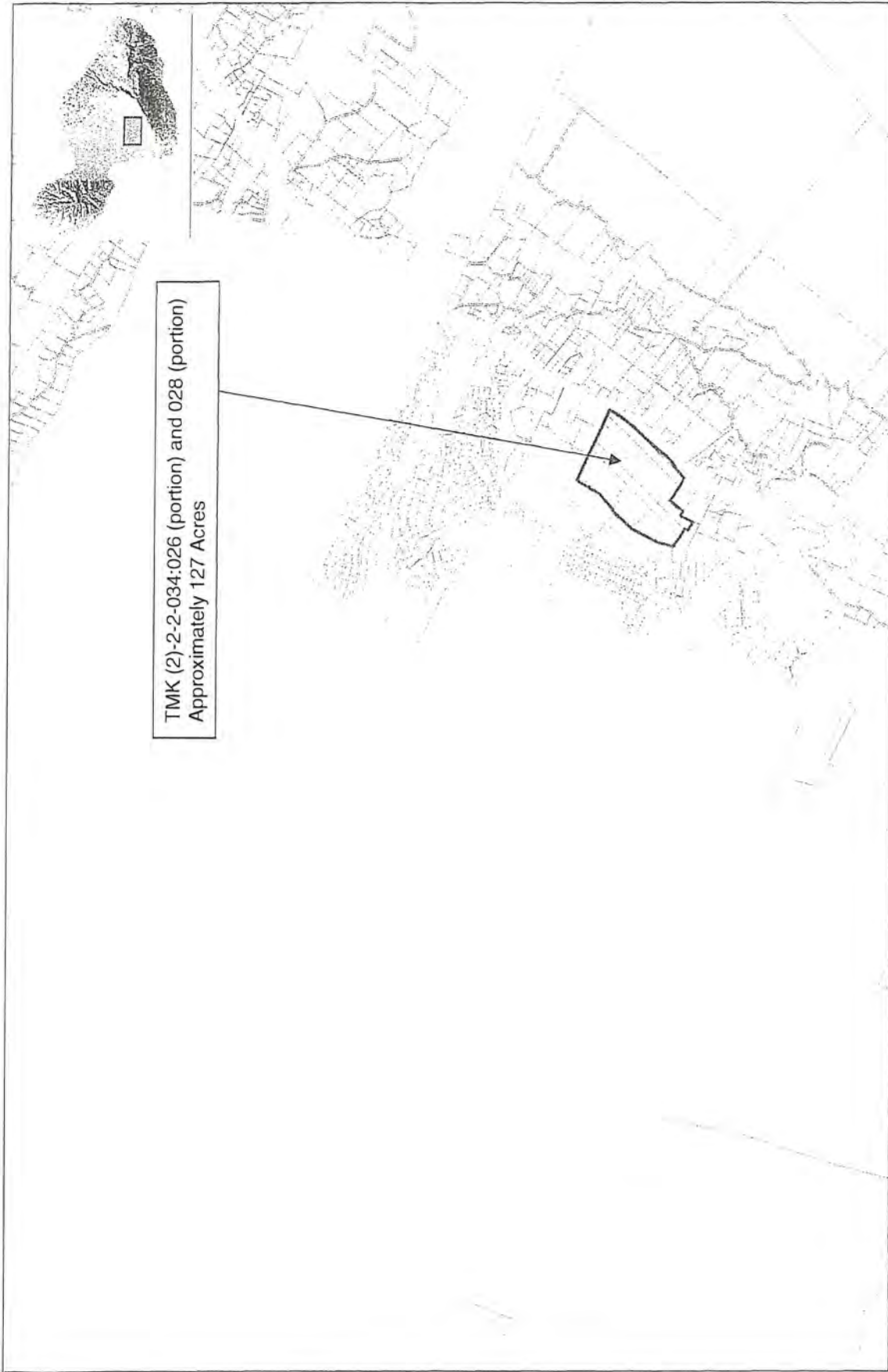
No. of Pages: 11 Jurisdiction: 2nd Circuit
(in which notarial act is performed)

James B. Gordon
Signature of Notary


10-1-2019
Date of Notarization and
Certification Statement

Printed Name of Notary





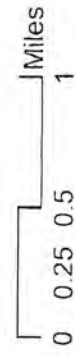
Legend

 Paupena ROE Boundary

DHHL Land

State Highway

EXHIBIT A



February 2, 2023



PĀ'UPENA
Community
Development
Corporation

96 Ahuhua St.
Kula, HI 96790
(808) 276-2713
kenomoto1@hawaii.net
www.paupena.org

PAPA - BOARD OF DIRECTORS

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EXECUTIVE DIRECTOR
Linda Yap

Mr. Ikaika Anderson
Chairman Designate, Hawaiian Homes Commission
Post Office Box 1879
Honolulu, Hawai'i 96805
Telephone (808) 620-9500
Email: ikaika.anderson@hawaii.gov

REFERENCE: Pa'upena CDC's Right of Entry Number 690

Aloha mai kua e Chairman Designate Anderson,

Pa'upena Community Development Inc. seeks a one-year term extension of its three-year due-diligence Right Of Entry (ROE) to a 127-acre homelands tract. The extension would allow 'Aina Archaeology to complete the last step in the ROE due-diligence process — an archaeological Literature Review and Field Inspection, or LRFI. The Hawaiian Homes Commission could vote at its 2/21/23 monthly meeting to approve Pa'upena's extension request, per Maui land agent Shelly Carreira of DHHL Land Management Division.

At its 8/19/19 meeting in Lahaina, the commission had granted Pa'upena the ROE to the 127-acre Keokea/Waiohuli parcel in Upcountry Maui. Subsequently, the DHHL Planning Office contracted 'Aina Archaeology 1/6/22 to perform an LRFI of the 'aina. In the ensuing months, DHHL Planning Program Manager Andrew Choy diligently has sought updates and resolution of the LRFI process at least 18 times, including a 6/29/22 Pa'upena/'Aina Archaeology in-person on-site meeting and 11/14/22 virtual meeting.

Meanwhile, Pa'upena has invited 'Aina Archaeology principal investigator/partner Tanya Lee-Greig to this month's Maui/Lana'i Mokupuni Council monthly meeting 5 p.m. 2/19/23 via Zoom. I told Ms. Greig that her presentation to Maui County homelands leaders will "help illuminate and educate about a due-diligence process (archaeological survey) required to advance from ROE to long-term lease of Hawaiian Homes trust lands."

Mahalo in advance for allowing the Hawaiian Homes Commission to consider at its 2/21/23 meeting, approving Pa'upena's extension request, in order to meet an HRS Chapter 6E requirement.

Me ka 'onipa'a,

Kekoa Enomoto
Chairwoman of the board

cc: Tanya Lee-Greig

ITEM NO. F-1
EXHIBIT "C"

RECEIVED
LAND MANAGEMENT
DIVISION
2023 FEB -2 PM 12:12

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

February 21-22, 2023

To: Chairman and Members, Hawaiian Homes Commission

From: Peter “Kahana” Albinio, Jr., Acting Administrator
Land Management Division ~~K~~A

Subject: Direct the Department to evaluate whether Act 279 (SLH 2022) funds should be used to pursue geothermal resource development as a means to generate revenue to reduce the homestead applicant waiting list

RECOMMENDED MOTION/ACTION:

That the Hawaiian Homes Commission (“HHC”) Direct the Department to evaluate whether Act 279 (SLH 2022) funds should be used to pursue geothermal resource development as a means to generate revenue to reduce the homestead applicant waiting list.

This direction as authorized is intended to provide DHHL staff the opportunity to formulate a path that would justify the use of funds as appropriated pursuant to Act 279 of 2022. The path as formulated shall be consistent with the following the criteria:

- (1) Hawaiian Homes Commission Permitted Interaction Group (“PIG”) be established as determined by the Hawaiian Homes Commission;
- (2) The process if and when any renewable energy solicitation is considered be strictly guided by statutory requirements, more specifically, Hawaii Revised Statutes §171.95 and §171.95.3 respectively;
- (3) Engage with DHHL Beneficiaries via the Beneficiary Consultation process; and
- (4) The Hawaiian Homes Commission may set forth other criteria deemed prudent and necessary.

BACKGROUND

The purpose of this subject agenda item is to initiate dialogue amongst the Hawaiian Homes Commission on renewable energy opportunities that would consist of investigation, exploration and identification efforts of potential geothermal resources within home lands located more specifically on Hawaii Island. Attached for reference purposes as Exhibit “A” is communication between Mr. Craig Iha, DHHL’s Supervising Deputy Attorney General of the State Attorney General Office and the Honorable State Senator Donovan Dela Cruz.

The information obtained would then be analyzed and used as a guide to determine which sites might have potential and be best suited to further consider use of appropriated funds to pursue strategies to produce energy from DHHL's potential geothermal resources.

RECOMMENDATION

Land Management Division respectfully request approval of the motion/action as stated.



The Senate

STATE CAPITOL
HONOLULU, HAWAII 96813

November 21, 2022

Mr. William Aila, Jr., Chair
Department of Hawaiian Home Lands

Dear Chair Aila

Act 279, Session Laws of Hawaii 2022 ("Act 279"), authorizes the Department of Hawaiian Home Lands ("DHHL") to use appropriated funds to pursue strategies to produce renewable energy from DHHL's geothermal resources. In response to the aforementioned communication, advice was solicited from the Attorney General.

Please see attached letter from Supervising Deputy Attorney General Craig Y. Iha dated November 15, 2022, which states that:

"[Act 279] provides DHHL with broad spending authority to help the department reduce its homestead applicant waitlist...[which] could include developing geothermal resources to provide a future income stream if DHHL so decides."

I support the development of geothermal energy as a baseload, firm power energy resource to address Hawaii's energy crisis. The expenditure of a two-million-dollar cost for the purpose of conducting a geothermal exploration program of this resource on DHHL lands is critical financial long-term investment option to solving the homestead applicant waitlist.

Sincerely,

A handwritten signature in black ink, appearing to read "Donovan".

Senator Donovan M. Dela Cruz

Attachments

DAVID Y. IGE
GOVERNOR



HOLLY T. SHIKADA
ATTORNEY GENERAL

VALERIE M. KATO
FIRST DEPUTY ATTORNEY GENERAL

STATE OF HAWAII
DEPARTMENT OF THE ATTORNEY GENERAL
Ka 'Oihana O Ka Loio Kuhina
425 QUEEN STREET
HONOLULU, HAWAII 96813
(808) 586-1500

November 15, 2022

TO: The Honorable Donovan M. Dela Cruz
Chair, Senate Committee on Ways and Means
Thirty-First State Legislature
State Capitol, Room 208
Honolulu, Hawaii 96813

FROM: Craig Y. Iha *CYI*
Supervising Deputy Attorney General

RE: Use of Funds Appropriated Pursuant to Act 279 of 2022

This is in response to your request for legal advice regarding whether Act 279, Session Laws of Hawaii 2022 ("Act 279"), authorizes the Department of Hawaiian Home Lands ("DHHL") to use appropriated funds to pursue strategies to produce renewable energy from DHHL's geothermal resources.

Short Answer. Act 279 provides DHHL discretion to use appropriated funds for "[o]ther services as necessary to address the waiting list." This language provides DHHL with broad spending authority to help the department reduce its homestead applicant waitlist. This could include developing geothermal resources to provide a future income stream if DHHL so decides.

DISCUSSION

Section 6 of Act 279 appropriates \$600 million in State general funds to DHHL. Section 2 of Act 279 provides as follows:

SECTION 2. The department of Hawaiian home lands may expend the funds appropriated pursuant to section 6 of this Act to:

- (1) Develop lots or units;
- (2) Purchase available land or units;
- (3) Provide funding for an applicant on the waiting list or a qualified relative of a lessee as referenced in section 208(5) of the Hawaiian Homes Commission Act of 1920, as amended, who does not own a principal residence to purchase;

- (4) Provide a mortgage or rental subsidy to the applicant on the waiting list for the applicant's principal residence in the State; and
- (5) Other services as necessary to address the waiting list.

In interpreting the Legislature's appropriation to DHHL, we note that:

[w]hen construing a statute, our foremost obligation is to ascertain and give effect to the intention of the legislature, which is obtained primarily from the language contained in the statute itself. Where the language is plain and unambiguous, the court's sole duty is to give effect to its plain and obvious meaning.

State v. Aluli, 78 Hawai'i 317, 320, 893 P.2d 168, 171 (1995) (citations omitted). The Legislature has the authority to enact appropriations and to reasonably direct their use. In furtherance of this power, the Legislature may attach qualifications or restrictions to the appropriated funds. See Opinion of the Justices, 79 N.E.2d 881, 882 (Mass. 1948) (citations omitted) (An appropriation is the setting "apart from the public revenue a certain sum of money for a specified object, in such manner that the executive officers of the government are authorized to use that money, and no more, for that object, and for no other.")

In this instance, the Legislature intended to provide DHHL with adequate funding for a "multi-pronged approach to eliminating its waitlist." Act 279 § 1. Moreover, section 2, subsection 5 of Act 279 expressly authorizes DHHL to use the appropriated funds for "[o]ther services as necessary to address the waiting list." This language provides DHHL with broad discretion to expend Act 279 moneys toward activities it determines would help reduce its homestead applicant waitlist.

Whether DHHL can use Act 279 funds for geothermal-related matters depends on whether funds derived from geothermal activity on Hawaiian home lands will address DHHL's applicant waitlist. DHHL is uniquely entitled to 100 percent of royalties from geothermal projects on Hawaiian home lands. See Act of March 18, 1959, Pub. L. No. 86-3 ("Admission Act"), § 4, 73 Stat 4; Att. Gen. Op. No. 14-1 at 6-7. DHHL has exclusive authority over the management and disposition of geothermal resources on Hawaiian home lands. See Att. Gen. Op. No. 14-1 at 7-15. As such, DHHL is legally positioned to leverage additional benefits, monetary or otherwise, through its dispositions of geothermal resources.

We are not in a position to evaluate whether Act 279 funds should be spent in pursuit of potential revenue from geothermal resource development, or if so, how geothermal-related projects should be prioritized versus other projects intended to reduce the waitlist. DHHL would need to make those determinations. However, in the event DHHL considers and decides to pursue geothermal projects to generate revenue to reduce the waitlist, such projects would fall under Act 279's appropriation as set forth in section 2(5).

Please call me at 587-2978 if you have any questions regarding this matter.

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

February 21-22, 2023

To: Chairman and Members, Hawaiian Homes Commission

Through: Peter "Kahana" Albinio, Jr., Acting Administrator
Land Management Division *VA*

Kalei Young, *KA* Supervising Land Agent
Land Management Division

Andrew Choy, Program Manager *AC*
Planning Office

From: Shelly Carreira, Land Agent *SC*
Land Management Division

Julie-Ann Cachola, Planner
Planning Office

Subject: Approval to Issue Right of Entry to Rojac Trucking, Inc., Kahikinui, Maui, TMK: (2) 1-9-001:003 (por.)

APPLICANT:

Rojac Trucking, Inc. "PERMITTEE"

RECOMMENDED MOTION/ACTION

That the Hawaiian Homes Commission (HHC) grant its approval to issue a Right of Entry (ROE) permit to Rojac Trucking, Inc., covering a portion of Hawaiian home lands TMK: (2) 1-9-001:003 for the purpose of ingress egress access, developing temporary water storage facilities and appurtenances related to water delivery under the Kahikinui Emergency Drought Assistance Project.

1. Authorize the issuance of a Right of Entry permit to PERMITTEE covering the subject area under the terms and conditions cited below, which are by this reference incorporated herein and further subject to the following:
 - A. The standard terms and conditions of the most current right of entry permit form, as may be amended from time to time;
 - B. The term of the Right of Entry shall be month to month for up to twelve (12) months, commencing upon execution, with the option for one additional six (6) month extension at the sole discretion of PERMITTOR;
 - C. The fee for the term of this ROE shall be waived;
 - D. Any studies or reports generated as a result of this access shall be shared with PERMITTOR;

- E. The \$175.00 processing and documentation fee shall be waived; and
- F. Such other terms and conditions as may be prescribed by the Hawaiian Homes Commission to best serve the interest of the Hawaiian Home Lands Trusts.

LOCATION:

Portion of Hawaiian home lands situated in Kahikinui, Island of Maui, as identified as TMK: (2) 1-9-001:003 (por.) (See Exhibit "A").

AREA:

One-half (0.5)- acre or 21,780 square feet.

DISCUSSION:

The Kahikinui Emergency Drought Assistance Project will provide 16,000 gallons of potable water to the Kahikinui community every week, for 52 weeks. The project is funded by the Bureau of Reclamation (BOR), which is administratively attached to the Department of Interior. The BOR manages, develops, and protects water and related resources in an environmentally and economically sound manner in the interest of the American public. The BOR is the nation's largest wholesale water supplier with 338 reservoirs and delivery of 10 trillion gallons of water to 31 million people each year, including providing western farmers with irrigation water. Under its Drought Response Program, the BOR funds Emergency Response Actions which seek to minimize losses and damages resulting from drought. These are crisis driven actions in response to unanticipated circumstances. Emergency drought assistance is available for States who apply for assistance on behalf of communities in need. The assistance is not a grant; there is no exchange of money. The BOR contracts the services of a qualified contractor to provide the assistance.

Specifically, the BOR has contracted Rojac Trucking, the only trucking company on Maui that is certified to transport potable water, to deliver to Kahikinui, 8,000 gallons of potable water two (2) times a week for 52 weeks. The BOR has rented two (2) 30,000-gallon water tanks to store the delivered water and to make the water available to Kahikinui lessees. The water that is transported and stored in the tanks will be potable water, however, when the water leaves the tanks, the water is no longer considered potable water because there is no way to certify proper transportation and storage to maintain its potability.

The water tanks will be installed the area that was cleared by the road construction contractor as a staging area for the road improvement work that was recently completed at Kahikinui. Rojac Trucking will prepare the site, install the water tanks, and install a safety perimeter fence around the tanks. Rojac Trucking will monitor the water quality in the tanks to ensure that it is potable water. If the water stored in the water tanks are contaminated, the BOR has provided Rojac Trucking with contingency funds to address the contamination. Upon the completion of the 52 weeks of water delivery and use of the water stored in the tanks, Rojac Trucking will remove the tanks.

The BOR's contract with Rojac Trucking started on October 10, 2022 and will end on October 13, 2023. The Department found out about the project on October 10, 2022, when we received a Land Use Request from Donna Sterling for the area around the main gate for the purposes of the Project. It has taken the past 4 months to clarify the project, to meet with Rojac Trucking to determine Chapter 343 compliance, and to consult with Ka 'Ohana o Kahikinui. Sufficient progress on project implementation is needed in the next month otherwise project funding may be jeopardized if the Bureau of Reclamation does not see significant progress by the State. Approval of the ROE by the HHC will help to alleviate this concern.

The original Land Use Request was filed by Donna Sterling, however, since the BOR contract is directly with Rojac Trucking, DHHL staff determined it would be more appropriate that Rojac Trucking

hold the Right-of-Entry Permit. Donna Sterling agreed with DHHL's determination. DHHL Staff met with the Board of Ka 'Ohana o Kahikinui, along with Maui Commissioner Awo, to explain the project and address any concerns. The Ka 'Ohana o Kahikinui submitted a support letter after the meeting was held (see Exhibit "B").

Approval of the requested motion will allow Rojac Trucking the access necessary for water delivery and storage for use by the Kahikinui community under the BOR's Emergency Drought Assistance Project.

PLANNING AREA:
Kahikinui

LAND USE DESIGNATION:
Conservation, Special District, Kuleana Lease, Maui Island Plan, Year 2004, Figure M, Kahikinui Land Use Plan

CHAPTER 343 – ENVIRONMENTAL ASSESSMENT:

In accordance with the Comprehensive Exemption List for the State of Hawai'i Department of Hawaiian Home Lands, submitted for review to the Environmental Council on March 3, 2021, the subject request is exempt from the preparation of an environmental assessment for de minimis activity. The proposed action meets the criteria for the following de minimis activity:

Type 1. Operations, repairs or maintenance of existing structures, facilities, equipment or topographical features, involving negligible or no expansion or change of use beyond that previously existing.

- Item #2. Operation, maintenance, repairing, repainting, reroofing, cleaning, polishing, greasing, oiling, and servicing of the following facilities, structures, and equipment:
- c. Structures required for essential utilities, including, but not limited to:
 - i. Water system components such as pumps, valves and controls, pipes and channels, water storage tanks, wells and other water sources.
 - d. Fencing, curbing, gates, walls, and retaining walls
 - k. Equipment, including, but not limited to:
 - i. Pumps, valves and motors
 - vi. Security systems and alarms

- Item #13. Construction staging areas and temporary storage of construction equipment and materials within project boundaries

Type 4. Minor alteration in the conditions of land, water, or vegetation.

- Item #6. Minor grading and grubbing of lands not requiring a grading permit

CONSISTENCY WITH DHHL PLANS, POLICIES AND PROGRAMS

DHHL General Plan (November 2022)

The recommended disposition is consistent with the following General Plan goals:

- Utilize Hawaiian home lands for uses most appropriate to meet the needs and desires of the beneficiary population.
- Protect life and property from the effects of natural hazards and climate change on Hawaiian home lands.

- Responsibly steward and manage the Hawaiian home lands not planned for development within the Island Plans in a manner that is culturally grounded, environmentally sound, and maintains opportunities for future uses.
- Establish livable, sustainable, resilient, and healthy communities on Hawaiian home lands that provide space for or access to the amenities that serve the daily needs of its residents.

RECOMMENDATION

The Land Management Division and Planning Office recommends approval of the requested motion/action as stated.

EXHIBIT A
PROJECT LOCATION



Ka 'Ohana o Kahikinui

February 9, 2023

To: Hawaiian Homes Commission

Subject: The Kahikinui Emergency Drought Assistance Project

I am writing in support of the Kahikinui Emergency Drought Assistance Project. The community at Kahikinui could certainly use 52 weeks of potable water deliveries to the main gate of our community. We have met with Rojac Trucking and our concerns and issues regarding traffic at the main gate and safety issues concerning children who have to catch the school bus near the main gate, have been addressed. We have also met with Neal Fujii, the State Drought Coordinator, and we understand and appreciate his assistance in submitting the application for assistance and hope that he will be able to secure an extension in the water deliveries due to delays in implementing the project.

We do not want to lose the assistance being provided by the Bureau of Reclamation so we ask that the Department expedite the approval of the Right-of-Entry Permit to Rojac Trucking for the term of one (1) year.

Mahalo,

A handwritten signature in blue ink, appearing to read 'Kaleo Cullen', with a long horizontal flourish extending to the right.

Kaleo Cullen
President





**HAWAIIAN HOMES COMMISSION
FEBRUARY 21 & 22, 2023**

**G – ITEMS
PLANNING OFFICE**

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

February 21 – 22, 2023

TO: Chairman Designate and Members, Hawaiian Homes Commission

FROM: Andrew H. Choy, Planning Program Manager 
Gigi O. Cairel, Grants Specialist 
Stewart T. Matsunaga, Acting Administrator, Land Development Division 
Juan P. Garcia, Administrator, Homestead Services Division 

SUBJECT: Support establishment of a new DHHL Water Division

RECOMMENDED MOTION/ACTION

That the Hawaiian Homes Commission support the establishment of a new Water Division within the Department of Hawaiian Home Lands.

BACKGROUND

Water is an important Trust asset.

The Hawaiian Homes Commission (HHC) and the Department of Hawaiian Home Lands (DHHL) own and operate four (4) water systems throughout the State of Hawaii. See Table 1 below.

TABLE 1
DHHL Water Systems Statewide

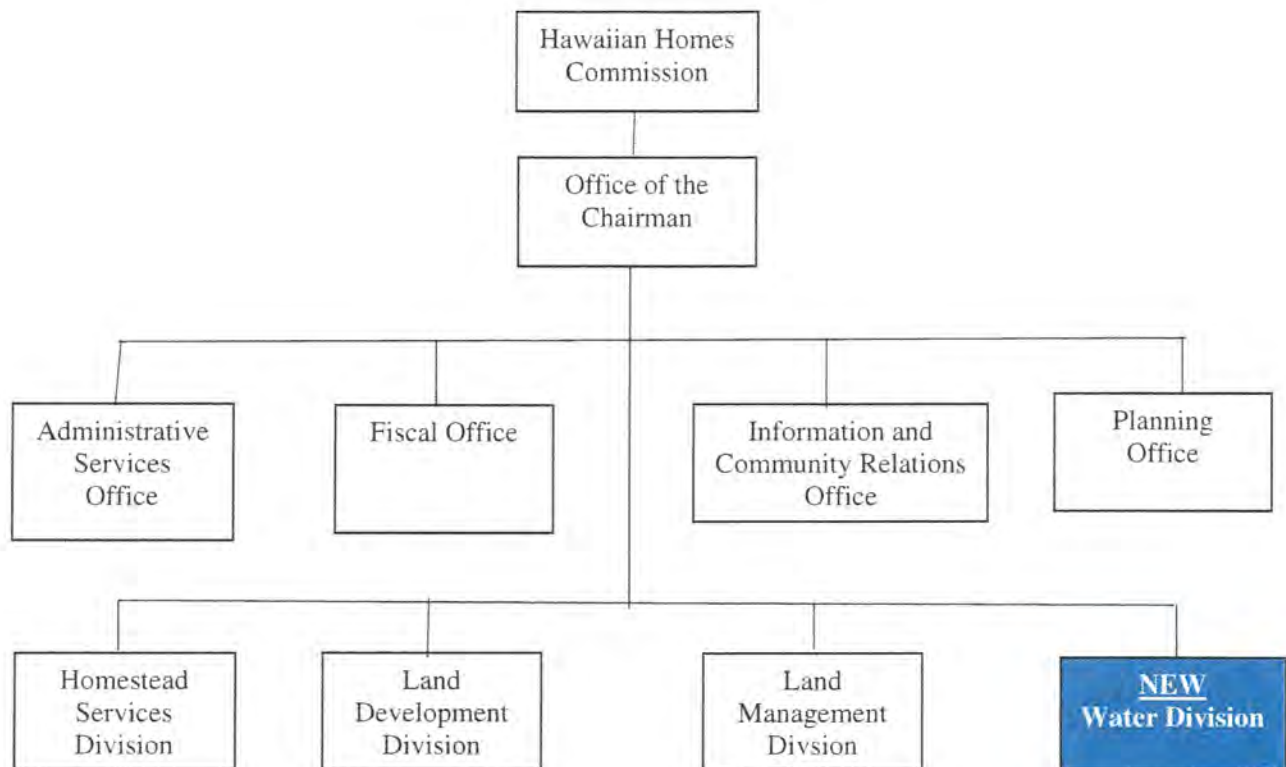
DHHL Water System	No. of Connections	Water Source
Ho'olehua Water System (PWS 230) – Moloka'i Service area: Ho'olehua and Kalama'ula homesteads, Lanikeha Center, Airport, Schools, Churches, businesses and other facilities	600	Two (2) DHHL Wells
Anahola Farm Lots Water System (PWS 432) – Kaua'i Service area: Anahola homestead farm lots and Bayview residential lots	75	One (1) DHHL Well
Kawaihae Unit #1 Water System (PWS 164) – Hawai'i Service area: Kailapa residential homestead	164	Kohala Ranch Water System
Pu'ukapu Water System Non-potable water Service area: Pu'ukapu pastoral homestead *Note: this system is fully built to serve 184 pastoral lots, however, only 43 customers have signed up for service.	43*	County of Hawaii Department of Water Supply
Ka'u Water Storage Tank and Spigot Non-potable water <i>Under construction</i> Service area: Ka'u pastoral lots	Up to 25	County of Hawaii Department of Water Supply
TOTAL	907	

In total, the DHHL water systems serve approximately 900 customers and about 3,500 beneficiaries statewide. This represents 9% of total DHHL lessees statewide. The vast majority of lessees (10,000 or 91%) are served by the County water departments.

Three (3) out of the four (4) water systems meet the definition of a Public Water System (PWS), thus are regulated by the State of Hawai'i Department of Health (DOH) for drinking water quality standards. There are numerous requirements and federal government mandates placed on regulated systems, thus they cost more to operate. The DHHL Pu'ukapu and (future) Ka'u Water Systems, due to high costs, are not constructed to distribute water that meets drinking water quality standards. Thus, those systems are not intended for human consumption (drinking, bathing, cooking) and, therefore, are not DOH regulated.

This submittal provides a work plan and estimated “Year 1” operation budget related to the establishment of a new Water Division within DHHL to centralize water system management and operations. In order to provide better oversight, clear lines of authority, increased operational efficiencies and cost savings. Currently, DHHL water utility system management and operations is highly de-centralized among three (3) divisions and three (3) district offices. The proposed new Water Division would be at the same level as the current DHHL Divisions of Land Development, Land Management, and Homestead Services. See Figure 1 for the DHHL existing organizational structure.

Figure 1
Department of Hawaiian Home Lands
EXISTING Organizational Structure



DISCUSSION

In 2016 and 2018, DHHL received multiple funding awards from the US Department of Agriculture (USDA) Rural Development, totaling \$31 million for major capital improvements to two (2) DHHL existing water systems – Ho‘olehua and Anahola. Like most federal government funds, they come with terms and conditions. One of many USDA funding conditions is that DHHL operate its water systems on a sound business plan and that the governing body, the Hawaiian Homes Commission, demonstrates Technical, Managerial, Financial (TMF) capacity, as defined by the US Environmental Protection Agency (USEPA).

Given this federal funding condition, DHHL engaged in several studies and reached out to technical resource organizations to assess and address our TMF capacity. The following is a summary.

- In 2014, HHC approved the Water Policy Plan.
- Prior to 2016, the DHHL water systems faced years of Department of Health violations. By 2018, DHHL resolved all violations.

- In 2019, two (2) key staff with water expertise left DHHL.
- Since 2017, DHHL conducted routine TMF capacity workshops for the HHC. Most recent was in January 2023.
- DHHL completed the “Effective Utility Management” study in 2017. This led to the DHHL staff proposal to the Chairman in 2018 to establish a new DHHL Water Division. The proposal was pending in the DHHL Office of the Chairman since 2018.
- Cost of Water Service Analysis completed for Fiscal Years 2015, 2016, 2017, 2018. From these studies, we learned the Trust subsidy levels and the “true costs” to manage and operate all the DHHL water systems.
- Interim Rate Analysis completed in 2018. The HHC, subsequently, approved an increase in customer water rates in 2018 for Ho‘olehua, Anahola and Kawaihae water systems.
- In 2021, DHHL Office of the Chairman established an internal cross-divisional working group nicknamed “Acting Water Branch,” until such time as a formal Water Division is established.
- In 2021, new Water Administrative Rules went into effect, HAR Chapter 10-4.1, Management of Water Systems. This gives DHHL the authority to shut off water service for delinquencies. Delinquencies account for 40% of all systems or 350 out of 900 accounts and \$1 million as of June 30, 2022.
- In 2022, DHHL Ho‘olehua water system increased its water operator staff from two (2) to three (3), making progress towards the Department of Health 2018 recommendation for a total of four operators.
- In 2022, DHHL Ho‘olehua water system increased its water billing staff from one (1) to two (2). In the short term, this staff handles the water bills for the DHHL Ho‘olehua water system only. Long term plan is to handle water billing for all DHHL water systems statewide, thus relieving District Office staff from this duty.

Typically, water utility systems have a manager to provide overall leadership, oversight and direction for the water systems, make major decisions, and report to the governing body – similar to a department director for a County Water Department. The water manager oversees and manages all aspects of the water utility systems. Such water departments also have qualified staff with the skills and expertise in water system management and operations and are dedicated 100% full time to the water systems.

DHHL is in a unique position in that it is a state cabinet-level government agency. It is, perhaps, the only state government agency in Hawaii that owns and operates multiple drinking water systems. [Note: DHHL is the only state government agency that USDA WEP program has funded.] DHHL’s primary line of business is to administer a homesteading program under the Hawaiian Homes Commission Act, 1920, as amended. Thus, DHHL is not structured as a municipal utility department.

In order to deliver on its mission to return lands to native Hawaiians, DHHL constructs water systems and other infrastructure. The typical and preferred model is for DHHL to build water systems and other infrastructure (sewer, drainage, roads, etc.) to county standards, then dedicate the infrastructure for the counties to maintain. For the vast majority of DHHL homestead lessees, they are serviced by the County water systems. In the four (4) areas identified above, DHHL is the water purveyor and must manage and operate the water utility systems. Over time, as DHHL developed more homesteads, water utility operations and other public works maintenance responsibility grew (sewer, drainage, roads, etc.) and, internally, became “other duties as assigned”. For the DHHL water systems, and to some extent other public works, DHHL continues to operate in a highly decentralized structure involving at least three (3) divisions and three (3) district offices. Other than the certified water operator staff in the DHHL Moloka‘i district office, none of the divisions have water expertise nor the staff dedicated 100% full time to the DHHL water systems nor is there an overall water manager. This has

resulted in inconsistent procedures across all DHHL water systems statewide, internal operational inefficiencies, and lack of accountability and transparency. This scenario puts the Trust at risk for public health violations; environmental regulatory compliance; litigation; and loss of federal funds.

As mentioned previously, in March 2021, the DHHL Office of the Chairman established a cross-divisional team to serve as the “Acting Water Branch.” DHHL Planning Office facilitates the monthly meeting of this team. The team’s purposes are for cross-division communication, decision-making, and problem solving involving and affecting two or more divisions. While the cross-divisional team has helped improve communication, the cross-divisional team was meant to be an interim solution until a more permanent organizational unit is established in DHHL.

Additionally, DHHL water systems are considered very small systems, by industry standards. So, looking to establish a fully-staffed water department with such as the counties with planners, engineers, accountants, and such is not appropriate for DHHL. Core functions, however, are necessary, no matter how large or small the water system is.

Core functions for any water system are as follows.

- Overall manager
- Certified and licensed water operators as required by DOH
- Water billing and accounts staff
- Customer service

The Proposed Work Plan

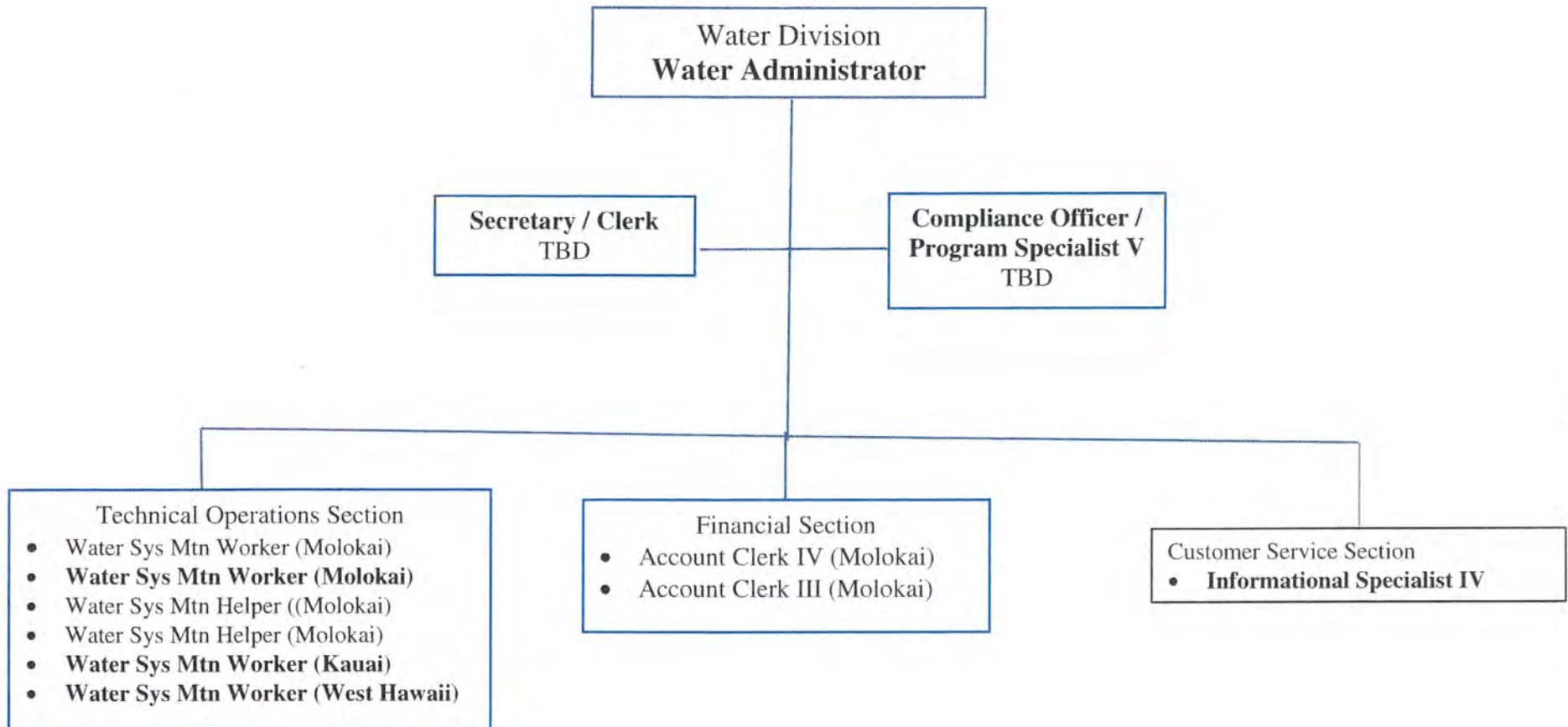
The proposed plan is to establish a new Water Division within DHHL and collaborate with existing DHHL division staff as the work requires. This includes engineer and construction staff from DHHL Land Development Division for major CIP projects; Planners from the DHHL Planning Office for cost studies and long-range planning; and equipment operators and general laborers from various DHHL District Offices. See Figure 2 below. The division’s primary responsibility is to protect community health and safety by providing the necessary technical, managerial and financial capacities to oversee, manage and operate DHHL-owned water systems on a sound business plan.

Benefits to centralizing water system management and operations include the following:

- Establish clear lines of authority
- Improve internal communication and coordination
- Increase operational efficiency and achieve cost savings
- Local jobs creation and economic development
- Address water bill delinquencies through rigorous customer education and enforcement (40% of accounts (350/900), amounting to \$1 million as of June 30, 2022)
- Implement preventive maintenance to protect Trust water assets

Department of Hawaiian Home Lands
Water Division
February 21, 2023

Proposed



Notes:
Positions in **BOLD** are new.

A total of twelve (12) positions is proposed for the new Water Division, as shown above. See Exhibit A for DOH letter dated (November 14, 2018) recommending a total of four (4) water operators for the DHHL Ho'olehua water system. The current operating budget for the DHHL water systems is \$5.3 million. It is estimated that when the new centralized Water Division is established, DHHL could realize a cost savings of \$900,000 by using State General Funds for payroll and admin/operating costs for the following.

- Transition the current DHHL operator contracts to DHHL employee status – \$850,000 savings
- Water Division administrative costs - \$45,000 savings

The Water Division budget for year 1 is proposed at \$4.4 million. Given this budget, DHHL water systems, collectively, are operating at a deficit of \$2.4 million. This means that the projected revenue from water bills and State General Funds falls short in covering DHHL operating costs. See summary budget below and Exhibit B for details.

Proposed Water Division Budget
Initial start up for year 1 only
See Exhibit B for budget detail

	Ho'olehua	Anahola	Kawaihae	Pu'ukapu	TOTAL
REVENUE					
Water Billing Revenue	\$532,900	\$67,000	\$260,500	\$82,000	\$942,400
State General Funds	\$680,416	\$147,540	\$109,450	\$113,000	\$1,050,406
TOTAL Revenue	\$1,213,316	\$214,540	\$369,950	\$195,000	\$1,992,806
ADMINISTRATIVE and OPERATING (A&O) EXPENSES					
Total Payroll- Salaries and Fringe Benefits	\$668,281	\$143,750	\$106,250	\$87,500	\$1,005,781
Other - office supplies, postage/shipping, etc.	\$12,135	\$3,790	\$3,200	\$25,500	\$44,625
Sub-total A&O	\$680,416	\$147,540	\$109,450	\$113,000	\$1,050,406
OPERATIONS AND MAINTENANCE EXPENSES	\$625,820	\$23,944	\$457,330	\$448,873	\$1,555,967
RESERVES					
Operating/ short lived assets (USDA required)	\$84,713	\$43,790	\$6,783	\$6,383	\$141,669
Emergency	\$10,000	\$10,000	\$10,000	\$5,000	\$35,000
Capital Improvement Projects	\$681,898	\$58,932	\$282,936	\$48,469	\$1,072,235
Debt service (USDA required)	\$365,295	\$200,900	\$0	\$0	\$566,195
Sub-total Reserves	\$1,141,906	\$313,622	\$299,719	\$59,852	\$1,815,099
TOTALS	\$2,448,142	\$485,106	\$866,499	\$621,725	\$4,421,472
Shortfall or "Trust Subsidy"	\$1,234,826	-\$270,566	-\$496,549	-\$426,725	\$2,428,666

Notes:

- (1) "Water Billing Revenue" is from rates and fees charged to customers. If bills go un-paid, Trust Subsidy increases.
- (2) "State General Funds" is the source of funds for DHHL Payroll (salaries and fringe) and division admin/operating costs.
- (3) All figures are based on best available information from staff and from DHHL-sponsored cost studies for Fiscal Years 2015, to 2018.

For any water system – large and small – the two highest expenses are personnel and electricity. This holds true for the DHHL water systems. As they are very small systems, by industry standard, DHHL has a customer base of less than 1,000. This makes it challenging to achieve economies of scale and efficiencies.

There are only two ways to balance the budget and reduce Trust Subsidy: (1) increase revenue and (2) decrease expenses, as shown below in Table 2.

Table 2
Strategies to balance the new Water Division Budget

Increase revenue	Decrease expenses
<ul style="list-style-type: none"> ✓ Transition contracted operator to DHHL personnel. This will reduce pressure on customer rates as personnel is supported by State General Funds. ✓ Seek State General Funds for Water Division admin expenses ✓ Issue water bills on time ✓ Implement a rigorous customer education and enforcement program to reduce delinquencies 	<ul style="list-style-type: none"> Increase operational efficiencies <ul style="list-style-type: none"> ✓ Centralize water system management and operation functions ✓ Complete major CIP projects Reduce volume of water produced by conservation, plugging leaks, addressing unaccounted for water

Timeline

To start the process, an internal working group – consisting of affected divisions and DHHL Human Resources – will be formed to refresh and update the 2018 proposal including the division function statement, division organization chart, identification of positions and status (position filled? vacant? to be funded? to be established? etc.). We expect the internal working group to complete its work in roughly six (6) months. A formal memo and package is then submitted to the Chairman for approval, then forwarded to the Department of Budget and Finance (B&F).

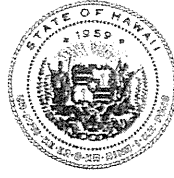
After DHHL receives B&F approval to initiate the establishment of the new Water Division, additional steps outlined in Exhibit C (DHHL Human Resources Checklist) must be completed prior to the establishment of the Water Division. The overall process is expected to take 18 to 24 months.

Authority

- Hawaiian Homes Commission Act of 1920, as amended, Section 221(f) Water
- Hawaii Administrative Rules, Chapter 10-4.1 Management of Water Systems, 2021
- HHC Water Policy Plan, 2014

RECOMMENDED MOTION/ACTION

DHHL staff respectfully requests approval of the recommended motion as stated above.



STATE OF HAWAII
DEPARTMENT OF HEALTH
SAFE DRINKING WATER BRANCH
ULUAKUPU BLDG. 4
2385 WAIMANO HOME ROAD, SUITE 110
PEARL CITY, HI 96782-1400

In reply, please refer to:
File: SDWB
230G1118.docx

November 14, 2018

Mr. E. Halealoha Ayau
Water Resource Management Specialist
Department of Hawaiian Home Lands
Planning Office
c/o East Hawai'i District Office
160 Baker Avenue
Hilo, Hawaii 96720
[via e.halealoha.ayau@hawaii.gov only]

Dear Mr. Ayau:

SUBJECT: REPORT OF SANITARY SURVEY
PUBLIC WATER SYSTEM NO. 230, HOOLEHUA

Thank you for the assistance and information provided during the sanitary survey inspection of the Hoolehua system (PWS 230) conducted on September 19, 2018.

My staff appreciated the assistance provided by you, Messrs. Elroy Mollena, David Bush, Myron Poepoe, Gene Davis and Brison Ramos.

A sanitary survey of a public water system is a periodic review of the system's facilities, operation and maintenance practices, and records to assure that proper conditions, policies, and practices are in effect for that water system. Maintaining of minimum standards of operation and maintenance is the responsibility of the operator.

There is not any significant deficiency to note for the Hoolehua system.

The Department of Health (DOH) also requests that the system review the list of "recommendations" (non-significant deficiencies) below and provide written acknowledgement that they will address them in a timely manner, to the extent that resources and operations will allow. We strongly encourage the system to address "recommendations" as you would significant deficiencies to avoid related problems in the future. The DOH will be using the list of significant deficiencies and recommendations as a reference and benchmark for measuring system progress in future sanitary surveys.

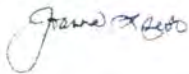
EXHIBIT A

The recommendations are as follows:

1. Two (2) operators spend most of their time operating the Hoolehua system. This lack of adequate staffing causes the system to have minimum maintenance which is problematic. Recommend hiring at least two (2) more certified operators to take charge of the maintenance of a system of this size (e.g., valve exercising, hydrant flushing, equipment maintenance, cross contamination control program, etc).
2. Strongly recommend installing Backflow Preventers in the interconnections between the Hoolehua system and two (2) water systems to protect the Hoolehua water from contamination or pollution due to backflow from these two (2) consecutive water systems.
3. To prevent dirt, insect debris and rain from entering the tank, strongly recommend installing screens in each vent on the top of both 3.5 MG tanks and attaching an extension to each vent so that it faces downward and not horizontal.

If there are any questions, please call Mr. Michael Miyahira, Supervisor of the Safe Drinking Water Branch Engineering Section, at (808) 586-4258.

Sincerely,



JOANNA L. SETO, P.E., CHIEF
Safe Drinking Water Branch

ZW: cb

c: Mr. Elroy Mollena, DHHL. [via elroy.s.mollena@hawaii.gov only]

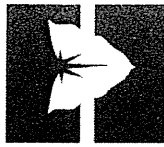
EXHIBIT A

EXHIBIT B

Proposed Water Division Budget Detail Initial start up for year 1 only

	Ho'olehua	Anahola	Kawaihae	Pu'ukapu	TOTAL
Total Payroll- Salaries and Fringe Benefits	\$668,281	\$143,750	\$106,250	\$87,500	\$1,005,781
ADMINISTRATIVE and OPERATING (A&O)					
53030 Operating Supplies Janitorial	\$347	\$0	\$0	\$0	\$347
53200 Office Supplies	\$336	\$0	\$0	\$0	\$336
53400 Other Supplies	\$1,222	\$0	\$0	\$0	\$1,222
53500 Dues and Subscriptions	\$250	\$0	\$0	\$0	\$250
53600 Freight and Delivery Chargees	\$1,280	\$0	\$0	\$0	\$1,280
53700 Postage	\$1,333	\$0	\$0	\$0	\$1,333
53800 Telephone and Pager	\$0	\$175	\$0	\$0	\$175
55815 Maintenance - Data Processing	\$3,200	\$3,200	\$3,200	\$3,200	\$12,800
57144 Bad Debt Expense - Water	\$0	\$0	\$0	\$22,300	\$22,300
57230 Training Costs	\$4,000	\$0	\$0	\$0	\$4,000
57300 Interest on Delinquent Payments	\$167	\$415	\$0	\$0	\$582
Sub-total A&O	\$12,135	\$3,790	\$3,200	\$25,500	\$44,625
OPERATIONS AND MAINTENANCE EXPENSES					
50310 Operating Supplies - Gas and Oil/Vehicle	\$5,132	\$0	\$0	\$0	\$5,132
53020 Operating Supplies - Fuel and Oil/Other	\$9,978	\$0	\$0	\$0	\$9,978
53090 Operating Supplies - Other	\$21,215	\$650	\$0	\$0	\$21,865
53100 Repairs & Maintenance Supplies	\$24,470	\$0	\$0	\$0	\$24,470
54100 Car Mileage	\$50	\$0	\$50	\$40	\$140
54200 Transportation, Intra-state	\$2,400	\$470	\$0	\$0	\$2,870
54300 Subsistence Allowance, Intra-state	\$3,500	\$1,532	\$715	\$715	\$6,462
54600 Hire of Passenger Cars	\$450	\$52	\$0	\$0	\$502
55000 Electricity	\$400,000	\$21,000	\$4,700	\$863	\$426,563
55200 Water	\$0	\$0	\$160,000	\$35,000	\$195,000
55210 Water - Subdivisions	\$0	\$0	\$0	\$500	\$500
55600 Rental of Equipment	\$250	\$0	\$0	\$0	\$250
55825 Maintenance Equipment, Buildings, etc.	\$575	\$240	\$11,400	\$0	\$12,215
55830 Repairs - Motor Vehicles	\$5,200	\$0	\$0	\$0	\$5,200

55835 maintenance motor vehicles	\$2,800	\$0	\$0	\$0	\$2,800
55840 Maintenance - Un-encumbered land and other	\$0	\$0	\$5,200	\$0	\$5,200
55895 Maintenance - Other misc	\$1,800	\$0	\$0	\$0	\$1,800
57110 Services on a Fee Basis	\$140,000	\$0	\$0	\$0	\$140,000
57290 Other	\$850	\$0	\$0	\$0	\$850
57700 Machinery and Equipment (M & E)	\$7,150	\$0	\$275,265	\$411,755	\$694,170
Sub-total O&M Expenses (excluding payroll and A&O))	\$625,820	\$23,944	\$457,330	\$448,873	\$1,555,967
RESERVES					
Operating/ short lived assets (USDA required)	\$84,713	\$43,790	\$6,783	\$6,383	\$141,669
Emergency	\$10,000	\$10,000	\$10,000	\$5,000	\$35,000
CIP	\$681,898	\$58,932	\$282,936	\$48,469	\$1,072,235
Debt service (USDA required)	\$365,295	\$200,900	\$0	\$0	\$566,195
Sub-total Reserves	\$1,141,906	\$313,622	\$299,719	\$59,852	\$1,815,099
TOTAL COSTS	\$2,448,142	\$485,106	\$866,499	\$621,725	\$4,421,472
MINUS State General Funds (payroll & A&O)	\$680,416	\$147,540	\$109,450	\$113,000	\$1,050,406
Sub-total	\$1,767,726	\$337,566	\$757,049	\$508,725	\$3,371,066
MINUS Revenue from customer rates* <i>assumes 100% bills are paid</i>	\$532,900	\$67,000	\$260,500	\$82,000	\$942,400
	-				-
Shortfall / Trust subsidy	\$1,234,826	-\$270,566	-\$496,549	-\$426,725	\$2,428,666



DEPARTMENT OF HAWAIIAN HOME LANDS

CHECKLIST FOR REORGANIZATION

RESPONSIBILITY OF ADMINISTRATOR/SUPERVISOR OR DESIGNEE		✓ Done
I. Initiation of organizational or function statement changes		
1. Work with HR to prepare a 1-page memo (i.e. memo: identify the purpose and intent of the changes and a brief description of affected segments with supporting rationale and justification) requesting Chair's approval to initiate the organizational or functional statement changes.		
2. Submit the memo to Chair's for approval to initiate the organizational (org.) or functional statement changes.		
3. Upon Chair's approval, program may begin formal reorganization (reorg.) efforts using the following steps/procedures		
II. Formal Reorganization Efforts		
1. Work with HR to establish a task group (e.g. administrator/leader of affected segment(s); dept.'s Budget or Management analyst; ASO, DHRO & others as deemed appropriate) and discuss about the proposed reorg.		
2. Prepare Proposed Functional Statement/Org. Chart and submit to HR for review/edit		
3. Upon HR's final review/concurrence of Proposed Functional Statement/Org. Chart, discuss with the employees in affected segments regarding the proposed reorg. <ul style="list-style-type: none">• Group meeting is recommended for discussion with staff about proposed reorg.• Share with staff the proposed org. chart but do not provide them copies because it's a proposed plan for now.		
4. Assist HR in preparing responses to Union's questions and concerns		
5. Prepare and submit request for position variance (as needed) to reflect changes in positions classification as a result of the reorg.		
6. Prepare position description to reflect duties of affected positions as a result of the reorg.		

EXHIBIT C

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

February 21-22, 2023

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Andrew H. Choy, Planning Program Manager *AC*

FROM: Nancy McPherson, Planner *NMM*

SUBJECT: Accept the Beneficiary Consultation Report for a Land Use Amendment to the Kaua'i Island Plan, Kukulu Kumuhana o Anahola's (KKOA) Ulupono Anahola Project, Anahola, Kawaihau, Kaua'i, TMK (4)4-8-003:019 (por.)

RECOMMENDED MOTION/ACTION

That the Hawaiian Homes Commission (HHC) accept this Beneficiary Consultation Report as the official public record of beneficiary input and feedback related to KKOAs request to amend the Kaua'i Island Plan to relocate ten acres out of a total of twenty four acres of Community Use to an area makai of the existing Pi'ilani Mai Ke Kai Unit 6 subdivision in Anahola, Kawaihau, Kaua'i, TMK (4) 4-4-8-003:019 (portion).

DISCUSSION

Background

In order to create consistency with a planning and project development effort being conducted by the Anahola beneficiary community, the land use plan for Anahola-Kamalomalo'o (Anahola LUP) requires amending. The Land Use Amendment (LUA) needed would adjust the location of ten (10) out of a total of twenty-four (24) acres of Community Use-designated land area to reflect the current location of residential homestead lots. See Exhibit B, Meeting Invitation & Maps. The need for the land use plan map change via an Island Plan Amendment is described in Chapters 2.4 and 5.8 of the Kukulu Kumuhana O Anahola (KKOA) Ulupono Anahola Master Plan and Environmental Assessment. For more detailed information on the Ulupono project, please see the Final EA and FONSI for KKOAs Ulupono Anahola, which was approved by the HHC in October 2022 and can be downloaded here:

The DHHL recognizes that meaningful, timely, and informative beneficiary consultation is necessary for the successful formulation and implementation of its policies, programs, and projects. In 2009, the HHC adopted a Beneficiary Consultation (BC) Policy (Policy). The purpose of the Policy is to ensure that appropriate beneficiary consultation processes and activities are incorporated into DHHL's planning and decision-making. The Policy requires BC for four types of proposals: 1) Statewide Policy Issues, 2) Amendments to Land Use Designations, 3) Development of DHHL Plans and 4) Proposed long-term use of DHHL lands for non-homesteading uses.

The land use request submitted by Kukulu Kumuhana o Anahola (KKOA) in January of 2019 to utilize DHHL lands for an agricultural garden and youth training center constitutes a long-term non-homesteading use of DHHL lands. The project was not listed as a Priority Project in the 2010 Anahola Regional Plan; therefore, a beneficiary consultation meeting was required prior to HHC taking action on the request. At the time, the Planning Office recommended that KKOA locate the project in a 10 acre area makai of Pilipoli Road, believing that this was the location of the Community Use-designated area, based on the 2004 Kaua'i Island Plan's Anahola-Kamalomalo'o Land Use Plan (Anahola LUP) map.

A beneficiary consultation meeting on two Anahola land use requests, which included the Ulupono Anahola project, was held at the Anahola Clubhouse on August 7, 2019 and the Beneficiary Consultation Report for that meeting was accepted by the HHC on September 16, 2019. See Exhibit A, BC Report, Ulupono Anahola. Following approval, the HHC issued a Right of Entry (ROE) permit (ROE No. 698) for a two-year due diligence period prior to the issuance of a long-term lease agreement.

KKOA returned to the HHC in September 2021 requesting a 30-year license. However, DHHL recommended that no permanent structures be built until an Environmental Assessment (EA) was completed. During the preparation of the EA, a Geographic Information Systems (GIS) mapping analysis was done by KKOA's consultant, G70, and it was discovered that there was a discrepancy between what was shown as the location of the Community Use area in the DHHL Kaua'i Island Plan Land Use Designations for Anahola (Anahola LUP) and the actual implementation of the development plan for Pi'ilani Mai Ke Kai (Anahola Residential Lots Unit 6), namely that some of the area designated for Community Use in the

Island Plan had been developed for Residential homestead during development plan implementation. See Exhibit B. In other words, a portion of what the HHC previously set aside for Community Use was instead utilized for residential homesteading. As a result, the intended space meant to provide opportunities for communal gatherings and/or programming no longer existed.

As stated above, the Final EA was completed and a Finding of No Significant Impact (FONSI) was approved by the HHC in October of 2022. The EA discussed the issue of a discrepancy with the Anahola LUP, and that a LUA would be needed. At the October meeting, a LUA request was brought to the HHC, at which time the HHC requested that since the first BC on the land use request had not included a LUA, the item should be deferred until such time as a separate Beneficiary Consultation could be conducted just on the LUA, in keeping with DHHL's BC Policy.

Beneficiary Consultation Process

The proposed Land Use Amendment to the Anahola LUP of the Kaua'i Island Plan went through the following steps to ensure that beneficiaries were informed about the proposed action and the opportunity to provide feedback on the LUA.

STEP 1. THE PROPOSED ACTION IS DESCRIBED:

The description of the overall KKOA Ulupono Anahola project had been shared with the Hawaiian Homes Commission on multiple occasions since 2019, using presentations that included various maps. The first Beneficiary Consultation on the land use request for the project was held on August 7, 2019. A project description was included in the invitation for that BC Meeting, with a location map. Subsequently, the invitation to the virtual BC on the proposed Land Use Designation Amendment in December 2022 included the Anahola LUP and existing and proposed LUD maps.

STEP 2. BENEFICIARIES WERE NOTIFIED OF OPPORTUNITIES TO CONSULT

In observance of health and safety precautions due to the COVID-19 pandemic as well as time constraints, the Department conducted a beneficiary consultation meeting with DHHL beneficiaries utilizing the Zoom virtual

meeting platform on December 15, 2022. Over 500 Kaua'i applicants and Anahola residential lessees that reside on the island of Kaua'i received invitations by mail, which included the Anahola LUP and existing and proposed LUD maps. See Exhibit B.

STEP 3. PRESENTATION MATERIALS FOR ALL MEETINGS ARE AVAILABLE FOR FEEDBACK:

DHHL created a webpage to disseminate information and provide online access to information related to this request, including:

1. Weblink to the BC meeting recording
2. Meeting notes from the December 15, 2022 BC meeting

The webpage for this consultation meeting can be found here:

<https://dhhl.hawaii.gov/po/kauai/kukulu-kumuhana-o-anahola-ulupono-anahola-project/>

STEP 4. COMMENTS ARE COMPILED INTO MEETING REPORTS:

The following table and data below capture the level of participation in and engagement at the December 15, 2022 consultation meeting and during the subsequent 30-day comment period:

Table 1: Summary of Beneficiary Participation

Beneficiary Consultation Meeting	Estimated Attendance	No. Self-ID'd as DHHL Beneficiaries	No. of Questions and/or Comments
Dec. 15, 2022	20	9	15
Written Comments Submitted during the 30-Day Comment Period	--	--	5
TOTAL	20	9	20

To document BC attendance via a virtual online platform, attendees were asked to sign in to the "chat" feature on Zoom and self-identify whether they were a DHHL beneficiary. However, all attendees may not have complied with the request to sign in, and over half did not self-identify their status as beneficiaries. Also, it's possible that multiple people participated from a single computer or mobile device, therefore it can be difficult to determine the exact number of participants during the meeting.

As reflected in Table 1, approximately 20 people attended the virtual meeting on December 15. Close to half of the meeting participants self-identified as a DHHL beneficiary. In addition to comments received during the beneficiary consultation meeting, 5 additional comments were received from 5 individuals during the 30-day comment period. DHHL received several questions, comments and/or opinions on subjects other than the LUA during the BC process.

The following exhibits document BC participant mana'o and include questions, suggestions and comments:

1. Exhibit C - December 15, 2022 Meeting Notes
2. Exhibit D - December 15, 2022 to January 16, 2023:
Comments submitted during the 30-day Comment Period

Exhibit E is comprised of the slides used during the presentation portion of the BC Meeting.

Summary of Beneficiary Comments:

In summary, beneficiaries that participated in the consultation process were predominantly in favor of the Land Use Designation Amendment needed to facilitate Kukulū Kumuhana o Anahola's (KKOA) utilization of DHHL lands for the Ulupono Anahola Project. Several beneficiaries opposed the utilization of DHHL lands by KKOA for non-homesteading use because of concerns for beneficiaries still on the waiting list, and several other commenters expressed support for KKOA's request but would also like to have DHHL provide answers to their questions and an updated Land Use Plan map for the area so that the land use designation adjustment and any impacts to the net amount of land available for the various uses could be better understood. Comments are discussed further below.

Support for Granting the Land Use Designation Amendment Request

Beneficiaries that expressed support for KKOA's utilization of DHHL lands for Community Use supported the land use amendment because of the positive impacts they have already seen in the form of cleanup of areas that were negatively impacting their community. KKOA has been a positive force in Anahola:

"KKOA is an awesome organization, work done to clean is visible & they have impacted the community tremendously"

"With all the riff raff that's happening, the homelessness and everything, this 10 acres is a plus, especially for lessees who are currently living in this area"

Opposition to Granting the Land Use Designation Amendment Request

Beneficiaries that are not supportive of KKOA's Land Use Amendment request are opposed to the amendment because placing beneficiaries on the land and building homes should be a priority for the Department and the Trust. If changing the Land Use Designation for this project is going to keep beneficiaries from getting into homes or prolong their wait, it may not be the best idea to continue pursuing in that location, and a new location should be identified. Beneficiaries expressing opposition to the land use amendment felt that there is a lot of land up mauka, and alternatives should be explored that will allow KKOA to fully pursue their vision. Amending Residential Homestead land use designations should be avoided.

"I'm a beneficiary, I'm a lessee, I have family that are on the waitlist. There are many people on the waitlist waiting for homes..."

"It feels like the vision is so much bigger than what this 10-acre parcel is going to allow them"

Beneficiary Comments, Questions and Requests

- Update Anahola Land Use Plan Map in the Kaua'i Island Plan - Beneficiaries would like to see DHHL update the Anahola LUP to reflect all the changes that have happened, so that it more accurately reflects reality and beneficiaries can better understand what areas are available for various uses.

- Identify how many residential lots could be created on the ten acres to be amended, how many lots will be created in Pi'ilani Mai Ke Kai at buildout in what timeframe, and any constraints, like water availability. Also, provide an estimate of how many residential lots could be put on the land used by KIUC for the Solar Farm.
- Seek Potential Alternatives for the Proposed Project - if this amendment will result in the loss of residential homestead area, then suitable alternative locations should be identified by DHHL, and relocation of the project facilitated.
- Continue to Gather Community and Beneficiary Feedback in Anahola - KKOA is encouraged to continue to meet with the homestead community, hold discussions and receive feedback from residents, beneficiaries, and kupuna and on what they would envision for this property.
- Work with the community to re-evaluate use of the Special District area between the residential homesteads and the County of Kaua'i bike path route from Kealia to Anahola - this can be included as part of the Makai Management Plan Priority Project in the Anahola Regional Plan (2022).

Next Steps

- Planning Office works on responses to beneficiary comments, questions and requests received during Beneficiary Consultation.
- HHC reviews and decides on Land Use Amendment request (March 2023)
- Assuming HHC approval on the Land Use Amendment request, KKOA returns to HHC with update on project and compliance with conditions of 5-year license and requests a long-term disposition.

Recommendation

Staff respectfully requests that the Hawaiian Homes Commission approves the recommended motion to accept the Beneficiary Consultation Report, as stated.

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

September 16-17, 2019

To: Chairman and Members, Hawaiian Homes Commission

Thru: Andrew H. Choy, Acting Planning Program Manager *AC*

From: Nancy McPherson, Planner/Kaua'i Liaison *NMN*
Julie-Ann Cachola, Planner

Subject: Accept Beneficiary Consultation Report for Two Land Use Requests, Anahola Farmer's Market and Ulupono Anahola, Anahola, Kaua'i, TMK (4)4-8-005:026 and TMK (4)4-8-003:019

RECOMMENDED MOTION/ACTION

That the Hawaiian Homes Commission (HHC) accept this Beneficiary Consultation Report as the official record of beneficiary comments and concerns related to the use of Hawaiian Home Lands in Anahola, as identified by the Beneficiary Organizations of: (1) Kalalea Anehola Farmers' Hui; and (2) Pi'ilani Mai Ke Kai Community Association in partnership with Kukulu Kumuhana o Anahola.

DISCUSSION

Historical Background on Processing Land Use Requests from Non-Profit Organizations

In 2009, DHHL initiated the Kūlia I Ka Nu'u Program (Kūlia). The Kūlia program provided homestead associations with a process and procedure to apply for DHHL land and grant funding to help associations with initial planning and due diligence studies. The program also provided a series of trainings intended to increase the capacity of association board members to successfully implement their development projects. With the successful completion of the training sessions, DHHL awarded the association a grant of land and money. Unfortunately, the Kūlia program was discontinued by the Hawaiian Homes Commission in 2012.

In the absence of the Kūlia program, there was no trigger for an internal procedure to receive and process unsolicited requests for the use of Hawaiian Home Lands for non-profit purposes. Assessing capacity was one issue, but the process also had to be applied in a consistent and fair manner. From 2015 to

2016, the DHHL Planning Office and Land Management Division staff met over a series of meetings to make improvements to the process and to guide staff on when and how to process unsolicited requests. As a result, many non-profits, including DHHL community associations, submitted proposals to DHHL addressing the criteria outlined in Exhibit 'A', "Information That May Be Needed To Evaluate Non-Revenue Generating Land Use Requests." However, without a process in place, many proposals were not acted upon in a timely manner.

In March 2019, the Planning Office presented a revised application process for unsolicited requests for the use of Hawaiian Home Lands from non-profit organizations. See Table 1, "Revised Land Use Request Process," below. The new application incorporated most of the criteria that were identified in April 2016. The purpose of the application is to:

- (1) Create a fair and transparent internal process for processing requests for use of Hawaiian Home Lands for eleemosynary (charitable) purposes; and
- (2) Ensure that the proposed use of Hawaiian Home Lands does not significantly impact DHHL's ability to provide programs and services to current and future beneficiaries.

Table 1 Revised Land Use Request Process

Application Step	Timeframe	Responsible Entity
1. DHHL receives pre-application. Notifies applicant if pre-application is complete	Up to 30 days	LMD
2. DHHL reviews project proposal and schedules review meeting with applicant to review questions, concerns, staff may have*	Up to 90 days	PO & LMD
3. DHHL schedules beneficiary consultation meeting	Meeting scheduled 3 months before on island HHC meeting	PO & Applicant
4. HHC ROE approval for due diligence	3 months after beneficiary consultation meeting	LMD & HHC
5. Conduct due diligence studies*	12-24 months	Applicant*
6. HHC approves FONSI	TBD	PO & HHC
7. HHC approves long-term disposition	TBD	LMD & HHC
8. Monitoring and reporting	TBD	Applicant & PO & LMD

The new application process provides clear steps and a general timeframe for completion of each step. However, it should be noted that one shortcoming of the new process is a lack of ability to measure an applicant's current capacity as well as growth of capacity needed over time to successfully implement the proposed project.

As part of the new application process, one action-step that is required on the part of DHHL is to conduct a Beneficiary Consultation Meeting regarding the proposed project in instances where the project was not identified as a priority project in a DHHL Regional Plan.

These two proposed projects on Kaua'i were not reflected in the Anahola Regional Plan Priority Projects, thus each of the projects required Beneficiary Consultation. The consultation requirement is consistent with the DHHL Beneficiary Consultation Policy that was adopted by the HHC in 2009, which states that prior to any approval for a long-term lease or license, beneficiaries that may be affected by the proposed use of Hawaiian Home Lands must be consulted to collect their input and feedback.

With the new application process in place, and in light of multiple land use requests that were submitted by homestead associations but were never acted upon, the Planning Office committed to transfer the application information to the new application process and to schedule and conduct the requisite Beneficiary Consultation meetings so that a decision can be rendered on the outstanding land use requests.

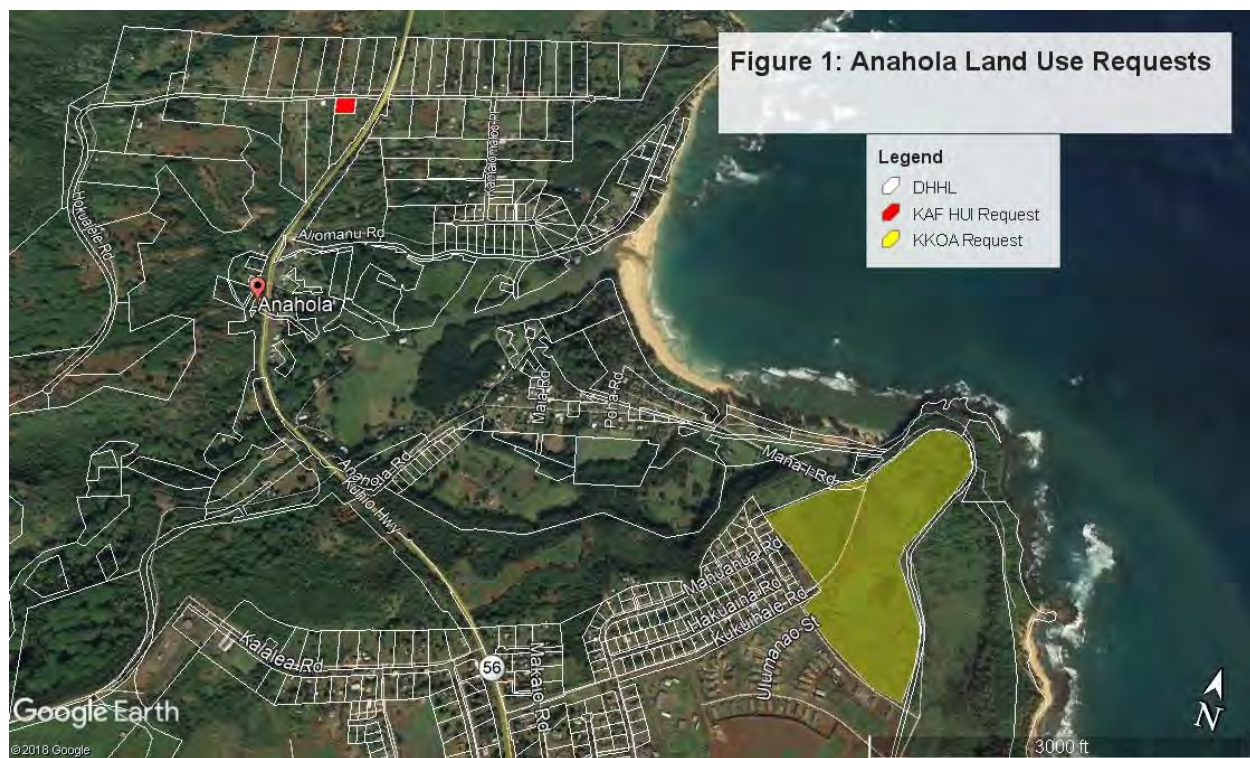
Anahola Land Use Requests

The Kalalea Anehola Farmers' Hui (KAF HUI) and the Pi'ilani Mai Ke Kai Community Association in partnership with Kukulu Kumuhana o Anahola (KKOA) have requested the use of Hawaiian Home Lands for non-homesteading purposes. A summary description of each request is presented in Table 2, "Summary Descriptions of Land Use Requests from Beneficiary Organizations in Anahola," below. The parcel locations of the lands requested are presented in Figure 1, "Anahola Land Use Requests."

Table 2: Summary Descriptions of Land Use Requests from Beneficiary Organizations in Anahola

Hawaiian Homestead Association	Summary Project Description	Land Disposition Requested	Parcel No. and Acreage Requested
Kalalea Anehola	Convert the existing Right-of-Entry permit to a	34-year	TMK (4)4-8-

Farmer's Hui (KAF HUI)	long-term General Lease for continued use as Anahola Farmer's Market to: 1) provide a permanent location for the Anahola Farmer's Market for Agricultural Lessees to market and sell their crops and value-added products; 2) increase the days of operation; and 3) utilize the site as a Cultural Learning Center promoting farm education and healthy food services, including a food bank, an open pavilion and a certified kitchen.	General Lease	005:026 0.9 acre
Pi'ilani Mai Ke Kai Community Association, in partnership with Kukulū Kumuhana O Anahola (KKOA)	To develop Ulupono Anahola-- an agricultural and youth training center that includes a 10-acre Community Garden, Youth Marae (clubhouse), pavilion, office, and kitchen. Long-term plans include land stewardship, deterrence of dumping, a nursery, orchard, processing facility and a permanent location for Movie Nite.	30-year General Lease	TMK (4)4-8-003:019 (portion) 30 acres



Beneficiary Consultation Meeting

Since the proposed projects are not Priority Projects in the current Anahola Regional Plan, the Planning Office is required to conduct a Beneficiary Consultation meeting on the land use requests. In order to make the most efficient use of DHHL resources, land use requests in the same general geographic area

may be grouped and discussed during the same meeting. The main consideration in consultation is the determination of who should be consulted. In this case, the Planning Office determined that all beneficiaries (lessees and applicants) residing in Anahola (i.e., with the Anahola zipcode of 96703) should be consulted. Four hundred forty-nine (449) invitation letters (Exhibit 'B') were mailed out two weeks prior to the meeting date.

On Wednesday, August 7, 2019, the Planning Office conducted a Beneficiary Consultation meeting on the two land use requests (LUR's) at the Anahola Clubhouse from 6:00 p.m. to 8:00 p.m. A total of 50 people signed in at the registration table (Exhibit 'C', "Sign-in Sheets"), but a headcount indicated that there were at least 60 people in attendance. Chairman William Aila, Jr., Kaua'i Hawaiian Homes Commissioner, Dennis Neves, and the Kaua'i District Office Manager, Erna Kamibayashi were in attendance. Staff from the Land Management Division and the Planning Office were also present. Nancy McPherson, the Kaua'i Liaison from the Planning Office, provided a short introduction to the meeting. Each association was given 20 minutes to present background information about their association and their project proposal to utilize Hawaiian Home Lands (Exhibit 'D', "Powerpoint Slides"). Following each presentation, DHHL facilitated a 15-minute question and comment session. Notes on the presentations as well as verbatim questions, answers and comments from the discussion may be found in Exhibit 'E', "Presentation Notes and Questions/Comments."

In addition to verbal questions and comments received at the meeting, a total of five (5) written comments were received at the meeting (Exhibit 'F'). In addition to the August 7, 2019 meeting, beneficiaries were given the opportunity to provide comments to DHHL over the course of a 30-day comment period from August 7, 2019 to September 6, 2019. A total of two (2) written comments were received via email and postal mail during the 30-day comment period (Exhibit 'G'). The following table summarizes all comments received for each proposed project, along with DHHL and/or requestor responses.

Consultation Findings and Analysis

Table 3 below summarizes information DHHL received from all sources including:

- Questions and comments made during the Consultation Meeting

EXHIBIT A

- Comments received during the 30-day comment period, August 7, 2019 to September 6, 2019

Table 3 Summary of Comments re: Anahola Land Use Requests

Topic	Comments/Questions	Response/Recommendation
"Ulupono Anahola" - PMKK Community Association & KKO		
Long-term Sustainability	How are you planning for future generations?	Training the youth to be farmers and food self-sufficient successors
Business Plan	How will you pay for utilities, maintenance, employees, equipment etc.?	Business Plan to be developed during due diligence phase & shared with community
	Where will funding come from to pay teachers?	Business Plan to be developed during due diligence phase & shared with community
	Who will be receiving any profits?	Business Plan to be developed during due diligence phase & shared with community
Need More Project Details	What is this project going to look like?	Site Plan to be refined, Planning Office (PO) to provide some Technical Assistance (TA)
Detailed Site Plan	On what part of the parcel are you doing what?	Site Plan to be refined, Planning Office (PO) to provide some Technical Assistance (TA)
Proximity to residential homesteads	Where will the project be located in terms of existing residential lots?	Makai of last row of houses. PO will work with KKO to avoid any impacts to neighboring residential lots.
Ensuring Beneficiary Participation	Will beneficiaries be doing the gardening?	Project is designed for Anahola youth in partnership with Pi'ilani Mai Ke Kai Community Association.
	I support it if the site will be used by beneficiaries & prioritize Anahola residents.	Project is designed for Anahola youth in partnership with Pi'ilani Mai Ke Kai Community Association.
	Who will be allowed to use the Youth Center?	Operational plan and programming concepts to be developed during due diligence phase.

EXHIBIT A

Topic	Comments/Questions	Response/Recommendation
Liability	Who will assume liability?	ROE Holder/Licensee must maintain liability insurance of \$1 million
DCC&R's	Do the Homeowner's Association Rules apply to this site?	The site was identified for community use and was not included in the DCC&R's for PMKK
Homeless in coastal area	Need to remove homeless individuals living makai of Pi'ilani Mai Ke Kai, near the lighthouse	DHHL in partnership with County of Kaua'i and State DOT-Highways is working to clear out homeless encampments in the unencumbered lands
"Anahola Farmers Market" - Kalalea Anehola Farmer's Hui (KAF HUI)		
Ensuring Beneficiary Participation	I support it if the site will be used by beneficiaries & prioritize Anahola residents.	Proposed training program will be designed to increase # of Anahola Ag Lessees farming and vending at Market.
Impacts to neighbors	Concerns: Safety, traffic, congestion, trespassing, urinating/defecating in public, loose animals defecating and trespassing	KAF HUI will be advised that they need to address these impacts to the neighborhood, and that DHHL will be monitoring progress in alleviating concerns
Long term lease	34-year lease is not acceptable.	LMD & PO not supporting a long-term lease at this time.
Expanding activities/uses and # of days operating	Adding additional days and uses will just aggravate these problems	DHHL will monitor operations more closely and evaluate regularly
Both Projects		
In support of both projects	Beautiful vision, KKOA has a good reputation in the community.	DHHL supports beneficiary-serving organizations that enhance well-being and support agriculture
	Farmer's Market has been a good addition to the community	DHHL supports beneficiary-serving organizations that enhance well-being and support agriculture

RECOMMENDED ACTION

DHHL Staff respectfully requests approval of the motion as recommended.

EXHIBIT A

LIST OF EXHIBITS

EXHIBIT 'A': Information That May Be Needed To Evaluate
Non-Revenue Generating Land Use Requests

EXHIBIT 'B': Invitation Letters

EXHIBIT 'C': Sign-in Sheets

EXHIBIT 'D': Powerpoint Slides

EXHIBIT 'E': Presentation Notes and Questions/Comments

EXHIBIT 'F': Written Comments from Meeting

EXHIBIT 'G': Written Comments During Comment Period

EXHIBIT A

DAVID Y. IGE
GOVERNOR
STATE OF HAWAII

JOSH GREEN
L.T. GOVERNOR
STATE OF HAWAII



WILLIAM J. AILA, JR.
CHAIRMAN
HAWAIIAN HOMES COMMISSION

TYLER L. GOMES
DEPUTY TO THE CHAIRMAN

**STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS**

P. O. BOX 1879
HONOLULU, HAWAII 96805

Ref : PO-22-289

November 25, 2022

Aloha Kakou, Kaua'i Residential Applicants and Anahola Residential Lessees --

The Department of Hawaiian Home Lands (DHHL) invites you and your 'ohana to a virtual Beneficiary Consultation meeting on:

Thursday, December 15, 2022 from 6:30 p.m. to 8:00 p.m.
To join via Zoom, please go to: <https://dhhl.hawaii.gov/meetings/>
and click on the link for this meeting

The purpose of the consultation meeting is to give beneficiaries (Anahola lessees and Kaua'i applicants who reside on Kaua'i) the opportunity to get information, ask questions, and comment on a proposed Amendment to the DHHL Kaua'i Island Plan's Anahola Land Use Plan. The Island Plan Amendment is needed to adjust the location of ten acres of Community Use land makai of the residential homestead of Pi'ilani Mai Ke Kai in order to make the Community Use of the Kukulu Kumuhana o Anahola's (KKOA) Ulupono Anahola Project consistent with the Kaua'i Island Plan (see enclosed land use maps).

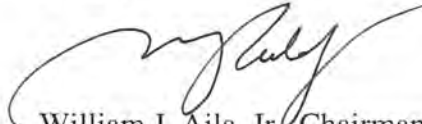
DHHL conducted an initial beneficiary consultation regarding the KKOA Ulupono Project on August 7, 2019. At that consultation meeting, DHHL received positive feedback on the project from beneficiaries and support for KKOA's use of DHHL lands for the project. This additional beneficiary consultation meeting will ensure compliance with DHHL's Planning System Rules, HAR §10-4, which require the Department to consult with beneficiaries on proposed Island Plan Land Use Amendments.

At the Beneficiary Consultation meeting, the DHHL Planning Office will present information on the Land Use Amendment (LUA) process and why a LUA is needed for this project, which previously received approval of a 5-year license from the Hawaiian Homes Commission in September 2021. KKOA will also provide an update on the proposed project with major project milestones completed to date. Following the presentation, DHHL staff will facilitate questions and answers and record beneficiary comments on the proposed LUA.

ITEM G-2
EXHIBIT B

We hope you will take advantage of this opportunity and join us at the December 15th virtual meeting. Please contact Nancy McPherson of the Planning Office at Nancy.m.mcpherson@hawaii.gov or (808) 620-9519 you have any questions.

Aloha,

A handwritten signature in black ink, appearing to read 'W. Aila, Jr.', written in a cursive style.

William J. Aila, Jr., Chairman
Hawaiian Homes Commission

Enclosure

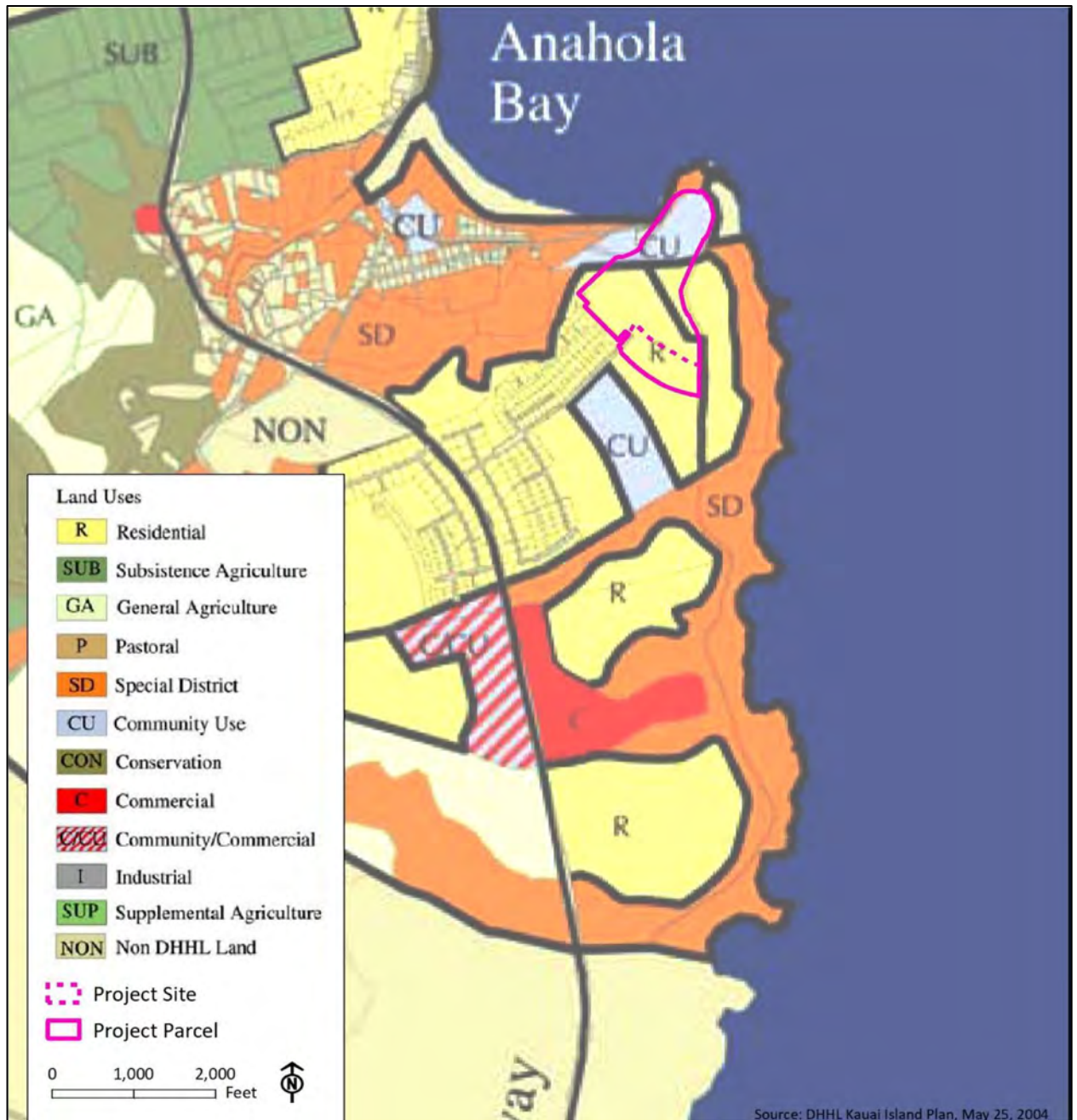


Figure 1 Anahola Land Use Designations

ITEM G-2
EXHIBIT B

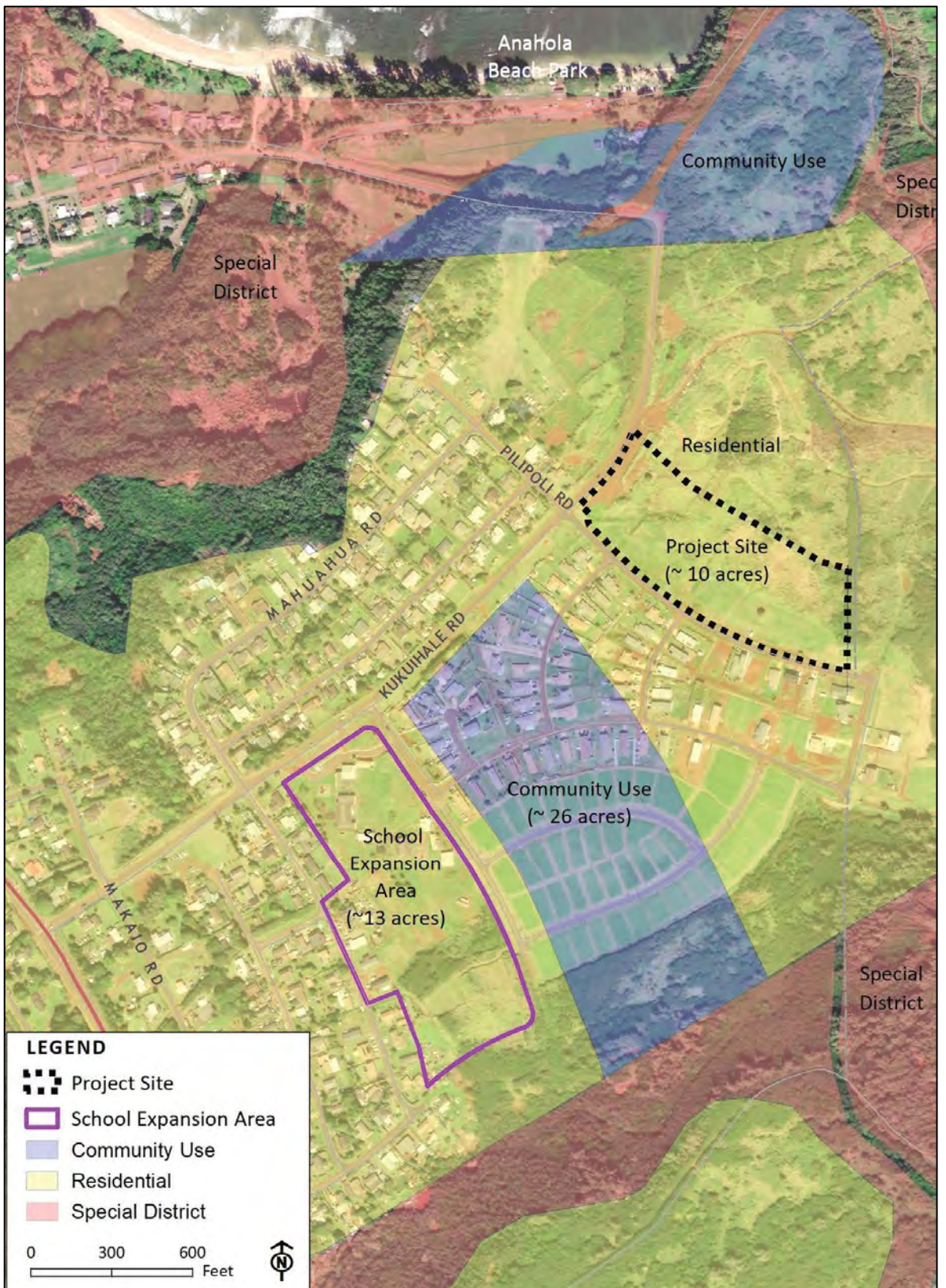


Figure 2 DHHL Anahola Land Use

Meeting Purpose

The purpose of the consultation meeting is to give beneficiaries (Anahola lessees and Kaua'i applicants who reside on Kaua'i) the opportunity to get information, ask questions, and comment on a proposed Amendment to the DHHL Kaua'i Island Plan's Anahola Land Use Plan. The Island Plan Amendment is needed to adjust the location of ten acres of Community Use land makai of the residential homestead of Pi'ilani Mai Ke Kai (PMKK) in order to make the Community Use of the Kūkulu Kumuhana o Anahola's (KKOA) Ulupono Anahola Project consistent with the Kaua'i Island Plan.

Participants

- **Department of Hawaiian Home Lands (DHHL)**
 - Andrew Choy, Planning Program Manager
 - Nancy McPherson, Planner
- **Presenter**
 - Rachele (Rae) Nam, KKOA Executive Director and Applicant on waitlist
- **Consultant for KKOA**
 - Kawika McKeague, G70
- **Beneficiaries & Participants**
 1. Brian Kona Russell, Applicant
 2. Kahanu Smith, Applicant
 3. Ku'uleialoha (Ku'ulei) Punua, Applicant
 4. Lono Aki, Applicant
 5. Lorilani Keohokālōle, Applicant
 6. Ashley Alapai, Anahola Lessee
 7. Chanel Josiah, Lessee
 8. Commissioner Dennis L. Neves, Lessee
 9. Elizabeth (Pua) Prem, PMKK Lessee
 10. JoRina Holland, PMKK
 11. Destiny Smith, PMKK Phase 2
 12. and Henry Smith, PMKK Phase 2
 13. HenrieRose Kauī
 14. Ipo Torio Kauhane
 15. Joseph Janicki Sr.
 16. Justin Shanks
 17. Kalani
 18. Maile Cummings
 19. Melissia
 20. Stephenie Silva

Synthesis

Presentation by Kūkulu Kumuhana o Anahola (KKOA) for Proposed Amendment to Land Use Designation

KKOA is compelled and committed to providing safe places and spaces specifically to deter suicide. Part of KKOAs mission and vision is grounded by Anahola residents. KKOAs pursues its mission and vision by building life skills to strengthen people's identities through Hawaiian values and empower individuals to successfully manage their future through establishing a healthy, sustainable, and thriving Hawaiian community. KKOAs strives to see youth learning and provides opportunities for youth to gain skills, using the potential property to educate and serve youth. The hope is that the property will provide food for the community and lower dependence on outside food sources.

Community Member Questions & Answers by DHHL and KKOAs

- **Q: Is the project site limited to 10 acres?**
 - Yes, KKOAs proposed Ulupono Anahola Project is 10 acres.
- **Q: Will the number of available residential lots be impacted by the proposed KKOAs Ulupono Anahola Project?**
 - DHHL would only be redesignating and redistributing the existing 10 acres of community use designation. Land Use Maps were not updated when the residential lots for Pi'ilani Mai Ke Kai subdivision in the Anahola Development Plan were created. This created a situation where Community Use Designated land was in the middle of a homestead area.
 - The Department put homes in the area that was designated for community use. As a result of this DHHL suggests that it may make sense to look at another community space in this particular region.
- **Q: How long will it take to make amendments or updates to the Land Use Designations?**
 - DHHL intends to take the comments we heard tonight to the Commission. Shortly thereafter, DHHL will take the Land Use Amendment proposal to the Commission. DHHL is looking at either January or February to take the Consultation Report to the Commission and either February or March for the Commission to consider amending the Community Land Use Designation in the Kaua'i Island Plan.
- **Q: When will DHHL update the entire Kaua'i Island Plan?**
 - If there is a desire to amend the entire Island Plan, DHHL would need to add it into their budget, receive a sufficient budget, and request approval of the budget to amend the entire Island Plan. Island Plans must be updated from the oldest plan, currently the oldest one is Hawai'i Island Plan, adopted by the Commission in 2002.
- **Q: How long of a license will KKOAs have for this project?**
 - The initial disposition that the Commission gave to KKOAs for due diligence was for 5 years. KKOAs shared that even though they are seeking a longer-term license from DHHL, the current license that DHHL has agreed upon is for 5 years. KKOAs hopes that this license will be honored if the amendment to the Land Use Designation is approved.

12-15-2022 Kūkulu Kumuhana O Anahola (KKOA) Ulupono Anahola Project Meeting

Virtual Beneficiary Consultation Meeting

December 15, 2022, 6:30 pm to 8:00 pm

[DHHL Notice](#) | [Video Recording](#)

- **Q: How many residential lots could fit in a 10-acre area?**
 - Typically, DHHL residential lots on neighbor islands have been about 7,500 square feet. Calculations will need to be done to identify how many lots would fit on a 10-acre property.
- **Q: Would Hawaiian Homes compensate the money and invested time by KKOA into the property area if they were unable to move forward with this project?**
 - DHHL will need to check KKOA's current lease or license.
- **Q: How many residential lots could be put on the land used by KIUC for the Solar Farm?**
 - DHHL will need to check the current acreage amount for the solar farm.
- **Q: How can beneficiaries and lessees support DHHL to update the Land Use Map?**
 - If beneficiaries and lessees are in favor of the amendment shown in the meeting, they can share mana'o or feedback to DHHL and they will add it to their meeting report.
- **Q: How can I pass my Hawaiian Homes lease to my son if I will not be building?**
 - DHHL will refer this question to DHHL's Homestead Services Division.

Community Member Concerns

- **Ensure Land Use Designations for Residential Homesteads are Protected** -- and that building beneficiary homes are a priority for the Department. If changing a Land Use Designation for this project is going to keep beneficiaries from getting into homes or prolong their wait, it may not be the most ideal to continue pursuing.

Suggestions from Community Members

- **Update Anahola Land Use Designation Map in the Kaua'i Island Plan** -- to keep beneficiaries, residents, and community members up to date on the current breakdown of land designations in Anahola and the current and future land uses.
- **Seek Potential Alternatives for the Proposed Project** -- if there are other community land designations in Anahola that KKOA might consider for their project that will avoid amending residential land use designations.
- **Continue to Gather Community and Beneficiary Feedback in Anahola** -- as KKOA hopes to hear from Anahola residents, beneficiaries, and kupuna and receive feedback on what they would envision for this property.
- **Ongoing Support for KKOA's Community Work to Move Forward** -- as some have shared positive remarks of KKOA's organization, and have visibly seen the impact of their work, cleaning up areas in Anahola that were impacting the community, and being active members in the community.

12-15-2022 Kūkulu Kumuhana O Anahola (KKOA) Ulupono Anahola Project Meeting

Virtual Beneficiary Consultation Meeting

December 15, 2022, 6:30 pm to 8:00 pm

[DHHL Notice](#) | [Video Recording](#)

Beneficiary Q&A and Mana‘o on Land Use Designation Amendment for KKOA Ulupono Anahola Project & Presentation

From 38:15 - 1:19:05 of Recording

Notes

- Andrew: I see a hand up from Commissioner Neves, would you like to start us off?
- Commissioner Neves: Yes, thank you Andrew
 - Thanks for the presentation
 - I'd just like to say that the reason this has come to this point
 - In our last Commission meeting, there was a proposal to move from one area to the other without this consultation
 - Just wanted to make it clear, I'm not against the project, I've never been
 - Matter of fact, if you look at the first picture of the project, I'm standing there helping get things done in 2017
 - I've worked the project for several years
 - And we still do work with KKOA
 - Wanted to make sure that those who are either on this call and those that are not
 - The two maps that were sent out with the Notice, are somewhat a little confusing
 - One shows Anahola Bay
 - One map outlined in red
 - Another map that shows project site
 - So I'm assuming that we're only talking about the project site, is that correct?
- Nancy: Yes
- Commissioner Neves: The 10-acre project site
 - Initially when KKOA came up with their proposal, they were looking at 30 acres
 - So is this going to limit the size of that project now
 - Because if it doesn't limit size of the project, it takes more residential area out
 - My responsibility is to ensure we put people in homes
 - Think the project is great, but our people need to voice their opinion
 - I'm only voicing my opinion and my concern about doing something that has infrastructure close enough to put extra homes in
 - Just wanted to make sure, this is a 10-acre site
 - This would limit the size of this project
 - Which if that's the idea of moving it forward, thinks it's really up to the beneficiaries to decide if they want to allow this to happen or have it moved
 - Know there has been a lot of money, lot of work, I understand
 - But the Department error in giving us the wrong information from the ROE and then when we got to the 5-year license
 - So I'm a little concerned, I'm only speaking for myself, I'm a beneficiary, I'm a lessee, I have family that are on the waitlist
 - There are many people on the waitlist waiting for homes
 - Just wanted to make sure I'm responsible, and my fiduciary responsibility is for all beneficiaries, all of the beneficiaries

12-15-2022 Kūkulu Kumuhana O Anahola (KKOA) Ulupono Anahola Project Meeting

Virtual Beneficiary Consultation Meeting

December 15, 2022, 6:30 pm to 8:00 pm

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- That's my kuleana
- Hope someone else has something to say, thank you

13-Nancy: Can I respond

14-Commissioner Neves: Sure, go ahead

15-Nancy: As I stated, I think on this slide

- The thing about it, the way we handle our Land Use Plans and our maps isn't as dynamic as we'd like it to be
- So like I said, when we did the Pi'ilani Mai Ke Kai subdivision Anahola residential lots Development Plan, the land use map should've been updated at that point but it wasn't
- So what it did, it created a situation where we have community use designated in the middle of a homestead area
- What we're doing is not really redesignating 10 acres, we're actually redistributing existing community use designation into 2 separate areas

16-Commissioner Neves: Nancy I understand that

- The priority is putting Hawaiians in homes
- Community use is like a 2nd to getting someone in a home
- I understand the 20,000 ft. level this was the plan and we should have adjusted it
- Now we have infrastructure in an area that should be residential
- Not my decision, I bring it to the beneficiaries to speak on this subject, they need to decide

17-Andrew: Thank for your two comments

- Let's go to Ku'ulei, you have your hand up

18-Ku'ulei: As a beneficiary myself, and as an applicant waiting on the list

- I totally understand what Commissioner Neves is saying
- However, if you look at this map that is being shown now
- In regards to the location, more for everyone who hasn't been following KKO's journey
 - My understanding is that the 20 acres, purple color is now being moved to where we were directed to establish Ulupono Anahola as the quote unquote community lease
- Initially when KKO was directed to this property that we are now on and have been working on since 2019
 - The application that both Pi'ilani Mai Ke Kai, the Board of Directors, and the members
 - We also had a meeting with the members of Pi'ilani Mai Ke Kai, because that is what DHHL directed us to do
 - To work with one of the already established residential groups
 - We went to Pi'ilani Mai Ke Kai
 - They already had an interest in a type of community garden
 - We had an agreement that we will apply
- We applied for 30 acres to do not only what you see on the map
 - Also an orchard, so there would be food for the community
 - That is the future
 - When we went for the 30 acres initially in 2019
 - The commissioners told us to start with 10 acres
 - We started with the 10 acres
 - The 30 acres has always been the vision
- I would like to put it on the record

12-15-2022 Kūkulu Kumuhana O Anahola (KKOA) Ulupono Anahola Project Meeting

Virtual Beneficiary Consultation Meeting

December 15, 2022, 6:30 pm to 8:00 pm

[DHHL Notice](#) | [Video Recording](#)

- I think that a lot of people that are on the call and in this beneficiary consultation meeting may not know a little bit of the background of how we got to this place now
 - We are really wanting to get everybody's feedback because it is important for us as well to hear from you
- As a beneficiary myself who has been on the waiting list for over 40 years
 - I totally understand Commissioner Neves's concerns
 - Because I would also like to have that residential place myself
 - The other thing, it's plenty land, this is just the portion that is... (cut out)
- Just to end my input
 - This has been managed now, cleaned up now
 - Prior to that, it was quite a threat to the community
 - So I just wanted to leave everybody with that information as well
- Thank you so much and thank you for the meeting
- Andrew: Mahalo Ku'ulei
 - Again the question or the main topic of this conversation tonight
 - Proposed land use amendment to amend the Kaua'i Island Plan
 - To redesignate the 10-acre property to Community Use from Residential use
 - Currently the previous Island Plan had 26 acres of Community Use
 - In this area, a lot of this has been developed for residential use already
 - The proposal would help provide more community space for the purposes that KKOA went over tonight
 - So if there are other questions on this or comments, now is the time
 - Lorilani, please unmute yourself
- Lorilani: Aloha mai kākou, I am Lorilani Keohokālole
 - My question has to do opposing or supporting
 - If we write it in the chat, it does not show up in recording, would that be sufficient for this action
- Andrew: That's a good question
 - After this meeting, we will take down the meeting notes, the meeting notes will include both the comments that are said verbally as well as the chat
 - If you would like to do both, that's fine
- Lorilani: Mahalo
- Andrew: Other questions or comments on the proposed land use amendment?
 - Commissioner Neves
- Commissioner Neves: Andrew, I just want to thank you guys for having this opportunity for the beneficiaries to view and voice their opinion
 - I think all of those involved including KKOA hope it can move forward as soon as possible, thank you
- Andrew: Mahalo commissioner, any other comments or questions?
 - Want to make sure folks understand what the proposal is
 - It is to change the yellow to blue essentially
 - Changing this area to community use
 - JoRina, please unmute
- JoRina: Hi, I'm JoRina. I wanted to know, after this, when will they update the plans, correct the community use areas?

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- Andrew: Let me go to that slide, good question
 - While I go to that slide, what we intend to do is take the comments we hear tonight to the Commission, so they have a record of the comments that were made
 - And then shortly thereafter, we will take this land use amendment proposal to the Commission
 - Sorry, I can't get to the slide
 - We're looking at either January or February to take the Consultation Report to the Commission
 - And either February or March for the Commission to consider amending the Island Plan to Community Use
 - Did I answer your question?
- JoRina: Kind of
 - Are they going to update the entire Island Plan use that is current like the Pi'ilani Mai Ke Kai area?
- Andrew: So you are asking when is the Department going to amend the entire Island Plan, is that your question?
- JoRina: Yes, just to correct not just this area that we're talking about tonight
 - But the other parts of Anahola
- Andrew: I guess, I don't have an answer for you
 - Because currently it is something that we would have to put in our budget
 - And request approval of the budget to amend the entire Island Plan
 - Just to let you know, we have to update our island plans from oldest, oldest one is Hawai'i Island Plan, it was adopted by the Commission in 2002, so we'd have to start with that one first
 - Then we'll proceed to the subsequent Island Plans
 - The timing is also a matter of getting sufficient budget to do the Island Plan update
- Nancy: But I do think it's possible that we could update the map and do an addendum to the existing Island Plan
- Andrew: Yes, just for this amendment though, not a comprehensive amendment that JoRina was asking about
 - Really good question, nothing but good questions and comments so far
 - Other questions or comments on the proposed land use amendment
- Ipo: Sorry I am not sure how to raise my hand
- Andrew: Go ahead
- Ipo: Aloha, my name is Ipo Torio-Kauhane
 - I am a long-time resident of Anahola
 - I am the founder of Kanuikaponu School
 - I am a big fan of KKOA
 - Love the vision and mission
 - So appreciate Auntie Rae, Auntie Ku'ulei, and Auntie Manulele, by brother Kapule and Lorilani and all of those who support a much needed program
 - My frustration right now is it feels like we're going backwards again
 - I was there, I remember when they were preparing all of this, bringing in all of the infrastructure, that was 10 years ago
 - So it took this long to get here
 - And I have to echo, as much as I do love Auntie Rae and Auntie Ku'ulei
 - I do have to echo what Commissioner Neves has said

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- I do have a concern with changing the designation
- And I am wondering how that is going to affect the rollout and the timeline
 - 40 years is long enough
 - If changing the designation is going to keep another 25 from getting into homes and they're going to have to wait longer, then it doesn't belong there, that project doesn't belong there
 - There is so much land up mauka
 - It feels like the vision is so much bigger than what this 10-acre parcel is going to allow them
- I'm not sure what other options or alternatives is available for this project
 - Because I want to support this project
 - It's just really hard to see this Land Use Designation now when we're so close to rolling out another bunch of lots for families to get on
- Deep love and respect for KKOA and those who work so hard
- Apologize if my mana'o hurts or offends anyone
- I just feel compelled to advocate for the hundreds of families that are still waiting
- Mahalo to all of you and the opportunity to share this mana'o, 'oia nō
- Andrew: Mahalo, Ipo, good mana'o
 - Other comments, questions on the land use amendment?
 - Ku'ulei you can unmute yourself
- Ku'ulei: Thank you for this discussion here
 - Really happy that we can talk about this
 - So, in regards to this designated land
 - Was this designated land that now has become for KKOA, a challenge
 - A challenge because we put not just us, there's been a lot of equity put into this property
 - If this property needed to go somewhere else, would Hawaiian Homes compensate all of that almost close to \$1M that Rae had mentioned earlier, if we had to move
 - That's a question
 - And how many house lots is in this 10 acres
- Andrew: So the first question is whether or not the Department would compensate KKOA for the work that you put in
 - I don't know the answer to that, I would probably have to check the lease or license you folks have
 - Your second question, how many house lots would go into the 10 acres
 - Typically our lots on the neighbor islands have been about 7,500 square feet
 - So we'd have to do the calculations to see how many lots would fit on a 10 acre property
 - Off the top of my head I can't tell you
 - I just want to point out that unfortunately the Department put homes in the area that was designated for community use
 - This community use area was taken up by homes
 - What we're proposing is that the because of that, it would make sense to look at another community space in this particular region
- Nancy: Wanted to add that there is definitely infrastructure that can continue makai
 - Definitely land that is developable on the other side of the 10 acres

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- When KKOA first came to us to discuss this and requested 30 acres
- We said well all this land is designated for residential except for the community use acreage
 - Which we didn't realize was in the wrong place
 - It's really just a map adjustment
 - That's why we weren't doing the GIS level of analysis so the digital mapping, and that's what Group 70 did
 - And that's when this mapping error became evident to us
 - So there is no net loss of residential homestead area
 - This is not going to slow down development of additional residential lots
- One of our biggest constraints is water supply
 - So we're going to have to make sure we can handle providing enough water and handle the wastewater for additional residential homesteads
- Andrew: There's a comment in the chat from... sorry if I mispronounce your name Melissia, KKOA is an awesome organization, work to clean is visible and they have been active in the community tremendously
 - Then I'll go to JoRina, you have your hand up again
- JoRina: Yes, that's why I was asking the question about redoing the map
 - Under the blue where it says community use, if you go out towards the edge, towards the special district
 - That whole area is Pi'ilani Mai Ke Kai, that's Phase 3
 - And that's all coming in after Phase 2 that's supposed to be...
 - They just gave those lots out in June of this year
 - There are going into Phase 2, but that other blue portion which is a dark green, next to the red, that whole area is PMKK Phase 3
 - And that road connects to Ehukai Road for Phase 3
 - And when you're talking about water, that's more houses, that's supposed to be another 60 houses coming in
- Nancy: Yes, and they do have the water for that
- JoRina: Right, and so since we have not done as far as I was looking back on the website
 - Anahola doesn't have any more designation in this area besides PMKK
 - I don't see that this 10 acres, don't know about 30 acres
 - Don't see the 10 acres being poorly managed with this project
 - I see that it's going to be manageable, and it is currently manageable for what is happening right now with the land
 - With all the riff raff that's happening, the homelessness and everything, this 10 acres is a plus
 - Especially for lessees who are currently living in this area
 - I just really want this to be designated, the map to be updated to show us
 - Because we just did re-did the water tower on the agricultural site also
 - A more updated map would help tremendously, for everyone
- Andrew: Mahalo JoRina for that comment
 - Good comment
 - Let's see, there is a couple comments in the chat from Kona

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- He estimates that 10,000 square foot lot equals quarter acre approximate, 3-4 lots per acre plus road, my guess we could put 22-30 residential lots on 10 acres
- Kalani has a question
 - How many residential lots could be put on the land used by KIUC for the Solar Farm
- Unfortunately, I don't know the answer to that question off of the top of my head I don't know the acreage amount for the solar farm currently
 - That is something we can get back to you on
 - We'll probably put it in the meeting notes
 - Sorry we can't answer it
- Nancy: If you look at the Land Use Designation map there
 - Mauka of the highway, there is a community commercial area that is the hatched red and white candy cane stripe
 - I believe some of the solar farm has gone in there
 - There is residential, mauka of that
 - There is also residential makai
 - Those two big yellow blobs
 - Going down into Kamalomalo'o
 - The commercial is red
 - That's along the highway
 - We are trying to stick to those existing Land Use Designations
 - Whenever beneficiaries come in and request land, we tell if you want to do that, it's going to have to go in the area designated for commercial
 - Or you can use the area designated for special district
 - We also want people to be able to mālama those areas
 - If KKOA wanted to mālama the area makai of the Ulupono project, they just couldn't do anything permanent or get a long-term lease or license to the area designated for residential
 - That's how we try to guide, when community groups want to use Hawaiian Homelands
 - We have to follow the land use map
 - What JoRina was saying, having up to date land use maps is really important
 - And I'm totally supporting that
- Andrew: Ok, I don't know, Ku'ulei, if your hand was up again or didn't lower it before
- Ku'ulei: I didn't lower it before, sorry
- Andrew: Oh, no worries
 - JoRina you just raised your hand, go ahead
- JoRina: Yeah, so the idea is, how long would this 10 acres would be
 - I understand they want 30 but the Commission said go for 10
 - How long is this for
 - Thought it was for 5 years
 - Did I see that somewhere or did I misinterpret that
 - How long would the project be for
- Andrew: The initial disposition that the Commission gave to KKOA for due diligence was for 5 years
 - I think I will defer to KKOA on how long they were thinking of utilizing the property for or how long they would be seeking a long term license from the Department

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- JoRina: So is this a lease or are they asking for a license
 - What are they asking for
 - Because I know that KIUC is, there is a time limit, it's not forever
 - That's my question, how long is this project going to be on this 10 acres for
- Andrew: I guess, someone from KKOAA can express how long they envision the project to be along this area
- Ku'ulei: I guess I'll speak to that, thank you for the question
 - Honestly we don't know the answer to how long
 - We would like to have a longer license
 - Our understanding, a lease is when someone is requesting a lease that is willing to pay the market value of the property for the lease
 - That's my understanding
 - A license is usually a nonprofit to get the same thing to a lease, similar to a lease, but it's called a license
 - We were hoping for 25 years
 - It's not really in our hands
 - We don't know how long we'll be here
 - We would love for the next generation to take ahold of the vision and the kuleana to see the importance of this project for their community
 - I wish I have the answer, but I don't
- Andrew: Thank you for that, and thank you for the question JoRina
 - Anyone else that hasn't had an opportunity, would like to either ask a question on the subject, if you don't really have mana'o on the subject yet
 - Question may help lead you to your mana'o
 - Or if you already have mana'o on this subject, please feel free to share, especially for those who have not had the opportunity to talk or participate in the chat
- Nancy: We know it's a lot of information to process, we apologize for that
 - We want you to have as complete information as possible
- Andrew: JoRina, go ahead
- JoRina: As a beneficiary and a lessee
 - How can we get DHHL to update our Land Use Map
- Andrew: For this specific project, any update to the map would require commission approval
 - If you do like the amendment we showed tonight, then you can let us know, share that mana'o with us
 - We can put that in the report
 - These are the next steps in the slide I'm showing you
 - Hopefully that answered your question
 - Rae, I see your hand up
- Rachele: On behalf of KKOAA we really want to thank you guys for having this beneficiary consultation meeting
 - It's very important to us to hear from the applicants, lessees, that's how this actually all got started
 - It's always good, we think it's always good to hear the heartbeat of the community and where things are at and what they see as valuable and important to the community

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- That is KKOAs heart
 - We definitely don't want to be a hindrance to anything
 - Whatever ways we can support the community, we want to be able to do that
- We do have, to confirm what Andrew has said as well
 - We do have a 5-year license
 - We're hoping that will definitely remained honored
 - If we have 5 years, KKOAs is going to give it its very best shot to be a blessing to the community
- Andrew: Mahalo Rae
 - See comments in the chat, I just want to clarify
 - JoRina, you stated in the chat, please update the Anahola Land Use Map
 - Just to clarify your comment and make sure we accurately interpreted your comment
 - You are wanting the Department to proceed with the land use amendment that we showed tonight, just want to make sure
- JoRina: Yes, and update it and correct it
- Andrew: Ok, thank you
 - Pua said mahalo nui for the information
 - Lorilani same question I had for JoRina, just wanted to make sure that we captured your mana'o correctly
 - You are requesting that the Department update the map per the proposed amendment that we showed on that slide, is that correct
 - Ok, thank you
 - We're coming up to 7:50, scheduled to go to 8:00
 - Just want to make sure that everyone who took the time out of their busy lives
 - See something from Maile
 - Maile, is it ok if I read your question
 - Question is how to pass my Hawaiian home to my son
 - I have 50% Hawaiian, I've been on the list since 1983, I cannot afford to build
 - My son has 43.3125% Hawaiian
 - What do I need to do
 - We'll probably have to refer you to our Homestead Services division
 - Thank you for leaving your email
 - Yeah, your question is about succession
 - We'll refer your question to the Homestead Services Division who helps to process those types of questions, so thank you for that question
 - Ok, just want to thank everyone who took the time to participate tonight, especially those who voiced mana'o on this topic
 - Thank you for... it's not easy sometimes to share your ideas, thoughts, or beliefs, but we appreciate that
 - Anyone, last call for questions or comments

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Slide Presentation by Kūkulu Kumuhana O Anahola (KKOA)

From 19:27 - 35:39 of Recording

Notes

- Rachelle: Aloha Kākou
 - I am Rachelle Nam, Executive Director of Kūkulu Kumuhana O Anahola
 - Most people in Anahola know us as KKOAA
 - Just to share why we are a part of this meeting
 - 10 acres that Nancy has been talking about is an area that the Ulupono Anahola project has gotten started
 - We actually started working on this back in 2017
 - Back then is when we talked to people in the Anahola community
 - We did a mailout
 - Part of why our mission and our vision is what is noted here is because of what Anahola residents mentioned was important to them
 - We are compelled and committed to providing safe places and spaces specifically to deter suicide
 - We believe we can do that by building life skills to strengthen people's identities through Hawaiian values
 - By empowering individuals to successfully manage their future
 - By establishing healthy, sustainable, and thriving Hawaiian community
 - For those of you who have never heard of this, KKOAA started because of the three deaths by suicide of teens in Anahola
 - Ku'ulei Punua and Manulele Clarke are the founders of KKOAA
 - Just by speaking, they literally went door to door in the community, asking what can be done
 - What can we help with to be able to deter suicide and help with that area
 - At that time, Kaua'i and Anahola had the highest rates of deaths by suicide
 - KKOAA basically started very simple, and believed that trying to keep the families together is a huge deterrent to suicide
 - They started movie nights, started up at Anahola clubhouse, continued it even down to this makai site, Ulupono Anahola site
 - Even through Covid, we were able to receive permission to do a drive-thru
 - We saw a lot of families, everything was getting shut down
 - We started hearing of anxieties and fears of what was going to happen
 - We received permission to do the movie nights so people could come out
 - We did it in a safe manner of just a drive-in type of movie night
 - Feedback from community
 - Some of the kupuna who were so fearful during time of Covid actually felt safe, they could go out, be with their 'ohana even if it was hanging in the car
 - Being able to see their neighbors as well
 - Since then, we have also partnered with Kanuikapono Schools
 - Started our resilient leaders and food security program

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- During Covid, if people wanted to continue to come out safely and learn how to grow their own food
 - Everybody saw the cutoff of food system on Kaua'i was horrible
 - A lot of our farmers on the island, basically gave of themselves to provide for the community
 - KKOA has partnered with 'Āina Ho'okupu o Kīlauea
 - Provides veggie boxes to Anahola
 - Partnered with Nourish Kaua'i
 - Provides to 100 households with kupuna, every week on Wednesday
 - Items they have in meal kits are all Kaua'i grown
 - All from local people from our island on Kaua'i, everything is fresh
 - It serves 102 households every week
 - Each meal feeds 4 people
 - Providing for 400 people specifically in Anahola community
- Somehow a lot of different orgs continue to contact us
 - And ask if Anahola has different needs
 - Whether food
 - Diapers
 - KKOA also provides to young moms in Anahola with diapers every month
 - Many of the young moms have more than one young child in diapers
- We believe that once we're able to provide in the Ulupono Anahola area, families will be able to learn how to grow their own food
 - And it is not just for lessees
 - We want to be able to open to applicants, beneficiaries
 - So when their time comes and they get their home, they know exactly what they want to grow in their own properties
- We have spent almost \$1M invested on that property to do an environmental assessment
 - The community came out to clear out all of the trash that was in there
 - We know that area was a fire hazard to the Pi'ilani Mai Ke Kai residential area
 - We had other organizations that jumped in to help remove the abandoned vehicles
 - Also partnered with Jeremie Makepa, as he has been clearing the coastline as well with a lot of the cars
 - What we'd like to continue to see in that area, safe place that families can come together
- Plan to have commercial kitchen that can be used for Anahola residents
 - We've been given opportunities by some of our funders to visit other areas on how they have been successful in utilizing their commercial kitchens for their specific communities
 - Pretty amazing, we'd love to see that happen in Anahola
- We also want to be able to provide training for our youth
 - Right now the work that we're doing, we have an amazing farm manager, program manager, and program assistant
 - Has been training the youth at Kanuikapono School, we meet with them close to every other week
 - They're learning how to use the resources right here in Anahola

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- How to use the things that they're learning to really be a helpful member in their family
- All of that we believe helps to build stronger families
- Will help to keep suicide out of the thoughts of their mind
- Help them to know that they are in a community that is supportive of them, of their education, dreams they might have
- Learning different schools
- Did workshops on how to build raised garden beds
 - Youth built it for their kupuna
 - Learned how to use Skilsaws
- We also partnering with Ho'akeolapono Trade Academy
 - Who helped us lay the footings for some of the containers for some of our heavy equipment
 - It's giving them opportunity to learn how to do their trade as well
- Lot of what we're hoping to do is provide for the Anahola community
- You can see what the plan is
 - Also have a billboard
 - Had some of the community members help put up the fence line
 - Kupuna came out to help put up the fence line and giving us their council on what would be beneficial in teaching the kids
 - Making sure we have those resources
 - We've been blessed by the mana'o of the kupuna and community members who are amazing leaders in Anahola
- That is our project, sorry I didn't go by the slides
- I get excited what we see the youth learning, what we see, skills we're able to provide an opportunity for the youth and mentors to use the property
- We want to be able to provide food for the community as well
 - So we're not dependent on outsiders
- This particular workshop
 - We've done several workshops
 - We brought in several practitioners
 - These are some of the workshops we've offered not only to the youth but to their families
 - So they are working together in making their papa ku'i 'ai and papa pōhaku
 - And being able to meet some of the amazing practitioners on the island and in Anahola
 - Students in Kanuikapono School learning how to do soil testing
 - We had CTAHR come in and teach them why the soil is important
 - Why doing the soil testing
 - If we're going to growing food, want to make sure the soil is good for that
 - Or what kind of amendments do we need
- We've incorporated education in just the process
 - Not of just clearing the land
 - Being able to have the community themselves be part of what needs to be done, what is being done

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- It's for them, for the residents
- We also, we're required if we're putting up any buildings to do an Environmental Assessment (EA)
 - We just recently completed that
 - I know that if you have any questions on that, Kawika McKeague, who was our consultant from Group 70 is also on this Zoom call
 - Can probably answer if you have any specific questions to that
 - Everything that was done through the EA, there were no conflicts or areas of concern

DHHL Overview Presentation on Planning System

From 5:20 - 19:27 of Recording

- Nancy: Mahalo Andrew
 - Aloha kākou
 - Thank you all for joining us this evening
 - Little refresher
 - Have a General Plan implementing the Hawaiian Homes Commission Act (HHCA)
 - Mainly through Land Use Designations and other policies
 - We have just updated that
 - Will be looking at some newer information about Land Use Designations a little further along in the presentation
 - The second tier is Strategic Program Plans and Island Plans
 - This meeting is about amending the Island Plan for Anahola
 - It's updated every 20 years
 - Last updated for Kaua'i in 2005
 - Also have Regional Plans
 - Recently updated Anahola Regional Plan
 - That's ready to go forward with implementation of priority projects
 - Development Plans
 - Actually have a development for Pi'ilani Mai Ke Kai
 - Part of the reason why we're here tonight
 - Sometimes there are adjustments that are made
 - Trying to reconcile the maps with each other
 - When we implement these plans, we use funding, includes
 - Capital improvement planning
 - Operating budget, etc
 - Legislation
 - Just recently adopted, couple years ago, Planning System Rules
 - Will talk about those in a minute
 - Land Use Designations
 - Reviews and amendment process
 - That's what we'll be sharing about tonight
 - Always trying to do evaluation

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- Always willing to hear how this is working for people
- What people understand or don't understand
- How we can implement the planning system better
- We're always seeking to improve how we do planning for Hawaiian Homelands
- Kaua'i Island plan was updated in 2004
 - As you all know, on the right is Anahola, Kamalomalo'o area
 - We designated land use for Moloa'a back in 2004 for that region
- We have updated the DHHL General Plan
 - We have residential homestead use
 - Subsistence agriculture
 - There is some of it in Anahola
 - We're proposing more in the mauka area with the kuleana settlement plan
 - We have supplemental agriculture on some islands
 - We have pastoral
 - On all the islands except O'ahu
 - We have a new Land Use Designation for the kuleana homestead
 - Without infrastructure except for leaps and bounds and roadway access
- Non-homesteading use designations
 - Stewardship is a new designation
 - Allows beneficiaries to access the land, to mālama that area
 - Short term interim use
 - Conservation
 - Usually aligns with areas that should not have any development
 - Sensitive, there may be cultural sites
 - May be steep slopes
 - Riparian, river areas, that sort of thing
 - Special district
 - Some special district in Anahola area, mainly along coastline, south of Anahola Bay
 - Requires additional planning
 - Community uses
 - Mainly what we'll be talking about today
 - Space for parks and recreation, cultural actives, community-based economic development
 - Some infrastructure, public facilities
 - Education and training
 - Community agriculture is a new category
 - Andrew, can you explain a little bit about that one for us?
- Andrew: Sure
 - Community agriculture came from beneficiary consultation when we did the General Plan update
 - Mainly for urban areas, where our beneficiaries wanted spaces for community gardens
 - Spaces where we could potentially grow crops, space wouldn't be suitable for full time homesteading

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- It was a distinction that lots of beneficiaries wanted to see, mostly in urban areas where there are less open spaces for agriculture
- Nancy: Thanks, Andrew
 - We have another new one, renewable energy
 - Siting for renewable energy projects
 - Commercial
 - Areas that are going to hopefully generate some economic opportunities for the Trust
 - And possibly for community-based economic development activities for beneficiaries
 - Industrial
 - For mostly going to generate revenue for the Trust
 - These are our Land Use Designations
 - Small and hard to see, will zoom in
 - Green areas are subsistence ag, supplemental ag, and conservation
 - Yellow areas are residential homesteading
 - Orange areas are special district
 - Do have scattered around, some community use areas in blue
 - Some commercial areas in red
 - Those are the main categories
 - Do have some general ag also
 - We will be looking at updating this Island Plan in the next several years
 - Map shows the project location (Anahola LUD's and Project Location)
 - With the existing 2004 Land Use Designation
 - At that time, approximately 24 acre area, in light blue
 - Sandwiched in the middle of the residential homesteading, was set aside
 - When Pi'ilani Mai Ke Kai was laid out, it didn't exactly follow this Land Use Designation Map
 - When we do these Island Plan Land Use Designations, it's kind of at the 20,000 ft level
 - We don't have parcels yet, it's very general
 - Once those subdivisions are laid out and there are more refined land use analysis, typography, drainage, all that stuff, it gets refined
 - We didn't update the Land Use Plan based on the Pi'ilani Mai Ke Kai, Anahola res lots development plan
 - Kind of why we're in the place we're in
 - As you can see, there are more community use to the makai areas
 - More residential use going makai, also North and South of the Ulupono site
 - What were looking at, on map on the right
 - Showing what was shown in 2004 Plan as 26 acres
 - What is shown on the left is the school expansion area, charter school
 - Only about 10 acres, not quite 13 acres
 - 10 acres proposed for Ulupono Anahola Project on makai side
 - What we're actually doing, breaking up community use blob which is now homestead area
 - We will update the map as soon as we can
 - Basically breaking up into the 13-acre area and 10-acre area

12-15-2022 Kūkulu Kumuhana O Anahola (KKOA) Ulupono Anahola Project Meeting

Virtual Beneficiary Consultation Meeting

December 15, 2022, 6:30 pm to 8:00 pm

[DHHL Notice](#) | [Video Recording](#)

- Kind of just dividing it
- There is not going to be any reduction in the area that's being used for residential homesteading
- According to our administrative rules passed a few years ago
 - We have a process for amending Land Use Designations for the Island Plan in between updates
 - The Department can initiate it
 - Beneficiaries can initiate it
 - If people have a property interest, which could be a lease or license
 - If they have an interest and want to request that reclassification
 - Amendments need to be approved by the HHC
 - Entire process is laid out in the administrative rules
 - If you want a copy of those, we can definitely email it to you
- When we are evaluating a request to amend a Land Use Designation
- It's kind of a mini, land use analysis is what we call it
 - These are the things the Department's evaluating
 - Planning office in recommending an amendment
 - Then the commission has to understand these points in order to make its decision whether to approve or not to approve
 - We look at existing use and characteristics of the subject property, most importantly the surrounding lands
 - Because we're looking at the compatibility of the land use and activities with existing uses and surrounding lands
 - We also want to understand the socio-economic, environmental, and cultural impacts of proposed use or activities
 - Required to do beneficiary consultation and incorporate that feedback when reporting back to the commission on the proposed amendment
- What we'd like to do now, Andrew, we would like to switch to KKO's slides
 - They are going to talk about their project
 - Where they're at
 - How much they've achieved
 - And all of the things they've done to get to this point
 - Hoping they can give us an update on their latest activities
- Hand it over to Kūkulu Kumuhana O Anahola
 - That's Rae Nam and Ku'ulei and Kawika McKeague is the Consultant for Group 70

Introduction

From 0:00 - 5:20 of Recording

Notes

- Andrew: Purpose for tonight's meeting
 - To give beneficiaries an opportunity to get information, ask questions and comment on a proposed amendment to the DHHL Kaua'i Island Plan

12-15-2022 Kūkulu Kumuhana O Anahola (KKOA) Ulupono Anahola Project Meeting

Virtual Beneficiary Consultation Meeting

December 15, 2022, 6:30 pm to 8:00 pm

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- The amendment is needed in order to make the community use of KKO A Ulupono Anahola Project consistent with DHHL's Kaua'i Island Plan
- Tonight's agenda
 - Getting through introductions
 - Talk about Department's Kaua'i Island Plan
 - And DHHL Land Use Designations
 - What that means
 - What the Department's Kaua'i Island Plan is and is not
 - What the Land Use Designation process entails
- Fortunate to have members of KKO A here with us tonight
 - They will give an overview of their proposed project
 - As well as recent environmental assessment they completed
 - That describes the compatibility of the proposed project with the surrounding environment
- Then go over next steps
- Finally, your turn to talk, give mana'o or ask questions
- Housekeeping
 - While we are rather well versed in zoom meetings
 - Just reminder, when not talking, keep microphone on mute
 - Eliminate background noise
 - Two ways to participate in this meeting
 - Can raise hand, virtual hand
 - Or can type question in the chat
 - Nancy and I will try our best to get to questions in chat
- Meeting is getting recorded and will be posted on Department's website
- Since it's a virtual meeting
 - Will keep track of who participated in meeting
 - If you don't mind typing in chat, your name, where you live, and if you are a DHHL applicant on waitlist, existing DHHL homestead lessee, or other
- While virtual meeting, like all of our Hawaiian Homelands meetings
 - We do have kuleana to each other to make this a successful, healthy and productive meeting
 - Please be respectful of person talking
 - Do not interrupt person that is talking
 - Wait for the facilitator to call on you
 - Or type your question in the chat box
 - Tonight I will be your facilitator and Nancy will help monitor the chat
 - When addressing other participants whether verbally or in the chat box
 - Please be respectful
 - Show people aloha
 - Treat others how you would like to be treated
- Upfront lets agree that others may have different perspectives, and that's ok
- Lastly and most importantly
 - Goes for Department staff as well

12-15-2022 Kūkulu Kumuhana O Anahola (KKOA) Ulupono Anahola Project Meeting

Virtual Beneficiary Consultation Meeting

December 15, 2022, 6:30 pm to 8:00 pm

[DHHL Notice](#) | [Video Recording](#)

- Please have an open mind
- Take home new ideas and information
- With that, pass it on to Nancy McPherson to give an overview of Department's Planning System
 - Our Island Plans
 - Our Land Use Designations
 - And process we go through to amend Land Use Designations
- We'll try our best to explain these technical planning terms in simple language
- Thank you, Nancy

Next Steps & Closing

From 35:39 - 38:15 of Recording

Notes

- Nancy: Just wanted to mention if I may
 - When we do a Land Use Analysis for an amendment
 - Actually helpful to already have the EA
 - They were looking at different kinds of potential impacts and had to mitigate them so it wouldn't cause any impacts to the surrounding community
 - So that was really helpful in order to recommend that we move forward with the Land Use Amendment
 - These are the next steps
 - Want to mention
 - After this beneficiary consultation, we'll take all of your comments
 - There will also be a 30-day comment period, we'll talk about that more on the last slide
 - We'll be taking your comments for 30 days (December 15, 2022 - January 14, 2023)
 - Everything will be posted on the webpage
 - That report will go to HHC for acceptance
 - Once that has been accepted, we can request approval for the Land Use Amendment
 - Really this is their last step to getting a long term license
 - We're hoping that can happen hopefully sooner than August
- Andrew: This slide gives an overview of the previous actions that the Department and KKOAA and the Hawaiian Homes Commission have taken on this project to date
 - As Rachelle mentioned, the Commission approved the final EA a couple months ago in October
- Nancy: We do have a few more slides, do we want Kawika to talk to those, on the other presentation, do you want to go back to that
- Andrew: If there are other questions, we can take them at that time
 - Think we've done a lot of talking
 - Nancy in the previous slides went over next steps
 - This is just the beginning of the consultation process
 - For those of you who might have joined late, this meeting is being recorded, we'll post the meeting recording to the website if you missed anything in the beginning of the meeting
 - You can also email your comments to dhhl.planning@hawaii.gov
 - The meeting recording will be posted on the DHHL website

12-15-2022 Kūkulu Kumuhana O Anahola (KKOA) Ulupono Anahola Project Meeting

Virtual Beneficiary Consultation Meeting

December 15, 2022, 6:30 pm to 8:00 pm

[DHHL Notice](#) | [Video Recording](#)

- I know there was a question in the chat on when will be posting it
- Probably within the next week or so we will be posting on the website
- Same website that you used to access the Zoom meeting tonight
- Last slide was just to let you folks know that we talked so now it's our turn to listen and your turn to talk

Closing from 1:19:05 - 1:20:33

- Andrew: Next steps again
 - To keep the comment period open for the next 30 days
 - If you are like me, should have said that, you still have time to comment on the manner
 - If you know someone who wanted to attend to night but couldn't because of conflicting priorities
 - Please feel free to refer them to the website below
 - In a week or less we should have the meeting recording on the website
 - They can watch the presentation and email comments to dhhl.planning@hawaii.gov
 - Ok, alright, just want to mahalo everyone
 - Commissioner Neves did you have any closing thoughts
- Commissioner Neves: No, I don't
 - Thank you Andrew, know these are important things for our beneficiaries to voice their opinions
 - And if they haven't tonight, I'm sure they will in the comments as we move forward
 - Thank you for the opportunity
- Andrew: Thank you commissioner, just want to wish everyone happy holidays
 - Stay safe and we will see you in the new year

Chat

- 18:35:43 From Pua Prem To Everyone: Elizabeth Prem
- 18:35:46 From Chanel Josiah To Everyone: What will it be posted to the departments website?
- 18:35:57 From Maile Cummings To Everyone: Maile Cummings
- 18:36:01 From Justin To Everyone: Justin Shanks
- 18:36:03 From Rachelle Nam's iPhone To Everyone: Rae Nam - applicant on waitlist
- 18:36:09 From Chanel Josiah To Everyone: Chanel Josiah, Lessee
- 18:36:12 From Pua Prem To Everyone: lessee
- 18:36:18 From JoRina To Everyone: JoRina Holland, Lessee, PMKK
- 18:36:29 From Kawahine Kauai To Everyone: HenrieRose Kauai
- 18:36:33 From Kona Russell To Everyone: Brian Kona Russell, Applicant
- 18:36:41 From Lorilani To Everyone: Lorilani Keohokālōle, Applicant
- 18:36:44 From ASH To Everyone: Ashley Alapai, Anahola, Lessee
- 18:36:58 From Henry Smith To Everyone: Destiny and Henry Smith, Pi'ilani mai ke kai phase 2
- 18:37:10 From Lono Aki To Everyone: Lono Aki, applicant
- 18:37:20 From Joseph Janicki To Everyone: Joseph Janicki Sr.
- 18:37:23 From Kuulei To Everyone: Ku'uleialoha Punua applicant
- 18:37:39 From Kawika McKeague To Everyone: Kawika McKeague; Koolaupoko, Oahu; not a beneficiary or applicant. I represent the planning team assisting KKOAA through the environmental review.
- 18:37:45 From Kahanu To Everyone: Kahanu smith applicant

12-15-2022 Kūkulu Kumuhana O Anahola (KKOA) Ulupono Anahola Project Meeting

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- 19:26:29 From Lorilani To Everyone: Yes, that's helpful
- 19:31:21 From Lorilani To Everyone: Good point
- 19:32:28 From Lorilani To Everyone: Right...
- 19:33:11 From Melissa To Everyone: KKOAA is an awesome organization, work done to clean is visible & they have impacted the community tremendously.
- 19:34:16 From Kawika McKeague To Andrew H. Choy: Rough calc on assumption of 80% use of available land on 10-acres is 45 lots
- 19:35:35 From Kona Russell To Everyone: 10,000 square ft lots = 1/4 acre approximate, 3-4 lots per acre + roads. My guess is 25-30+ residential lots on 10 acres.
- 19:36:06 From Lorilani To Everyone: Mahalo Kona
- 19:37:02 From Kalani To Everyone: How many residential lots could be put on the land used by KIUC for the solar farm?
- 19:46:03 From JoRina To Everyone: Please update the Anahola Land Use Map.
- 19:46:29 From Pua Prem To Everyone: mahalo nui for the information
- 19:47:39 From Lorilani To Everyone: We request an update to the Anahola LUP. Mahalo
- 19:48:44 From Lorilani To Everyone: Yes
- 19:52:47 From Stephenie Silva To Everyone: Mahalo

-----Original Message-----

From: JoRina Holland <jorinaholland@yahoo.com>
Sent: Thursday, December 15, 2022 7:20 PM
To: DHHL.Planning <dhhl.planning@hawaii.gov>
Subject: [EXTERNAL] Kauai Anahola Special District @ PMKK

Aloha,

How can we (PMKK Lessees) change the "Special District" area located behind lots 62-65 & the ocean to allow the county of Kauai to continue the bike path from Kealia to Anahola?

Mahalo,

JoRina Holland
PMKK Lessee
(254) 913-2964

Kaui Neves <kneves52@gmail.com>

?

To: DHHL.Planning
Cc: Dennis Neves

Tue 1/3/2023 7:14 PM

Aloha,

I am a residential applicant on Kauai.

I oppose the departments proposed amendment to designate residential use land to community use to accommodate the KKOA project. Placing beneficiaries on the land should be the priority of the trust.

Lynnette Kauai Neves

From: [Kuulei Punua](#)
To: [DHHL.Planning](#)
Subject: [EXTERNAL] Approval to Proposed Amendment RE: KKOA
Date: Tuesday, January 10, 2023 11:31:16 AM

Beneficiary Consultation Meeting (Online)

Date: Dec. 15,2022

(Amendments to the Kaua'i Island Plan)

Kukulu Kumuhana O Anahola (KKOA)

Ulupono Anahola Project

To Whom it may Concern:

As a Beneficiary and Applicant on the waiting list for both Residential and Agricultural Lands;

I approve the amendment proposed by the DHHL Planning Department that was brought to the beneficiaries attention on Dec 15th.

**Mahalo nui loa
Ke Akua pu
Me ke aloha pumehana
Kuuleialoha Punua**

From: Dennis Neves <dneves71@gmail.com>
Sent: Sunday, January 15, 2023 4:17 PM
To: Choy, Andrew H <andrew.h.choy@hawaii.gov>
Subject: [EXTERNAL] Reclassify residential use to community use for KKO A project

Andrew,
For the record as a beneficiary, I am opposed to reclassifying the residential use area to community use for the KKO A project. The departments priority is to rehabilitate native Hawaiians by placing them on the land. This project should be relocated.
Regards,
Dennis Neves

Kahanu Keawe <kahanukeawe@gmail.com>

To: DHHL.Planning

Mon 1/16/2023 3:14 AM

Aloha DHHL Planning Department,

I support the change so that KKO A's Ulupono program will be able to move forward and provide for our community. It is sad to see them have to go to yet again another step. They have been here and are here for the community. Please do whatever it takes to support this.

--

**Mahalo,
Kahanu Keawe**



Beneficiary Consultation on Amendments to the Kaua'i Island Plan for the Kukulu Kumuhana o Anahola (KKOA) Ulupono Anahola Project

December 15, 2022
Meeting will start at 6:30pm

DEPARTMENT OF HAWAIIAN HOME LANDS – PLANNING OFFICE



Purpose of Tonight's Meeting

- ❖ The purpose of tonight's meeting is to give beneficiaries (Anahola lessees and Kaua'i waitlist applicants who reside on Kaua'i) an opportunity to get information, ask questions, and comment on a proposed amendment to the DHHL Kauai Island Plan.
- ❖ The amendment is needed in order to make the Community Use of the Kukulu Kumuhana o Anahola's (KKOA) Ulupono Anahola Project Consistent with the DHHL Kaua'i Island Plan.

DEPARTMENT OF HAWAIIAN HOME LANDS – PLANNING OFFICE



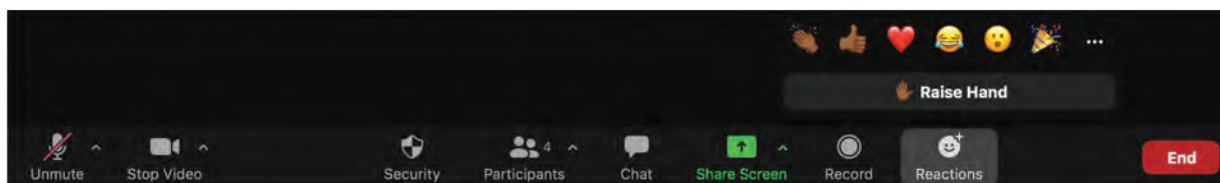
Agenda

- Introductions
- DHHL Kauai Island Plan and DHHL Land Use Designations
- Land Use Designation Amendment Process
- Overview of KKOA's Kukulu Kumuhana o Anahola's (KKOA) Ulupono Anahola Project
- Compatibility of KKOA's Ulupono Anahola Project with the Surrounding Environment
- Next Steps
- Comments and Questions

DEPARTMENT OF HAWAIIAN HOME LANDS – PLANNING OFFICE



Housekeeping



- Please keep your microphone on mute when you are not talking
- Type your questions in the chat or raise your virtual hand
- Please keep in mind this meeting is being recorded
- In the CHAT please sign-in (First & Last Name, where you live, applicant, lessee, or other)

DEPARTMENT OF HAWAIIAN HOME LANDS – PLANNING OFFICE



Meeting Kuleana

- ✓ Be respectful of the person talking – please do not interrupt the person that is talking;
- ✓ Wait for the facilitator to call on you or type your question into the chat box;
- ✓ When addressing other participants (verbally or in the chat box), be respectful, show aloha, treat others how you would like to be treated;
- ✓ Agree to disagree — accept that others may have different perspectives and opinions;
- ✓ Have an open mind — take home new ideas or new information.

DEPARTMENT OF HAWAIIAN HOME LANDS – PLANNING OFFICE



DHHL Planning System

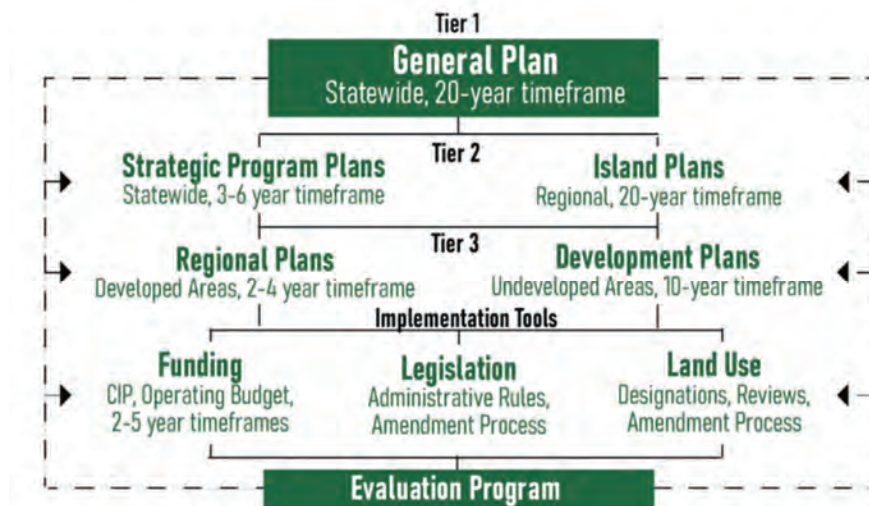
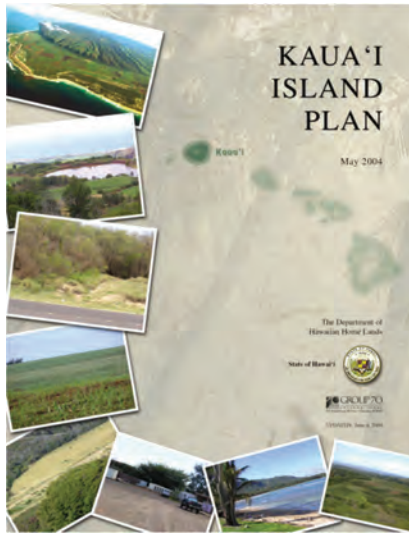


FIGURE 1: DHHL PLANNING SYSTEM

DEPARTMENT OF HAWAIIAN HOME LANDS – PLANNING OFFICE



DHHL Kaua'i Island Plan (2004)



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DHHL Island Plan Land Use Designations

DHHL Land Use Designations for **Homestead Use***

Land Use Designation	Setting, Intent, and Purpose
Residential	Residential lot subdivisions built to County standards in areas close to existing infrastructure. Subdistricts may be established for multi-generational and single family housing types.
Subsistence Agriculture	Small lot agriculture in areas close to existing infrastructure. Lifestyle areas intended to allow for home consumption of agricultural products.
Supplemental Agriculture	Large lot agriculture intended to provide opportunities for agricultural production for supplemental income and home use. Agricultural plan required.
Pastoral	Large lot agriculture specifically for pastoral uses. Ranch plan and fencing required.
DHHL Kuleana (*NEW*)	Raw (without infrastructure) lots intended for "off-grid" subsistence lifestyles to allow for more choices as to how lessees wish to develop their lots. Must participate in maintenance of the right-of-way to the Kuleana Homestead tract.

*As defined in DHHL General Plan 2022

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DHHL Island Plan Land Use Designations

DHHL Land Use Designations for Non-Homestead Use*

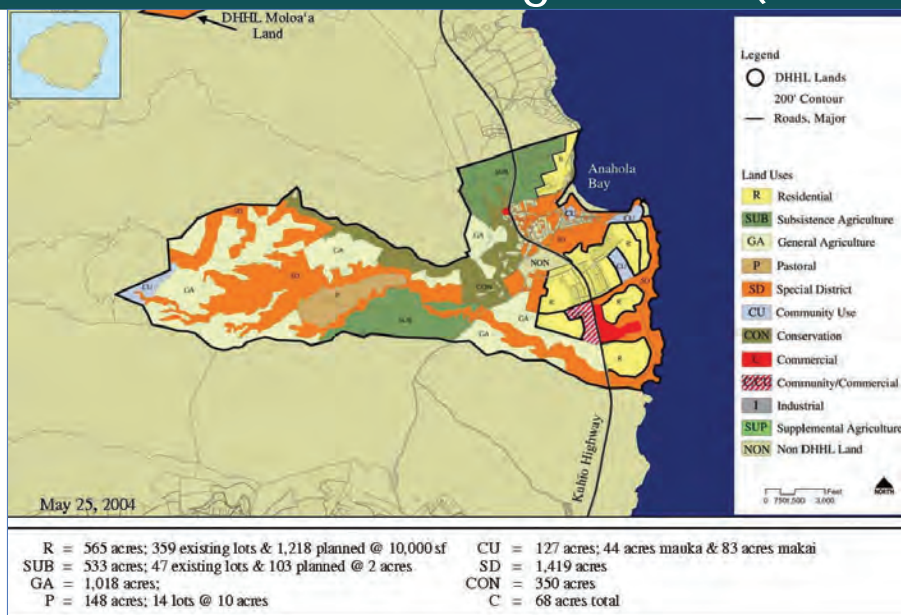
Land Use Designation	Setting, Intent, and Purpose
Stewardship (*NEW)	Land not currently used for homesteading. Allow uses that maintain or enhance the value and condition of the land to the benefit of beneficiaries and the Trust. May serve as an interim use until opportunities for higher and better uses become available.
Conservation	Environmentally sensitive areas. Lands with watersheds, endangered species, critical habitats, sensitive historic and cultural sites, other environmental factors. Very limited uses.
Special District	Areas requiring special attention because of unusual opportunities and/or constraints. Subdistricts include: hazard areas, open spaces/greenways, cultural resources.
Community Use	Common areas for community uses and public facilities. Includes space for parks and recreation, cultural activities, community based economic development, utilities, and other public facilities and amenities.
Community Agriculture (*NEW*)	Common areas used for the cultivation of fruits, vegetables, plants, flowers, or herbs by multiple users. The land must be served by a water supply sufficient to support the cultivation practices used on the site.
Renewable Energy (*NEW*)	Lands suitable for siting projects for the generation and transmission of renewable energy.
Commercial	Lands suitable for a concentration of commercial activities.
Industrial	Lands suitable for processing, construction, manufacturing, transportation, wholesale, warehousing, and other industrial activities.

*Per DHHL General Plan 2022

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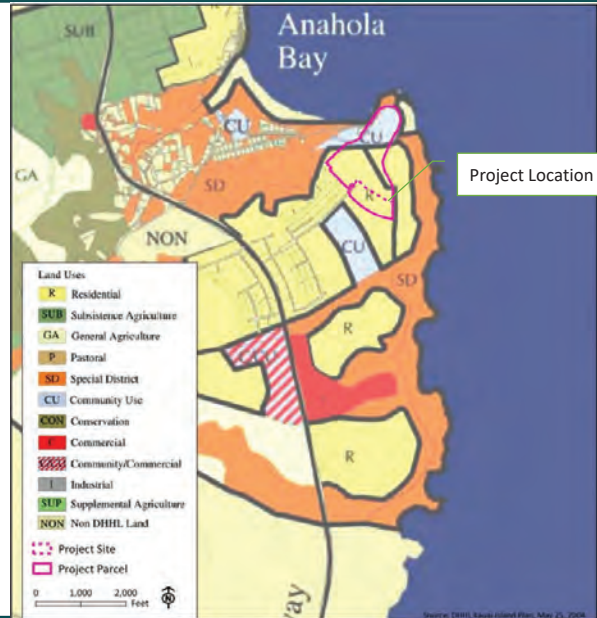


Anahola Land Use Designations (KIP 2004)



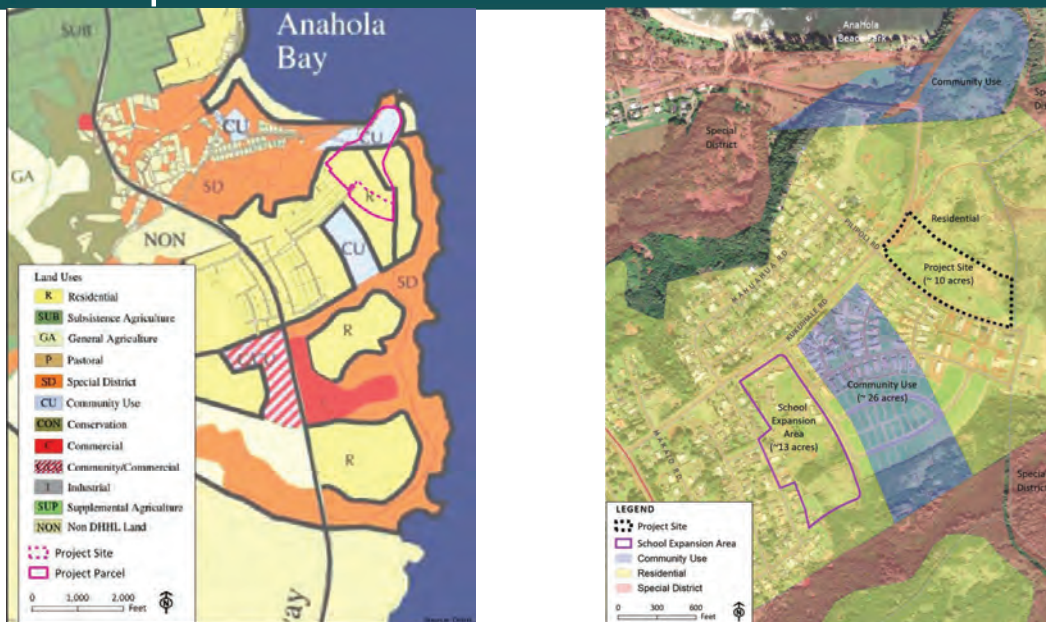
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Anahola LUD's and Project Location



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Proposed Island Plan Land Use Amendment



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Land Use Designation Amendment Process

- Who may initiate an Island Plan Land Use Designation Amendment?
 - DHHL
 - DHHL beneficiaries
 - Persons with property interest in Hawaiian Home Lands for which the reclassification is being sought
- Island Plan Land Use Designation Amendments must be approved by the Hawaiian Homes Commission
- The land use amendment process is outlined in the Planning System Administrative Rules, HAR Chapter 10-4-54(c)

DEPARTMENT OF HAWAIIAN HOME LANDS – PLANNING OFFICE



Land Use Designation Amendment Process

- Hawaiian Homes Commission must consider the following information in its decision-making when considering a land use amendment:
 - Existing use and characteristics of the subject property and surrounding lands;
 - The compatibility of the proposed land use and activities with existing uses and surrounding lands;
 - Socio-economic, environmental, and cultural impacts of proposed use and activities;
 - Beneficiary consultation and feedback on the proposed amendment.

DEPARTMENT OF HAWAIIAN HOME LANDS – PLANNING OFFICE



Need for Island Plan Amendment

Overview of Kukulu Kumuhana o Anahola's (KKOA) Ulupono Anahola Project

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KKOA Mission and Vision

*We are compelled and committed to providing safe places and spaces to deter suicide by **BUILDING** life skills to strengthen their identity through Hawaiian values, by **EMPOWERING** individuals to successfully manage their future, and by **ESTABLISHING** a healthy, sustainable and thriving Hawaiian community.*

Project Location

- Anahola Ahupua'a, Ko'olau District, Kaua'i Mokupuni
- TMK (4) 4-8-003:019 (por.)
- A 10-acre parcel
- Ten acres were designated Community Use in Kaua'i Island Plan (2004)



Community Benefits



Rehabilitation of a 10-acre parcel.



A safe educational / agricultural training site for students, beneficiaries, and community.



A safe place with opportunities to build life skills and economic development.



Provide opportunities to build self-identity through cultural values.





Land Use Compatibility Analysis

KKOA Presentation on Project Components and Final Environmental Assessment Findings

DEPARTMENT OF HAWAIIAN HOME LANDS – PLANNING OFFICE

Project Components

- Marae
- Hale Hālāwai
- Youth Center
- Kitchen
- Processing Area
- Co-op Space
- Community Gardens
- Mala Lā'au Lapa'au



Comments on Draft EA

AGENCY/ORGANIZATION	TYPE OF COMMENT
'Āina Ho'okupu O Kīlauea	Letter of Support
Mason Chock, Vice Chair, County Council	Letter of Support
Department of Health – Clean Air Branch	Standard Comments
UH Mānoa College of Tropical Agriculture and Human Resources, Cooperative Extension Office	Letter of Support
Kauai Animal Education Farm	Letter of Support
Office of Planning and Sustainable Development	No Comments at this Time



Mitigation Measures

- Compliance with Chapter 6E Historic Preservation
- Best Management Practices (BMPs)
 - Water conservation
 - Soil erosion
 - Fugitive Dust
 - Wastewater Treatment and Management



Project History

DATE	ACTION
January 2019	KKOA submits land use request to DHHL
August 2019	Beneficiary Consultation
September 2019	HHC accepts BC Report
September 2019	HHC approves ROE (No. 698) to KKOA for 2-year due diligence
November 2020	DHHL issues ROE (No. 698)
September 2021	KKOA requests 30-year license from DHHL
September 2021	Ch. 343 EA Exemption issued by DHHL for Due Diligence
November 2021	HHC grants KKOA a license agreement for 5 years

Technical Studies:

- Biological Assessment (G70)
- Noise Assessment Report (Censeo)
- Transportation Impact Analysis (Fehr & Peers)
- Cultural Impact Assessment (Nohopapa)
- Archaeological Literature Review and Field Inspection (Nohopapa)



Community Outreach & Early Consultation

Federal:

- U.S. Fish and Wildlife Service

State:

- Department of Agriculture
- Department of Education
- Department of Hawaiian Home Lands
- Department of Health, Clean Water Branch
- Department of Land and Natural Resources
- House Representative - District 14, Nadine Nakamura
- Kauai Cooperative Extension Office, UH Mānoa College of Tropical Agriculture and Human Resources
- Office of Hawaiian Affairs
- Senator- District 8, Ron Kouchi



Community Outreach & Early Consultation

County:

- County Council (All members)
- Department of Planning
- Department of Public Works
- Department of Water
- Kaua'i Fire Department
- Kaua'i Police Department
- Mayor Derek Kawakami
- Transportation Agency



Community Outreach & Early Consultation

Organizations and Individuals:

- Go Farm Hawai'i
- Āina Ho'okupu O Kīlauea
- Kalalea View Farm
- Limahuli Garden & Preserve
- Kauai Animal Education Center
- The Farm at Hokuala
- Waipā Foundation
- Mālama Kaua'i
- Kalalea Anahola Farmers Hui, Aggie Marti-Kinney
- Kanuikapono Public Charter School
- Pi'ilani Mai Ke Kai Homeowners Association
- Ka Hale Pono
- Nā Maka Onaona



Next Steps

Acceptance of BC
Report by Hawaiian
Homes Commission
(Jan/Feb 2023)

HHC Approval of
Land Use
Amendment
(Feb/Mar 2023)

Long Term License
(Aug 2023)



Mahalo nui loa!

Ulu ponoAnahola@g70.design



Recent past actions on the project

- DHHL conducted a beneficiary consultation meeting on KKO A's request to use DHHL land for its Ulu pono Anahola Project (August 7, 2019)
- The Hawaiian Homes Commission approved a 5-year license to KKO A (September 2021) to conduct due diligence
- KKO A conducted an HRS Chapter 343 Environmental Assessment of its project; prepared by consultant G70
- The Hawaiian Homes Commission approved KKO A's Final Environmental Assessment and Finding of No Significant Impact (October 2022)

DEPARTMENT OF HAWAIIAN HOME LANDS – PLANNING OFFICE



Tentative Next Steps

- Beginning tonight, 30-day comment period on the proposed Land Use Amendment; December 15, 2022 to January 14, 2023. **Please email comments to: dhhl.planning@hawaii.gov**
- Recording of tonight's meeting will be posted here:
<https://dhhl.hawaii.gov/po/kauai/kukulu-kumuhana-o-anahola-ulupono-anahola-project/>
- DHHL will present the Beneficiary Consultation Report to the Hawaiian Homes Commission and seek approval of the Kauai Island Plan Land Use Amendment in January or February of 2023.

DEPARTMENT OF HAWAIIAN HOME LANDS – PLANNING OFFICE



Mahalo

Ho'o Nīnau

DEPARTMENT OF HAWAIIAN HOME LANDS – PLANNING OFFICE

STATE OF HAWAI'I
DEPARTMENT OF HAWAIIAN HOME LANDS

February 21, 2023

To: Chairman and Members, Hawaiian Homes Commission

Thru: Andrew Choy, Planning Program Manager *AC*

From: Pearlyn Fukuba, Planner *plf*

Subject: For Information Only - Status Update on Plan
Implementation in the 'Ewa Moku Region

Recommended Action

None; for information only.

Background

By request of the Chairman, the Planning Office provides the Hawaiian Homes Commission (HHC) with a status report on prior policies and/or plans that affect lands and homestead communities where the HHC conducts its monthly community meeting. For February 2023, the Planning Office will be providing an update on the DHHL plans related to the 'Ewa Moku Region, O'ahu.

Discussion

EXISTING PLANS & IMPLEMENTATION STATUS

O'ahu Island Plan Policies Related to Kapolei

The purpose of each DHHL Island Plan is to:

- (1) Provide a comprehensive resource for planning and land management purposes;
- (2) Establish Land Use Designations for all land holdings to promote orderly land use development and efficient development of infrastructure systems; and
- (3) Identify island-wide needs, opportunities, and priorities.

The O‘ahu Island Plan (OIP) was adopted by the HHC in 2014. The Island Plan delineated four planning regions or moku for the island of O‘ahu: Wai‘anae, ‘Ewa, Kona, and Ko‘olaupoko. The 2014 OIP identifies the following land use designations and acreage amounts for Kapolei, East Kapolei & Kalaeloa.

2014 O‘ahu Island Plan

2014 O‘ahu Island Plan Land Use Designation (LUD)	Kapolei, East Kapolei & Kalaeloa (acres)	Percent of LUD In Kapolei Region	Percent of LUD on O‘ahu
Special District	0	0	-
Conservation	0	0	-
General Agriculture	0	0	-
Residential	345	34%	21%
Pastoral	0	0	-
Subsistence Agriculture	0	0	-
Supplemental Agriculture	0	0	-
Industrial	550	54%	81%
Community Use	35	4%	11%
Commercial	80	8%	84%
TOTALS	1,010	100%	15%

O‘ahu Island Plan Implementation Status

Since its adoption in July 2014, no suggested land use amendments or updates to the Kapolei region have been made to the OIP. The plan acknowledges that Kapolei has been DHHL’s focus for the development of new homesteads on O‘ahu, which includes the following:

- 1) Malu‘ōhai is the first homestead to be built in the Kapolei Region and consists of 226 lots developed on approximately 37 acres of land. Of the 226 homesteads in Malu‘ōhai, 70 were built as a part of the Kapolei Ho‘olimalima Rent with the Option to Purchase Project and construction was completed in 2002. As of January 2018, all the homes in Ho‘olimalima have been converted to homeownership. The remaining 156 homestead lots in Malu‘ōhai are a mix of 111 turnkey which were completed in 2002 and 45 self-help homes which were completed in 2004.

- 2) Kaupe'a is the second homestead in the Kapolei Region and includes 326 turnkey homes that were constructed in three phases on 52 acres. Construction was completed in 2008.
- 3) Kānehili is the third homestead developed in Kapolei and is located on 92 acres and includes 404 homestead residential lots, the DHHL offices, fire station and commercial parcels. The homestead includes total of 375 turnkey houses, 24 self-help or owner-builder houses, three owner-builder lots in progress, and two residential vacant lots.
- 4) Ka'uluokaha'i is the fourth homestead to be developed in the Kapolei Region and the name of the East Kapolei master planned community. Increment IIB is the first phase and includes 139 turn-key homes that have been completed and occupied and 21 vacant lots selected by owner-builders which are in various stages of progress. A planned elementary school will be built to the east of Increment IIB. The first phase of the middle school, located to the west of the increment, has been completed and is currently open for classes. Additional homestead development is planned for the surrounding DHHL lands. It is expected that approximately 1,000 single-family residential lots and 500 multi-family rental units for DHHL beneficiaries will be completed at full build-out.

A portion of land in Kapolei is designated as commercial because of its location within an aviation easement from Kalaeloa Airport that restricts residential development density. Approximately 65 acres of land has been leased to DeBartolo for Ka Makana Ali'i, a regional shopping center that opened in October 2016. In addition to land designated for commercial use, a significant portion of land within Kalaeloa has been identified as industrial based on proximity to the active airfield.

OIP Priority for Homestead Development - Current DHHL initiatives in the 'Ewa Moku Region:

The need to pursue homestead development is flagged as the highest priority in the 2014 OIP. The OIP notes that Kapolei and Waimānalo are the two priority areas for residential development. The OIP also recommends that DHHL acquire additional lands on O'ahu to address the needs of the waiting list.

DHHL recently acquired two (2) parcels of land in the 'Ewa Moku, totaling 89 acres, and initiated a rehabilitation project. See Exhibit A.

1) 80-acre parcel, 'Ewa Beach:



'Ewa Beach, 80-acre parcel

In 2020, DHHL received a Notice of Availability from the General Services Administration for a land parcel in 'Ewa Beach, O'ahu. The approximately 80-acre property was the former location of the Pacific Tsunami Warning Center and the surplus lands were made available to the Department through the Hawaiian Home Lands Recovery Act. Staff commenced due diligence studies on the property to investigate the parcel's potential to develop and deliver homesteads to beneficiaries, and presented it as an information item at the July 2020 HHC meeting. At the HHC's August 2020 meeting, staff presented the offer as an action item and the Commission authorized its Chairman to select the property. In February 2021, the U.S. Department of the Interior, Office of Native Hawaiian Relations and DHHL jointly conducted a beneficiary consultation meeting and a 30-day online survey to seek input and comments on the potential transfer. The majority of the survey respondents, 73%, supported the conveyance of the parcel to

DHHL. The parcel was conveyed via quitclaim deed in July 2021.

In Fall 2022, DHHL staff from the Planning Office, Land Development Division and NAHASDA commenced on the 'Ewa Beach Homestead Project, Master Plan and Environmental Assessment. The project plans were presented as an information item to the Commission in November 2022.

2) 9-acre parcel (Kaupe'a Phase 2), Kapolei:



Kaupe'a Phase 2, 9-acre parcel

In January 2022, the Hawai'i Housing Finance and Development Corporation (HHFDC) met with DHHL to discuss their agency's proposed Request for Proposal to develop affordable housing on their approximately 9-acre parcel that is adjacent to Kaupe'a. DHHL expressed a desire to acquire the vacant parcel to develop homes for its beneficiaries and the idea was amenable to both agencies. On May 16, 2022, the potential acquisition was presented as an information item at the HHC meeting and in July 2022 the Commission approved a HHFDC/DHHL Memorandum of Understanding to acquire the property. The conveyance was completed in December 2022 and Land Development Division anticipates issuing a Request for Proposal in early 2023 to develop the infrastructure and houses.

3) Yorktown Rehabilitation Project:



Kalaeloa Yorktown Rehabilitation Project

DHHL is proposing to rehabilitate an existing former military personnel quarters at the corner of Yorktown and Enterprise Avenues on DHHL land in Kalaeloa, O'ahu. The building currently has 20 units that are either vacant or are used as office space. DHHL's intent is to rehabilitate 18 of the units for use as temporary transitional housing for homeless native Hawaiian beneficiaries that are on DHHL's applicant wait lists. These beneficiaries would not be removed from the applicant Waiting List if they accept this temporary housing. It is an opportunity for DHHL to assist beneficiaries that are not currently positioned to accept a lease award. This is not a long-term housing solution for these beneficiaries, but rather an opportunity to have safe and secure housing as they transition into a more permanent housing solution.

DHHL held a beneficiary informational meeting on August 23, 2022 to provide an overview about the proposed project and receive beneficiary input. DHHL will select a contractor through a Request for Proposal procurement process in early 2023.

2022 Kapolei Regional Plan Update

The regional plan gives beneficiaries within the region an opportunity to have a voice in planning for their future and helps to ensure that they are an integral part of the solutions to the issues that they have identified.

The process to update the 2010 Kapolei Regional Plan Update commenced in October 2020. Due to the COVID-19 pandemic, the planning process was conducted through virtual means to ensure compliance with health and safety rules and guidelines. Using the virtual platform Zoom, DHHL held meetings with homestead association leaders, community organizations, stakeholders and agencies. Beneficiary Consultations were conducted in December 2020, May 2021 and December 2021. The Kapolei Regional Plan Update(Kapolei RPU) was approved by the HHC in March 2022.

The beneficiary consultation process includes a process for beneficiaries to revisit and revise their Vision Statement. This statement provides a unified direction for homestead, DHHL and Commission actions in Kapolei. The vision statement is as follows:

“From the Pu’u in the uplands to the shores of Kualaka’i, Kapolei is a growing region that looks to its history, mo’olelo, ‘āina and kūpuna to build a strong foundation for our Hawaiian homestead communities. Kānaka embrace the area’s rugged climate and terrain, which motivates them to be resilient and self-sufficient. The wahi pana and kīpuka of this place are celebrated and stewarded for future generations.”

2022 Kapolei RPU Priority Projects

The following table describes each of the five (5) Priority Projects, action steps identified and the required resources.

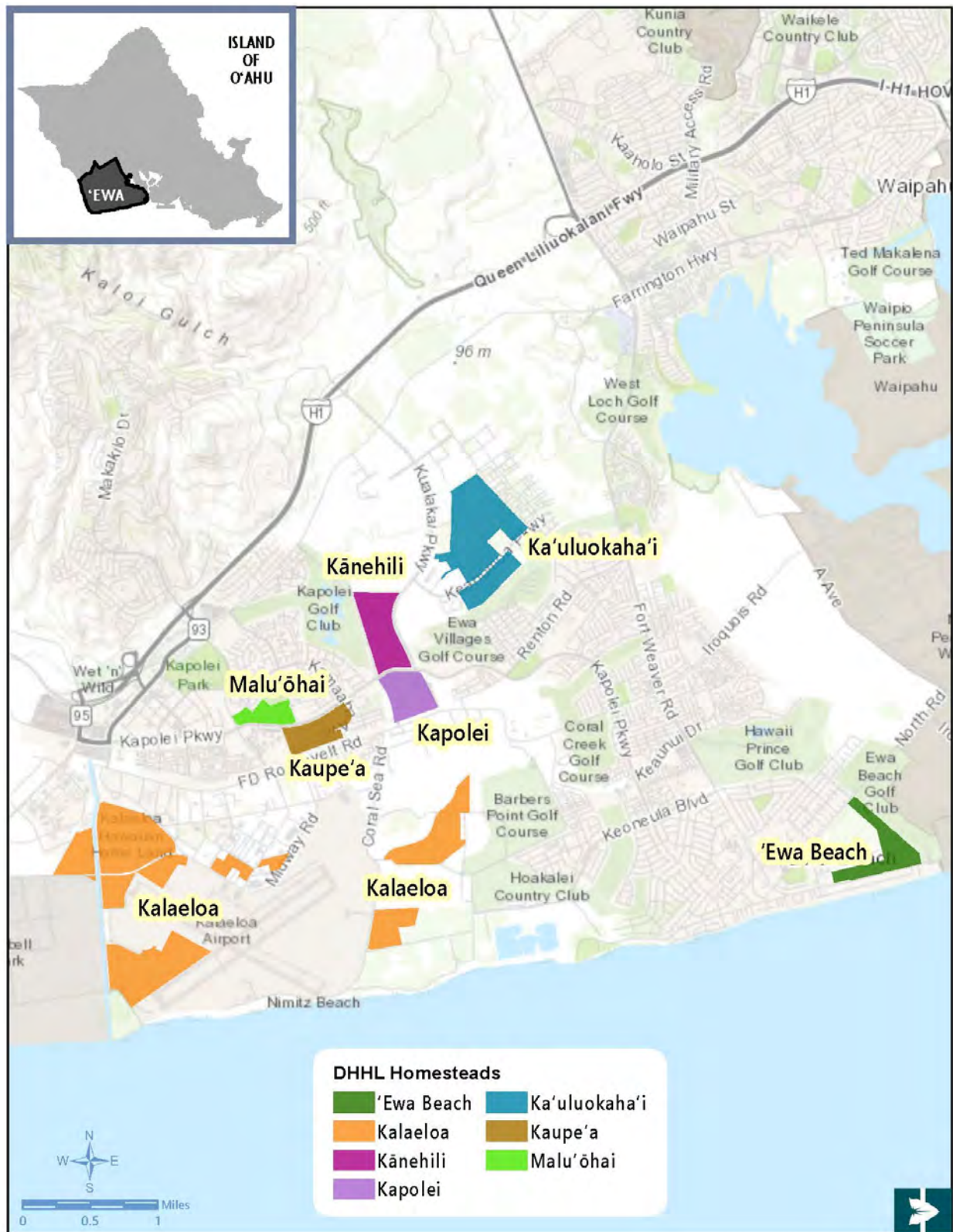
Priority Project	Action Steps	Required Resources/ Status
Provide More Options for Quality Telecommunications Service to Homesteads	<ul style="list-style-type: none"> • Document service issues • Participate in meetings and consultations 	<ul style="list-style-type: none"> • Assistance and coordination as needed • In January 2022, DHHL notified their lessees that current Sandwich Isles Communications customers may now choose to use their existing service or select services from other providers.
Create More Open Spaces, Park Spaces, and Recreation Spaces to support the Homestead Community	<ul style="list-style-type: none"> • Community partnership with DHHL for open space/park development • Request for Right of Entry permit for due diligence studies • Master/Special Area Plan & HRS Chapter 343 Compliance • Issuance of Finding of No Significant Impact (FONSI) • Long-term disposition • Planning & Permitting • Design & Construction • Operation & Maintenance 	<ul style="list-style-type: none"> • Technical Assistance • Funding (Planning, Design & Construction) • HHC Approval • Kanehili Community Association (KCA) park Phase I opened for use in July 2020. Three (3) community workshops for Phase II have been completed. KCA is fundraising for Phase II permitting and construction and received a Project Implementation \$100,000 DHHL grant in December 2022. Other fundraising efforts are ongoing.
Create a Kūpuna Living Community	<ul style="list-style-type: none"> • Identify potential locations • Due diligence studies • Master/Special Area Plan & HRS Chapter 343 Compliance • Issuance of Finding of No Significant Impact (FONSI) • Planning & Permitting • Design & Construction • Operation & Maintenance 	<ul style="list-style-type: none"> • Technical Assistance • Funding (Planning, Design & Construction) • HHC Approval

Support the Heritage Center and Community Commercial Development	<ul style="list-style-type: none"> • Completion of Ho‘omaka Marketplace for revenue generation • Permitting • Design & Construction • Monitoring & Reporting 	<ul style="list-style-type: none"> • Technical Assistance • Funding (Planning, Design & Construction) • A groundbreaking ceremony for the Ho‘omaka Marketplace occurred in June 2022. Construction commenced and the center is expected to be finished by Summer 2023.
Support the Development of a Hawaiian-Focus School/Hawaiian Immersion School	<ul style="list-style-type: none"> • Partner with DHHL, City & State agencies, other organizations • Identify potential locations • Secure site control • Planning & Permitting • Design & Construction • Program implementation • Operation & Maintenance • Monitoring & Reporting 	<ul style="list-style-type: none"> • Technical Assistance • Funding (Planning, Design & Construction) • KCDC began due diligence for a new preschool in Kapolei. DHHL provided assistance regarding the status of the Air Installations Compatible Use Zones that impact the area.

Recommendation

None; for information only.


DHHL 'Ewa Moku Land Holdings
February 2023




STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

February 21 – 22, 2023

TO: Chairman Designate and Members, Hawaiian Homes Commission

Thru: Andrew H. Choy, Planning Program Manager 

FROM: Gigi O. Cairel, Grants Specialist 

SUBJECT: For information only – Fiscal Year 2023 DHHL Grants Solicitation Update

RECOMMENDATION / MOTION

None; For information only.

BACKGROUND

During the 2022 Legislative Session, the State of Hawaii Legislature appropriated a one-time only \$10 million allocation in State General Funds to the Department of Hawaiian Homes Lands (DHHL) for “services to existing homesteads.” This is a separate and distinct allocation from the \$600 million that the Legislature appropriated to DHHL. The legislative intent for the \$600 million is to reduce the number of applicants on the DHHL Wait List.

The Hawaiian Homes Commission (HHC) at its regularly scheduled meeting on June 20 – 21, 2022, approved the DHHL agency budget for Fiscal Year 2023 (FY). The approval included allocating \$7.5 million from the \$10 million in State General Funds (as described above) to the DHHL Native Hawaiian Development Program Plan (NHDPP). These funds were used as a funding source for the DHHL Community Development Grants Program to provide “services to existing homesteads.” See Exhibits A (page 14) and Exhibit B (page 5).

Additionally, the HHC approved a \$1 million allocation from the Native Hawaiian Rehabilitation Fund (NHRF) as a funding source for DHHL Community Development Grants. This brought the total DHHL Grants budget for FY 2023 to \$8.5 million.

DHHL Community Grants is one form of assistance to all beneficiaries. Grants help DHHL to implement the Community Development component within the NHDPP. And, DHHL grants provide the funding resources to beneficiary communities to assist them to plan and implement their community visions. The department’s goals for the FY 2023 Grants Program are as follows:

Using the \$7.5 million in State General Funds

- Support improvements to existing community facilities located on Hawaiian Home Lands
- Support existing programs and services to lessees

Using the \$1 million in NHRF funds

- Support homestead community capacity building in areas such as leadership development, succession planning, strategic planning, project planning and management, fund development/grantwriting, community outreach, programs and services
- Support all other projects including the following.
 - New and emerging programs and services for beneficiaries
 - Planning, design, construction of new community facilities located on Hawaiian Home Lands
 - “Priority Projects” identified as a Priority Project in a DHHL Regional Plan
- Leverage the \$8.5 million total grants budget with other funds, including federal, state, county and private sources.

The implementing action to deploy the funds is through the DHHL Community Grants program, using the State Procurement method called, “Competitive Sealed Proposals” (also called “Request for Proposals” or RFP). DHHL has historically used the State Procurement process for openness and transparency, regardless of the source of funds. On July 27, 2022, the department issued four (4) RFPs statewide, due to the nature of the funds being used and funding conditions. The RFPs were publicly posted on the DHHL website (dhhl.hawaii.gov/procurement) and, as required by law, on the State Procurement Office HANDS website. Below is a list of the four (4) RFPs.

- RFP-23-HHL-001 – Grant for improvements to existing facilities located on Hawaiian Home Lands
- RFP-23-HHL-002 – Grant for existing programs and services in existing homesteads
- RFP-23-HHL-003 – Grant for Project Implementation
- RFP-23-HHL-004 – Grant for Community Capacity Building

In FY 2023, the grant RFPs were the most flexible where any nonprofit registered to do business in the State of Hawaii was eligible, as well as any homestead homeowner association. And, the DHHL grant amount for Community Capacity Building was increased from \$5,000 to \$15,000. See Exhibits C and D.

Grant proposals were due on October 6, 2022 and a total of 32 grant proposals were received by the deadline. Requests for DHHL grants totaled over \$10 million. There is great demand for DHHL grants and broad community need. The FY 2023 budget was \$8.5 million, so DHHL was not able to fund all requests. Three (3) proposals were disqualified after the first review, leaving a total of 29 proposals that were then forwarded on to the DHHL Grants Review Committee. The Committee applied the evaluation criteria to score each proposal. The criteria were publicly posted in the RFPs. Twenty-three (23) were recommended for awards. At the regularly scheduled HHC meeting held on December 19 – 20, 2022, the HHC unanimously approved a total of 23 grant awards (statewide) and a budget allocation of \$7.5 million in State General Funds and \$988,444 in NHRF funds for a total of \$8,488,444 in grant awards.

The following is a list of the grant awardees. For further detail, refer to Exhibit D.

Table 1
List of DHHL Grant Awardees
Fiscal Year 2023

Grant Amount Awarded	Organization
Source: State General Funds TOTAL \$5,380,000	RFP-23-HHL-001 Improvements to existing facilities on Hawaiian Home Lands
\$1,000,000	Ka Waihona O Ka Na'auau, Public Charter School
\$1,000,000	Moloka'i Homestead Farmers Alliance
\$1,000,000	Princess Kahanu Estates Association
\$1,000,000	Waiohuli Hawaiian Homesteaders Association, Inc.
\$980,000	Nanakuli Hawaiian Homestead Community Association
\$400,000	Kalama'ula Homesteaders Association
Sources: State General Funds and NHRF TOTAL 2,348,344	RFP-23-HHL-002 Existing programs and services in existing homesteads
\$500,000	Habitat for Humanity International, Inc. (Maui)
\$500,000	Ke Kula Nui 'O Waimanalo
\$447,344	Kula No Na Po'e Hawai'i
\$400,000	Moloka'i Homestead Farmers Alliance
\$331,100	Aina Alliance
\$170,000	Waiohuli Hawaiian Homesteaders Association, Inc.
Source: NHRF TOTAL \$700,000	RFP-23-HHL-003 Project Implementation
\$100,000	Ho'opili Farmers Association
\$100,000	Kalama'ula Homesteaders Association
\$100,000	Kanehili Community Association
\$100,000	Ka 'Ohana O Kahikinui, Inc.
\$100,000	'O Maku'u Ke Kahua Community Center
\$100,000	Princess Kahanu Estates Association
\$100,000	Waiohuli Hawaiian Homesteaders Association, Inc.
Source: NHRF TOTAL \$60,000	RFP-23-HHL-004 Community Capacity Building
\$15,000	Ho'opili Farmers Association
\$15,000	'O Maku'u Ke Kahua Community Center
\$15,000	Princess Kahanu Estates Association
\$15,000	Waiohuli Hawaiian Homesteaders Association, Inc.
\$8,488,444	GRAND TOTAL

UPDATE

The State Procurement Process of competitive sealed proposals was completed in December 2022. DHHL is now in the State Contracting Process, which involves the following steps.

- Public positing of the grant awards - **completed**
- Drafting the State Contracts (the “grant agreement”) – **ongoing**
- Review and approvals by DHHL and awardee
- Check awardee compliance in Hawaii Compliance Express system
- Obtain contract signatures and final contract execution
- Contract certification by the Department of Accounting and General Services (DAGS)
- DHHL issues the Notice to Proceed to awardee
- Awardee implements grant

Generally, the contracting process may take 4 – 6 months. For the twelve (12) grants funded by the State General Funds (refer to Table 2 above), there is an added step to the contracting process — Governor approval and release of funds. Chairman Designate submitted the request to the Department of Budget and Finance (B&F) and Governor’s Office on January 27, 2023. DHHL is awaiting a response. See Exhibit E. While DHHL awaits the response from B&F and the Governor’s Office, DHHL is working on drafting the grant agreements and working with awardees on finalizing the grant contracts. Grant agreements funded by the State General Funds will be given a written “Notice to proceed” once the grant contracts are drafted and signed by all parties and the General Funds are released by B&F and the Governor’s Office.

The 11 Grant agreements funded by NHRF Funds may be completed and contracts fully executed.

Authority

- Per Hawaii Administrative Rules (HAR) 10-6.1, the DHHL Native Hawaiian Development Program Plan (NHDPP) shall be funded by the Native Hawaiian Rehabilitation Fund (NHRF), federal, state, county and private sources.
- In order for DHH Grants to be certified in a state contract and to encumber funds, DHHL Grants must follow the State Procurement method known as “Competitive Sealed Proposal” (also referred to as “Request for Proposals” or RFP). The laws and rules governing this procurement method are covered under Hawaii Revised Statutes Section 103D-303 and Hawaii Administrative Rules Subchapter 6.

RECOMMENDATION / MOTION

None; For information only.

EXHIBIT A
Hawaiian Homes Commission
Special Meeting – June 14, 2022
DHHL Budget Workshop handout

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS
HAWAIIAN HOMES COMMISSION MEETING/WORKSHOP AGENDA
91-5420 Kapolei Parkway, O'ahu, Hawai'i, Interactive Conference Technology (ICT) Zoom
Tuesday, June 14, 2022, 9:00 a.m.

Livestream available at www.dhhl.hawaii.gov/live

Note: Commission meeting packets will not be provided for this workshop.

I. ORDER OF BUSINESS

- A. Roll Call
- B. Approval of Agenda

II. WORKSHOP DISCUSSION ON DHHL FY 2022-23 HAWAIIAN HOME LANDS BUDGET

- A. DHHL Sources of Funding: Federal, General Fund, General Obligation Bond, Trust Fund, Special Fund, Loan Funds
- B. Presentation on DHHL Budget Sections as follows:
 - Administrative and Operating Expenses Section
 - Loans Section
 - Rehabilitation Projects Section
 - Development Budget Section

III. PUBLIC TESTIMONY ON AGENDIZED ITEMS (see below)

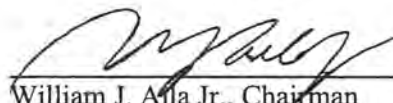
IV. EXECUTIVE SESSION

The Commission anticipates convening an executive meeting pursuant to Section 92-5(a)(4), HRS, to consult with its attorney on questions and issues pertaining to the Commission's powers, duties, privileges, immunities, and liabilities on the following matters:

- A. DHHL Budget (portion) funded from DHHL Special and Trust Funds

V. ANNOUNCEMENTS AND ADJOURNMENT

- A. Next Meeting – June 21 & 22, 2021, Hale Pono'i and ITC (Zoom)
- B. Adjournment



William J. Aila Jr., Chairman
Hawaiian Homes Commission

COMMISSION MEMBERS

Randy K. Awo, Maui
Patricia L. Teruya, O'ahu
Pauline N. Namu'o, O'ahu
Michael L. Kaleikini, East Hawai'i

Zachary Z. Helm, Moloka'i
David B. Ka'apu, West Hawai'i
Dennis L. Neves, Kaua'i
Russell K. Kaupu, O'ahu

EXHIBIT A

If you need an auxiliary aid/service or other accommodation due to a disability, contact Michael Lowe at 620-9512, or michael.l.lowe@hawaii.gov, as soon as possible, preferably by June 9, 2022. If a response is received after then, we will try to obtain the auxiliary aid/service or accommodation, but we cannot guarantee that the request will be fulfilled. Upon request, this notice is available in alternate formats.

Public Testimony on Agendized Items can be provided either as: (1) in person at the meeting location, by filling out a form at the reception table, (2) written testimony mailed to *Commission Meeting Testimony, c/o Commission Secretary, P.O. Box 1879, Honolulu, HI, 96815*, or emailed to *DHHL.icro@hawaii.gov* by June 9, 2022, or (3) live, oral testimony online by submitting a form **at least 24 hours prior**, at <https://dhhl.hawaii.gov/hhc/testimony/>, with your name, phone number, email address, and the agenda item on which you would like to testify. Once your request has been received, you will receive an email with the Zoom link via which to testify. You will need a computer with internet access, video camera and microphone to participate. If you require access by phone only, please indicate that in your request. Testimony will be limited to a maximum of three (3) minutes per person.

EXHIBIT A

DHHL Budget Workshop
June 14, 2022

	Pages
I. Funds and Purposes	1-9

II. Overview of Budget by Purposes, Article XII, Section I, Hawaii State Constitution
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Purpose

1 and 4	Lot Development (including R&M Projects)	Development Section	10-11
2	Loans	Loan Section	12
3	Rehabilitation Projects	Rehabilitation Section	13
4	Administration and Operating Budget	A&O Section	14-15
	Fund Balance Report		16

BUDGET AND FUNDING SOURCES

Internal Funding Sources

✦ 2 Special Funds

- H.H. Administration Account (1941)
- DHHL Revenue Bond Special Fund (1989)

✦ 5 Trust Funds

- HHL Trust Fund (Act 14, SpSLH 1995)
- H.H. Operating Fund (Act 27, SLH 1998)
 - Operating Portion (1948)
 - Development Portion (1941)
- Native Hawaiian Rehabilitation Fund (Act 27, SLH 1998)
- HH Trust Fund (Act 27, SLH 1998)
- HH Receipts Fund (Act 27, SLH 1998)

✦ 2 Revolving Funds

- HH Loan Fund (1921)
- HH General Loan Fund

External Funding Sources

- ✦ General Fund
- ✦ General Obligation Bonds
- ✦ Revenue Bonds
- ✦ Federal Funds

Department of Hawaiian Home Lands
Internal Funding Sources

Name of Fund: Hawaiian Home Administration Account (S-325)

Means of Financing: Special Fund

1. Description and Purpose of Fund (including revenue source):

In 1959, the Hawaii Admission Act (Act of March 18, 1959, Pub. L. 86-3, 73 Stat 4) provided that ownership of Hawaiian home lands (HHL) be transferred from the United States to the State of Hawaii. The Admission Act also provided that the HHL, as well as proceeds and income therefrom were to be held by the State in trust for native Hawaiians and administered in accordance with the Act, and that use of HHL for any other purpose would constitute a breach of trust for which suit may be brought by the United States.

Section 4 of the Hawaii Admissions Act, states in part:

"(3) that all proceeds and income from the "available lands" as defined by said Act, shall be used only in carrying out the provisions of said Act" (emphasis added).

Section 5(f) of the Hawaii Admissions Act, states in part:

"Such lands, proceeds, and income shall be managed and disposed of for one or more of the foregoing purposes in such manner as the constitution and laws of said State may provide, and their use for any other object shall constitute a breach of trust for which suit may be brought by the United States." (emphasis added).

REVENUE LINE ITEMS:

- 1) The entire receipts from any leasing or other dispositions of "available lands" are deposited into this account. Any interest or other earnings arising out of investments from this fund are to be credited to this fund.

Receipts of this fund are from general leases, licenses, revocable permits, rights of entry, and other dispositions of Hawaiian home lands. The Admission Act and the Constitution stipulate that all proceeds and income from "available lands," as defined by the HHCA, "shall be used only in carrying out the provisions of said Act."

EXPENDITURE LINE ITEMS:

- 1) The monies are to be expended by the department for salaries and all other administrative expenses of the department, excluding capital improvements, in the absence of general funds appropriated for operating and administrative costs.

Funds of the Administration Account must be incorporated in the Executive Budget and appropriated by the legislature before they can be used for salaries and operating costs.

OTHER CHANGES IN FUND BALANCE:

- 1) The HHCA provides that the excess of the receipts deposited into the Hawaiian Home Administration Account over the amount approved or made available by the legislature may be transferred to the Hawaiian Home Operating Fund.
- 2) All revenues from "available" lands are pledged to the repayment of DHHL revenue bonds. Monies in excess of the reserve and debt service requirements may be transferred back to the Administration Account upon Commission approval.

2. Statutory Basis of Fund:

Section 213(f), Hawaiian Homes Commission Act of 1920, as amended

**Name of Fund: Department of Hawaiian Home Lands Revenue Bond Special Fund
(S-350)**

Means of Financing: Special Fund

1. Description and Purpose of Fund (including revenue source):

In 1959, the Hawaii Admission Act (Act of March 18, 1959, Pub. L. 86-3, 73 Stat 4) provided that ownership of Hawaiian home lands (HHL) be transferred from the United States to the State of Hawaii. The Admission Act also provided that the HHL, as well as proceeds and income therefrom were to be held by the State in trust for native Hawaiians and administered in accordance with the Act, and that use of HHL for any other purpose would constitute a breach of trust for which suit may be brought by the United States.

Section 4 of the Hawaii Admissions Act, states in part:

"(3) that all proceeds and income from the "available lands" as defined by said Act, shall be used only in carrying out the provisions of said Act" (emphasis added).

Section 5(f) of the Hawaii Admissions Act, states in part:

"Such lands, proceeds, and income shall be managed and disposed of for one or more of the foregoing purposes in such manner as the constitution and laws of said State may provide, and their use for any other object shall constitute a breach of trust for which suit may be brought by the United States." (emphasis added).

In 2017, DHHL refunded \$30.94 million in revenue bonds. All revenues from "available" lands were pledged to the repayment of these bonds. Monies in excess of the reserve and debt service requirements may be transferred back to the Administration Account upon Commission approval.

Pursuant to section 213.5 of the HHCA, the department is required to establish a Revenue Bond Special Fund for each undertaking financed by revenue bonds. A special fund was established for the revenue bonds issued in 1991. Sources of monies for this fund are:

1. Revenues committed for payment of debt service and maintenance of reserve accounts.
2. Interest from investments of reserve accounts.

The monies are primarily used to repay the debt service on the bonds and to maintain a reserve account as required by the bond resolution.

2. Statutory Basis of Fund:

Section 213.5, Hawaiian Homes Commission Act of 1920, as amended

Name of Fund: Hawaiian Home Lands Trust Fund (T-902)

Means of Financing: Trust Fund

1. Description and Purpose of Fund (including revenue source):

Act 14, Special Session 1995, (DHHL Land Claims Settlement Act) settles all claims made on behalf of the Hawaiian Home Lands Trust against the State between August 21, 1959 and July 1, 1988. It required that the State make twenty annual deposits of \$30,000,000 or their discounted equivalent into the Hawaiian Home Lands Trust Fund. Proceeds of the fund may be used by DHHL for capital improvements and to meet the requirements of the Hawaiian Homes Commission Act of 1920, as amended. The settlement payments were paid in full in 2015.

2. Statutory Basis of Fund:

Section 213.6, Hawaiian Homes Commission Act of 1920, as amended

Name of Fund: Hawaiian Home Operating Fund (T-905, T-915)

Means of Financing: Trust Fund

1. Description and Purpose of Fund (including revenue source):

The Hawaiian Home-Development Fund, established in 1941 as a special fund, and the Hawaiian Home Operating Fund, established in 1948 as a revolving fund, were merged into one fund, the Hawaiian Home Operating Fund, in 1986. Section 4 of the Hawaii Admissions Act (Act of March 18, 1959, Pub. L. 86-3, 73 Stat 4) made the Hawaiian Homes Commission Act (HHCA) a State law by compact with the United States. Under this compact, the Hawaiian Home Development Fund and the Hawaiian Home Operating Fund may not be the subject of amendments that impair or reduce them without the consent of Congress. Consequently, the Hawaiian Home Operating Fund is managed as two separate portions, the operating portion and the development portion, to retain the characteristics and substance of the predecessors of this fund.

Section 4 of the Hawaii Admissions Act, states in part:

"the Hawaiian home-loan fund, the Hawaiian home-operating fund, and the Hawaiian home-development fund shall not be reduced or impaired by any such amendment, whether made in the constitution or in the manner required for State legislation, and the encumbrances authorized to be placed on Hawaiian home lands by officers other than those charged with the administration of said Act, shall not be changed except with the consent of the United States" (emphasis added).

REVENUE LINE ITEMS:

- 1-2) Loan Interest/ Investment Interest - Pursuant to section 213(b) of the Hawaiian Homes Commission Act (HHCA), any interest or earnings arising out of investments from the Hawaiian Home Loan Fund are to be credited to and deposited into the Hawaiian Home Operating Fund.
- 3) Miscellaneous - Pursuant to section 213(e) of the HHCA, all moneys received by the department from any other source, other than those prescribed in other funds of the HHCA, are deposited into the Hawaiian Home Operating Fund. This includes receipts collected from the Molokai, Kawaihae and Anahola Water systems, hall rentals, and homestead lease payments.

EXPENDITURE LINE ITEMS:

Uses of the operating portion of the Hawaiian Home Operating Fund include:

1. Construction operation and maintenance of revenue-producing activities (such as the Molokai Water System, Kawaihae and the Anahola Farm Lots Water Systems) that are intended to serve principally occupants on Hawaiian home lands.
2. Purchase of goods and services to be resold, rented or furnished on a charge basis to occupants of Hawaiian home lands. The department operates a community hall in Waimea on the island of Hawaii.
3. Cost of appraisals, studies, consultant services or other staff services, including those in section 202(b) of the HHCA. Some of DHHL temporary exempt hires are funded from this portion of the Operating Fund.

The uses of the development portion of the Hawaiian Home Operating Fund, which require written approval of the Governor, include:

1. Improvement and development necessary to serve present and future occupants of Hawaiian home lands.
2. Improvements, additions, and repairs to all assets owned or leased by the department excluding structures or improvements that the department is obligated to acquire under Section 209 of the HHCA.

3. Engineering, architectural and planning services to maintain and develop properties.
4. For consultant services.
5. For purchase or lease of equipment.
6. For acquisition or lease of real property; and
7. Improvements constructed for the benefit of the beneficiaries of the HHCA and not otherwise permitted in the loan funds or Administration Account.

OTHER CHANGES IN FUND BALANCE:

- 1) The Hawaiian Homes Commission authorizes the quarterly transfer of moneys from the Hawaiian Home Receipts Fund to the Hawaiian Home Operating Fund.
- 2) Any amount in the Hawaiian Home Administration Account which is in excess of the amount approved by the State Legislature or made available for the fiscal period may be transferred to the Hawaiian Home Operating Fund.

2. Statutory Basis of Fund:

Section 213 (e), Hawaiian Homes Commission Act of 1920, as amended

Name of Fund: Native Hawaiian Rehabilitation Fund (T-924)

Means of Financing: Trust Fund

1. Description and Purpose of Fund (including revenue source):

The Native Hawaiian Rehabilitation Fund (NHRF) was created by the 1978 Constitutional Convention to finance various activities intended to exclusively benefit native Hawaiians. This includes, but is not limited to, educational, economic, political, social, and cultural processes by which the general welfare and conditions of native Hawaiians are improved and perpetuated. The specific sources of NHRF funds vary, but are primarily derived from certain lands labeled "ceded lands" which were conveyed from the federal government to the State when it was admitted into the Union.

REVENUE LINE ITEMS:

- 1) Thirty percent of the state receipts, derived from lands previously cultivated and cultivated as sugarcane lands and from water licenses, are deposited into this fund.
- 2) Any payments of principal, interest or other earnings arising out of the loan or investments from the fund are credited and deposited into this fund.

EXPENDITURE LINE ITEMS:

- 1) NHRF has also been involved in the financing of community based projects and an education scholarship program within the native Hawaiian community.

2. Statutory Basis of Fund:

Section 213(i), Hawaiian Homes Commission Act of 1920, as amended

Name of Fund: Hawaiian Home Trust Fund (T-917)

Means of Financing: Trust Fund

1. Description and Purpose of Fund (including revenue source):

Monies deposited into this fund are available for transfers into any other fund or account authorized by the Act or for any public purpose to further the purposes of the Act. Public purpose includes using the Hawaiian home trust fund as a reserve for loans insured or guaranteed by the Federal Housing Administration, Veteran Administration or any other federal agency authorized to insure or guarantee loans. A major deposit in the Hawaiian home-trust fund is the reserve for loans insured by the Federal Housing Administration.

2. Statutory Basis of Fund:

Section 213(h), Hawaiian Homes Commission Act of 1920, as amended

Name of Fund: Hawaiian Home Receipts Fund (T-916)

Means of Financing: Trust Fund

1. Description and Purpose of Fund (including revenue source):

All interest monies from loans or investments received by the department from any fund (except as provided in each fund) are deposited into this fund. At the end of each quarter, all monies in this fund may be transferred to the Hawaiian home-operating fund, the Hawaiian home-administration account, the Hawaiian home-trust fund or any loan fund in accordance with rules. If the Commission fails to approve a plan of transfer, all monies in the HHRF is transferred according to the Administrative Rules adopted by the department.

2. Statutory Basis of Fund:

Section 213 (g), Hawaiian Homes Commission Act of 1920, as amended

Name of Fund: Hawaiian Home Loan Fund (S-302)

Means of Financing: Revolving Fund

1. Description and Purpose of Fund (including revenue source):

The Hawaiian Home Loan Fund was established in 1921 as a revolving fund. Section 4 of the Hawaii Admissions Act (Act of March 18, 1959, Pub. L. 86-3, 73 Stat 4) made the Hawaiian Homes Commission Act (HHCA) a State law by compact with the United States. Under this compact, the Hawaiian Home Loan Fund may not be the subject of amendments that impair or reduce its powers and benefits without the consent of Congress.

Section 4 of the Hawaii Admissions Act, states in part:

"the Hawaiian home-loan fund, the Hawaiian home-operating fund, and the Hawaiian home-development fund shall not be reduced or impaired by any such amendment, whether made in the constitution or in the manner required for State legislation, and the encumbrances authorized to be placed on Hawaiian home lands by officers other than those charged with the administration of said Act, shall not be changed except with the consent of the United States" (emphasis added).

REVENUE LINE ITEMS:

Loan Principal Repayment - Pursuant to section 213(b) of the Hawaiian Homes Commission Act (HHCA), any principal repayment arising out of loans from the Hawaiian Home Loan Fund are to be credited to and deposited into the Hawaiian Home Loan Fund.

The Hawaiian Home Loan Fund is used principally to pay the net proceeds when a homestead lease is canceled or surrendered or when a lessee dies without leaving a qualified successor.

2. Statutory Basis of Fund:

Section 213 (b), Hawaiian Homes Commission Act of 1920, as amended

Name of Fund: Hawaiian Home General Loan Fund (S-323)

Means of Financing: Revolving Fund

1. Description and Purpose of Fund (including revenue source):

Act 249, passed by the 1986 State Legislature consolidated all remaining loan funds other than the Hawaiian home-loan fund into the Hawaiian home-general loan fund. These loan funds were established through various amendments to the Act since statehood. The major source of receipts for this fund is through principal repayment of loans.

The department can make loans from the revolving funds for the following purposes:

1. Repair, maintenance, purchase or erection of dwellings on any tract and any permanent improvements.
2. Purchase of livestock and farm equipment (including aquaculture).
3. Farm loans not to exceed \$200,000.

In addition, the department may:

4. Use money in the Hawaiian home-operating fund to secure matching funds from federal, state or county agencies.

5. Loan or guarantee the repayment of loans or otherwise underwrite any authorized loan or portion thereof to lessees in accordance with Section 215 of the HHCA.
6. Permit loans to lessees by government agencies or private lenders, where the department assures payment of such loans in case of default.
7. Secure, pledge, or otherwise guarantee the repayment of money borrowed by the department from government agencies or private lenders. Money borrowed by the department or on departmental guarantees of loan shall at no time exceed \$100,000,000.
8. Use available loan fund monies or other funds as cash guarantees when required by lenders.
9. Exercise the functions of a lender of money in all direct loans made by government agencies or private lenders to lessees of which repayment is guaranteed by the department.
10. Pledge receivables of loan accounts outstanding as collateral to secure loans made by government agencies or private lenders to the department, the proceeds of which shall be used to make new loans.
11. Transfer into the Hawaiian home-trust fund any available money from any loan fund, except the Hawaiian home-loan fund, for use as cash guarantees or reserves when required by a federal agency authorized to insure or guarantee loans to lessees.

2. Statutory Basis of Fund:

Section 213 (c), Hawaiian Homes Commission Act of 1920, as amended

Project / Description	Phase	New Lots	Carryover from FY 22		FY 23 New Funds		FY23 Budget (,000 omitted)		
			HHL Trust	Leg Appns	HHL Trust	Leg Appns	HHL Trust	Leg Appns	Total
PART A: Lot Development Projects (Addressing the homestead waiting list)									
<u>OAHU</u>									
East Kapolei II-B Na Kupa'a Loan Payoff			2,300				2,300	-	2,300
East Kapolei II-A TOD and Telecom	DA					5,000	-	5,000	5,000
Ewa Beach (former NOAA site)	P	600				5,000	-	5,000	5,000
Land Acquisition, Oahu	L					1,000	-	1,000	1,000
<u>MAUI</u>									
Keokea-Waiohuli, Phase 2B	C	61				32,200	-	32,200	32,200
Keokea-Waiohuli, Phase 3	D	76			1,000		1,000	-	1,000
Maui Development Fees (water, sewer, etc)					250		250	-	250
Lei Ali'i Phase 1B	D	75	500				500	-	500
Lei Ali'i Highway and Access Improvements	D			9,000			-	9,000	9,000
Honokowai Subs Ag Ph 1	D	50				1,000	-	1,000	1,000
Pulehunui Development	D					3,000	-	3,000	3,000
Pu'unani Development (\$4 million = AHC)	C	161	4,000				4,000	-	4,000
Kahikinui Roadways	C		1,000		500		1,500	-	1,500
<u>LANAI</u>									
Lanai Residence Lots, Offsite Infrastructure	D		750				750	-	750
<u>MOLOKAI</u>									
Kalamaula Ag Lots (Acceleration)	D	45				1,000	-	1,000	1,000
Hoolehua Agricultural Lots- Naiwa Ag Subd	C	58				1,550	-	1,550	1,550
Hoolehua-Pala'au Scattered	C					1,250	-	1,250	1,250
<u>BIG ISLAND</u>									
HCC Home Project	C				325		325	-	325
Kaumana Subdivision Rehabilitation	C			285			-	285	285
Ka'u Water System Improvementsr, Phs 2	D				825		825	-	825
Ka'u Agricultural Lots (Pu'ueo)	D	25				3,000	-	3,000	3,000
Lalamilo Housing Phase 2A, Increment 1	C		950		50		1,000	-	1,000
<u>STATEWIDE PROJECTS</u>									
Scattered Lots program (Statewide)			632		2,000		2,632	-	2,632
Acquisition Due Diligence			1,000				1,000	-	1,000
VOKA Payment					60		60	-	60
Federal Funds Reimbursements/Adjustments			1,000				1,000	-	1,000
Dispute Resolution			1				1	-	1
PART A SUBTOTAL		1,151	12,133	9,285	5,010	54,000	17,143	63,285	80,428

Project / Description	Phase	New Lots	Carryover from FY 22		FY 23 New Funds		FY23 Budget (,000 omitted)		
			HHL Trust	Leg Appns	HHL Trust	Leg Appns	HHL Trust	Leg Appns	Total
PART B: Repair, Maintenance, and Operating Costs (Promoting thriving, healthy communities)									
OAHU									
Papakolea Sewer Remediation					5,000		5,000	-	5,000
Papakolea Infrastructure Remediation						815	-	815	815
Nānākuli Sewer Improvements					1,000		1,000	-	1,000
Waianae Sewer Improvements						5,000	-	5,000	5,000
Waimanalo Flood Control Channel Improvements						1,285	-	1,285	1,285
Waimānalo Sewer Improvements					500		500	-	500
BIG ISLAND									
Honokaia Non-potable Water System			1				1	-	1
Keaukaha Sewer Improvements Master Plan					500		500	-	500
Maku'u Site Remediation			200				200	-	200
K'au Water System						2,900	-	2,900	2,900
Lālamilo Ph 1, Kawaihae Road Channelization			50		50		100	-	100
Lālamilo Ph 1, Infrastructure Improvements			430				430	-	430
La'i 'Ōpua Brush Clearing & Maintenance					800		800	-	800
KAUAI									
Anahola Dam and Reservoir Add'l Improvements			441		559		1,000	-	1,000
STATEWIDE PROJECTS									
Engineering Services for Various Locations					1,000		1,000	-	1,000
R/M of Improvements on HHL, Statewide					1		1	-	1
R/M of Utilities in Existing Subdivisions					1		1	-	1
Environmental Mitigation/Remediation					1,000		1,000	-	1,000
PART B SUBTOTAL			1,122	-	10,411	10,000	11,533	10,000	21,533
BUDGET SUBTOTAL BY SOF			13,255	9,285	15,421	64,000	28,676	73,285	101,961

**Department of Hawaiian Home Lands
Loan Section
FY 2022/ FY 2023 Loan Request**

	Loans: Fiscal Year 2022	Total	(S-302-I) HH Loan Fund	(S-323-I) HH General Loan Fund	(T-917-I) HH Trust Fund	(T-902-I) HHL Trust Fund	NAHASDA
A.	Section 209 HHC Transaction	3,000,000	2,000,000	1,000,000			0
B.	Direct Loan Financing	10,000,000		3,000,000			7,000,000
C.	Real Property Taxes	100,000		100,000			
D.	Contingency-Guaranteed/Insured Loan Portfolio	2,400,000		1,200,000	1,200,000		
E.	Loans and Interest Receivable - Writeoffs	1,200,000				1,200,000	
	Total Loans	16,700,000	2,000,000	5,300,000	1,200,000	1,200,000	7,000,000

	Loans: Fiscal Year 2023	Total	(S-302-I) HH Loan Fund	(S-323-I) HH General Loan Fund	(T-917-I) HH Trust Fund	(T-902-I) HHL Trust Fund	NAHASDA (A)
A.	Section 209 HHC Transaction	3,000,000	2,000,000	1,000,000			
B.	Direct Loan Financing	12,000,000		5,000,000			7,000,000
C.	Real Property Taxes	100,000		100,000			
D.	Contingency-Guaranteed/Insured Loan Portfolio	2,400,000		2,400,000			
E.	Loans and Interest Receivable - Writeoffs	1,200,000			1,200,000		
F.	Loan Adjustment	34,000,000		34,000,000			
	Total Loans	52,700,000	2,000,000	42,500,000	1,200,000	-	7,000,000

(A) NAHASDA = HB 1600, CD1 established by proviso a separate Revolving loan fund for NAHASDA for FY 2022 and FY 2023. Legislature appropriated \$7M annually.

Rehabilitation Projects

7110	Native Hawaiian Development Program and Plan	\$1,000,000
7110	Beneficiary Capacity Building and Technical Assistance	\$400,000
	Total	<u>\$1,400,000</u>

7110	Native Hawaiian Development Program and Plan	\$7,500,000
	General Fund - One Time (HB 1600 CD1)	

Department of Hawaiian Home Lands
FY 2023 Operating Budget Request

	FY22 Approved	FY23 Request	Change \$	Change %
	23,815,918	25,056,864	1,240,946	5.21%
Total				

Target %	5%	1,190,796
	7%	1,667,114
	10%	2,381,592

EXHIBIT A

Department of Hawaiian Home Lands

OPERATING BUDGET BY STATE APPROPRIATED AND
NON-APPROPRIATED FUNDING SOURCES
FY 2021 (HHC APPROVED), FY 2022 (HHC APPROVED), FY 2023

		FISCAL YEAR			
		2021	2022	2023	
I.	Funds Appropriated by the Legislature	(200)	(200)	(200)	POSITIONS AUTHORIZED
		HB1600, CD1			
	POSITIONS FUNDED	(149)	(160)	(181)	POSITIONS FUNDED
•	General Fund	\$15,532,062	\$14,751,668	\$15,795,216	Difference = \$263,154
•	General Fund			\$10,000,000	One Time GF
•	H.H. Administration Account	\$4,824,709	\$4,824,709	\$4,824,709	Special Fund
•	H.H. Operating Fund				
	Operating Portion	\$3,740,534	\$3,740,534	\$3,740,534	
	Development Portion	\$0	\$0	\$0	
	Total Operating Fund	\$3,740,534	\$3,740,534	\$3,740,534	Trust Fund
II.	Non-Appropriated Funds	FISCAL YEAR			
		2021	2022	2023	
•	H.H. Operating Fund				
	Operating Portion	\$2,403,437	\$5,732,445	\$7,074,023	
	Development Portion	\$0	\$0	\$0	
	Total Operating Fund	\$2,403,437	\$5,732,445	\$7,074,023	Trust Fund
•	Native Hawaiian Rehabilitation Fund	\$1,150,000	\$1,400,000	\$1,400,000	Trust Fund
•	DHHL Revenue Bond Special Fund	\$3,200,000	\$3,200,000	\$3,200,000	Special Fund
	• Total	\$30,850,742	\$33,649,356	\$36,034,482	

Estimated Fund Balances
DHHL FY 2023 Budget
HHC Workshop June 13, 2022

Purpose	Budget Section	FY 23 Budget	May 2022 Fund Bal (Actuals)	Transfers	Est. Revenues	Est. FY23 EOY Balance	Notes
Operating Fund							
(Development Portion)							
1&4	Lot Development (including R&M)	15,419,000					
(Operating Portion)							
4	Administration and Operating Appropriated	3,740,534					
	Non-Appropriated	7,074,023					
Total		26,233,557	13,537,714	22,000,000		9,304,157	
Administration Account							
4	Administration and Operating	4,824,709	27,118,778	(22,000,000)	17,100,000	17,394,069	Estimated revenues based on average of past 6 fiscal years.
Native Hawaiian Rehabilitation Fund							
3	Rehabilitation Projects	1,400,000	4,263,503		373,000	3,236,503	Estimated revenues based on average of past 6 fiscal years.
Hawaiian Home Loan Fund							
2	Loans	2,000,000	3,561,326		203,000	1,764,326	Estimated revenues based on average of past 6 fiscal years.
Hawaiian Home General Loan Fund							
2	Loans	42,500,000	54,146,099		7,800,000.00	19,446,099.00	Estimated revenues based on average of past 6 fiscal years.
Revenue Bond Special Fund (Debt Service)							
4	Administration and Operating	3,200,000	8,699,819		3,000,000	8,499,819	Estimated revenues payment from OHA
Hawaiian Home Trust Fund (Reserve for Insured and Guaranteed Portfolio)							
2	Loans	1,200,000	11,809,233			44,609,233	EOY Balance includes transfer of \$34M from HH General Loan Fund
Hawaiian Home Lands Trust Fund ("Endowment")							
			126,553,246				Balance is estimated June 13, 2022 not May actuals.

EXHIBIT B
Hawaiian Homes Commission
Regular Meeting – June 20, 2022
FY 2023 DHHL Budget

STATE OF HAWAII

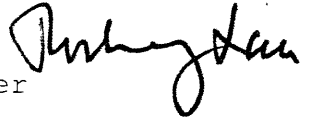
DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission

FROM: Rodney K. M. Lau, Administrative Services Officer

SUBJECT: Approval of Fiscal Year 2023 Department of Hawaiian Home Lands Budget



RECOMMENDED MOTION/ACTION

1. Approval of the Fiscal Year 2023 Department of Hawaiian Home Lands Budget and authorize the Chairman to shift funding of expenditures between cost elements and funds as warranted but not to exceed the total budget and any shift in funding between cost elements by the chair shall not exceed \$500,000.
2. Approval of Fiscal Year 2022 Development budget and allow for amounts not encumbered in FY 2022 to be encumbered in FY 2023. For the Development budget items, allow the Chair's authority to shift funding between cost elements if not to exceed \$1,000,000.
3. Approval to transfer \$22,000,000 from the Hawaiian Home Administration Account to the Hawaiian Home Operating Fund.

DISCUSSION

Purpose 4: Administrative and Operating Costs

Pursuant to HB 1600 CD1, the State Legislature appropriated \$15,795,216 in general funds, \$4,824,709 in special funds (Hawaiian Home Administration Account), and \$3,740,534 in trust funds (Hawaiian Home Operating Fund) to finance DHHL's administrative and operating (A&O) costs.

General fund fringe benefit costs are absorbed separately in a Department of Budget and Finance appropriation, consistent with all other State general funded programs.

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EXHIBIT B

"Personal Services" costs (\$10,977,618 in FY 2023) is comprised of funding base salaries of 181 positions with a position count of 200 positions. General fund financing "Other Current Expenses" total \$4,817,598.

HB 1600 CD1 kept the general fund position count of 200 positions intact and funded only 181 of the 200 general funded positions.

Attachment "A" provides the means of financing recommended to fund the Administrative and Operating Budget for fiscal year 2023.

Purpose 1: Lot Development

Attachment "B" provides the means of financing for the projects recommended to fund the Lot Development Budget for fiscal year 2023.

The Development Budget responds to issues and priorities expressed by the Commission. In addition, the following principles guided the preparation of the list of projects:

- The department's commitment to providing improvements for the Undivided Interest Lots that have been awarded, and to completing other projects that have been initiated;
- The development of new homesteads for award, with particular emphasis on providing improved residential lots;
- The need to repair, maintenance and upgrade of aging infrastructure on Hawaiian home lands; and
- The need to initiate the planning and design of new homestead projects to provide an inventory for future development.
- Design and construction of projects that are awarded USDA Rural Development loan/grant funds. These projects leverage federal funding resources to reduce the amount of funds needed from the Trust Fund for projects.

The primary sources of financing are from general obligation bond financing from the State Legislature, the Hawaiian Home Operating Fund (HHOF), the Hawaiian Home Lands Trust Fund (HHLTF), the Native American Housing and Self-

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Determination Act (NAHASDA), a U.S. Housing and Urban Development program and the United States Department of Agriculture Rural Development program (USDA-RD).

Pursuant to HB 1600 CD1 (see Attachment B: CIP Supplemental Appropriations FY 2023), the State Legislature appropriated \$37.0 million in general obligation bonds to finance a portion of DHHL's Development Budget.

Purpose 2: Loans

Pursuant to Act 11, SpSLH 1995, all special and revolving funds are subject to the State allotment process. For the DHHL's loan program, this affects the financing provided by the Hawaiian Home Loan Fund and the Hawaiian Home General Loan Fund. This budget will serve as a basis to allot funds necessary for equity payments of cancelled or surrendered homestead lease improvements, new loan financing and insurance advances, property tax advances, and contingency reserve for loan guarantee and insurance programs.

Fiscal year 2023 Loan Program Budget, as shown below, sets forth the planned expenditures by cost elements as follows:

	Loans: Fiscal Year 2023	Total	(S-302-I) HH Loan Fund	(S-323-I) HH General Loan Fund	(T-917-I) HH Trust Fund	(T-902-I) HHL Trust Fund	NAHASDA
A.	Section 209 HHC Transaction	3,000,000	2,000,000	1,000,000	0	0	7,000,000
B.	Direct Loan Financing	12,000,000		5,000,000	0	0	
C.	Real Property Taxes	100,000		100,000	0	0	
D.	Contingency- Guaranteed/Insured Loan Portfolio	2,400,000		2,400,000	0	0	
E.	Loans Receivable/ Interest Receivable Write- offs/Write downs	1,200,000		0	1,200,000	0	
F.	Loan Adjustment	34,000,000		34,000,000			
	Total Loans	52,700,000	2,000,000	42,500,000	1,200,000	0	7,000,000

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Explanation of Cost Elements:

Section 209, HHCA Transactions - Equity payments of cancelled or surrendered homestead lease improvements. Includes the appraised value of the improvement less any indebtedness to the department and taxes owed by the previous lessee. The payments are advanced from the loan funds and repaid by the subsequent purchaser of the improvements.

Direct Loan Financing and Advances - Includes loan refinancing, replacement home loans, repair loans, new home construction, farm loans and loan insurance advances. HB 200, CD1 established by budget proviso a separate revolving loan fund for the NAHASDA direct loans for FY 2022 and FY 2023. The Legislature authorized \$7M annually for NAHASDA (federal fund) direct loans.

Real Property Tax Advances - Pursuant to section 208(7) of the HHCA, the department may advance payments on behalf of lessees to address real property tax delinquencies and have a lien placed as provided by section 216 of the Act.

Contingency - Guaranteed/Insured Loan Portfolio - A reserve set aside to address loans to lessees where the department guarantees or insures repayment to lenders in the event of loan default.

Loans Receivable/Interest Receivable Write-downs/Write-offs - of asset accounts due to decline in value of assets.

Loan Adjustment - Reimburse the HH Trust Fund for FHA 247 Insured Loan Reserve Account transactions that were deposited in the HH General Loan Fund.

Purpose 3: Rehabilitation Projects

Pursuant to Chapter 6.1 of Title 10 Hawaii Administrative Rules, DHHL prepares the Native Hawaiian Development Program Plan (NHDPP) every two years for HHC review and approval. The goal of the NHDPP is to "increase the self-sufficiency and self-determination of native Hawaiian individuals and native Hawaiian communities." This is accomplished through the NHDPP by "improve(ing) the general welfare and conditions of native Hawaiians through educational, economic, political, social, cultural, and other programs."

In this upcoming Fiscal Year, DHHL plans to implement the following components in the NHDPP:

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- a) Homesteading Opportunities Assistance Program (HOAP), including homebuyer education, lease cancellation, and foreclosure prevention services.
- b) Continue technical assistance for Planned Community Associations on the new Hawaii Administrative Rules.
- c) Continue to administer and provide technical assistance to the existing grantees.
- d) Provide new DHHL grants, including offering project implementation grants.
- e) Provide limited technical assistance for grant support for grantees.

The rehabilitation projects below are financed from the following means of financing (MOF) in FY 2023.

Rehabilitation Projects		
7110	Native Hawaiian Development Program and Plan	\$1,000,000
7110	Beneficiary Capacity Building and Technical Assistance	\$400,000
Total		<u>\$1,400,000</u>
MOF: Native Hawaiian Rehabilitation Fund		

7110	Native Hawaiian Development Program and Plan	<u>\$7,500,000</u>
MOF: Gen. Fund - One Time (HB 1600 CD1)		

The Commission's approval of above recommended motion is respectfully requested.

ITEM NO. H-1

**Department of Hawaiian Home Lands
Executive Budget for FY 2023**

		Administration and Operating Costs							NHRF
Object		General	Addl. Gen Fund	Administration	Operating Fund		Operating Fund (Non App)		
Code		Fund	for Homestead Community	Account	Operating Portion	Development Portion	Operating Portion	Development Portion	
2000	Personnel Costs	10,977,618	0	0	0	0	0	0	
2900	Other Personal Services	180,000	0	49,000	500,000	0	0	0	
3010	Operating Supplies - Gas & Oil Supplies	103,380	0	0	10,000	0	25,000	0	
3020	Operating Supplies - Fuel & Oil Other	2,950	0	0	4,500	0	25,000	0	
3030	Operating Supplies - Janitorial	10,380	0	0	6,048	0	500	0	
3040	Operating Supplies- Medical	0	0	0	0	0	15,000	0	
3090	Operating Supplies - Others	23,000	0	3,000	6,434	0	100,000	0	
3100	Maintenance Materials Supplies & Parts	6,600	0	0	0	0	800	0	
3200	Office Supplies	118,650	0	0	0	0	1,500	0	
3400	Other Supplies	22,366	0	0	0	0	1,000	0	
3500	Dues and Subscriptions	12,762	0	2,000	0	0	4,000	0	
3600	Freight and Delivery Charges	4,770	0	0	600	0	4,000	0	
3700	Postage	215,990	0	0	550	0	0	0	
3800	Telephone	199,720	0	0	600	0	0	0	
3900	Printing and Binding	174,950	0	0	0	0	0	0	
4000	Advertising	62,700	0	0	500	0	0	0	
4100	Car Mileage	9,800	0	10,700	0	0	0	0	
4200	Transportation, Intrastate	290,200	0	72,000	0	0	7,000	0	
4300	Subsistence Allowance, Intra-State	72,970	0	113,500	0	0	4,000	0	
4400	Transportation, Out of State	27,250	0	30,000	0	0	0	0	
4500	Subsistence Allowance, Out of State	28,500	0	27,000	0	0	0	0	
4600	Hire of Passenger Cars	31,100	0	45,600	0	0	3,000	0	
5000	Electricity	189,054	375,000	951,946	78,100	0	458,100	0	
5100	Gas	500	0	0	0	0	200,000	0	
5200	Water	129,700	0	241,000	24800	0	0	0	
5200	Water - Subdivisions	0	0	100,000	0	0	0	0	
5300	Sewer	0	0	0	0	0	0	0	
5400	Other Utilities	0	0	0	0	0	0	0	
5500	Rental of Land and Bldg.	0	0	0	0	0	0	0	
5600	Rental of Equipment	93,150	0	4,000	500	0	1,000	0	
5700	Other Rentals	1,773,500	0	0	0	0	0	0	
5810	Repairs- Data Processing	14,000	0	0	0	0	0	0	
5815	Maintenance - Data Processing	161,362	0	0	94,900	0	84,738	0	
5820	Repairs- Equipment, Building, etc.	107,410	0	0	12,500	0	15,000	0	
5825	Maintenance- Equipment, Building, etc.	359,100	0	70,000	70,777	0	23,745	0	
5830	Repairs- Motor Vehicles	44,000	0	0	3,000	0	10,000	0	
5835	Maintenance- Motor Vehicles	30,250	0	0	5,000	0	5,000	0	
5840	Maintenance-Unencumbered Lands & Othr	0	0	509,400	120,225	0	250,000	0	
5855	Maintenance-Subdivisions	0	2,125,000	0	0	0	650,000	0	
5895	Maintenance-Other Miscellaneous	56,284	0	0	0	0	5,000	0	
5900	Insurance	25,000	0	0	0	0	0	0	
6120	Interest Payment—RGOB	0	0	0	0	0	0	0	
6500	Other Grants in Aid	0	0	0	0	0	0	0	
7110	Services Fee Basis	59,000	7,500,000	1,893,197	2,545,000	0	5,125,940	0	1,400,000
7230	Training Costs	144,500	0	25,000	2,000	0	7,000	0	
7290	Other Current Expenditures	32,750	0	20,000	2,000	0	2,700	0	
6500	Grant-in-Aid for Kaala Farms	0	0	0	0	0	0	0	

EXHIBIT B

**Department of Hawaiian Home Lands
Executive Budget for FY 2023**

Object Code		Administration and Operating Costs							NHRF
		General Fund	Addl. Gen Fund for Homestead Community	Administration Account	Operating Fund		Operating Fund (Non App)		
					Operating Portion	Development Portion	Operating Portion	Development Portion	
7700	Machinery and Equipment	0	0	271,366	27,500	0	45,000	0	
7700	Motor Vehicle	0	0	340,000	225,000	0	0	0	
7700	Furniture for New Employees	0	0	46,000	0	0	0	0	
7900	Construction in Progress	0	0	0	0	0	0	0	
8020	Principal Payment--RGOB	0	0	0	0	0	0	0	
6120/8020	Debt Service: Revenue Bond Payment	0	0	0	0	0	0	0	
8200	Loans Receivable	0	0	0	0	0	0	0	
Total - Current Expenditure & Equipment		4,817,598	10,000,000	4,824,709	3,740,534	0	7,074,023	0	1,400,000
Total		15,795,216	10,000,000	4,824,709	3,740,534	0	7,074,023	0	1,400,000
A--Personnel Cost		10,977,618	0	0	0	0	0	0	
B --Current Expenditure		4,817,598	10,000,000	4,213,343	3,488,034	0	7,029,023	0	1,400,000
C --Equipment		0	0	271,366	27,500	0	45,000	0	
M--Motor Vehicle		0	0	340,000	225,000	0	0	0	
Total		15,795,216	10,000,000	4,824,709	3,740,534	0	7,074,023	0	1,400,000
HB1600 CD1		15,795,216	10,000,000	4,824,709	3,740,534				

EXHIBIT B

Department of Hawaiian Home Lands									
Development Budget (FY 2023)									
(000's omitted)									

ITEM NO. H-1
ATTACHMENT B

Department of Hawaiian Home Lands									
Development Budget (FY 2023)									
(000's omitted)									
			Carryover from FY 22		FY 23 New Funds		FY23 Budget (.000 omitted)		
Project / Description	Phase	New Lots	HHL Trust	Leg Appns	HHL Trust	Leg Appns	HHL Trust	Leg Appns	Total
PART B: Repair, Maintenance, and Operating Costs (Promoting thriving, healthy communities)									
<u>OAHU</u>									
Papakolea Sewer Remediation					5,000		5,000	-	5,000
Papakolea Infrastructure Remediation						815	-	815	815
Nānākuli Sewer Improvements					1,000		1,000	-	1,000
Waianae Sewer Improvements						5,000	-	5,000	5,000
Waimanalo Flood Control Channel Improvements						1,285	-	1,285	1,285
Waimānalo Sewer Improvements					500		500	-	500
<u>BIG ISLAND</u>									
Honokaia Non-potable Water System			1				1	-	1
Keaukaha Sewer Improvements Master Plan					500		500	-	500
Maku'u Site Remediation			200				200	-	200
K'au Water System						2,900	-	2,900	2,900
Lālamilo Ph 1, Kawaihae Road Channelization			50		50		100	-	100
Lālamilo Ph 1, Infrastructure Improvements			430				430	-	430
La'i 'Ōpua Brush Clearing & Maintenance					800		800	-	800
<u>KAUAI</u>									
Anahola Dam and Reservoir Add'l Improvements			441		559		1,000	-	1,000
<u>STATEWIDE PROJECTS</u>									
Engineering Services for Various Locations					1,000		1,000	-	1,000
R/M of Improvements on HHL, Statewide					1		1	-	1
R/M of Utilities in Existing Subdivisions					1		1	-	1
Environmental Mitigation/Remediation					1,000		1,000	-	1,000
PART B SUBTOTAL									
			1,122	-	10,411	10,000	11,533	10,000	21,533
BUDGET SUBTOTAL BY SOF									
			13,255	9,285	15,421	64,000	28,676	73,285	101,961

EXHIBIT C
Hawaiian Homes Commission
Regular Meeting – July 18 – 19, 2022
Item G-4 – For Information Only – \$10 Million Grant Solicitations

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

July 18 - 19, 2022

TO: Chairman and Members, Hawaiian Homes Commission
Through: Andrew H. Choy, Planning Program Manager *AC*
FROM: Gigi O. Cairel, Grants Specialist *G. Cairel*
Subject: \$10 million Grant Solicitations

RECOMMENDATION/ACTION

None; For information only.

DISCUSSION

The Hawaii State Legislature appropriated a one-time only \$10 million in State General Funds to the Department of Hawaiian Home Lands (DHHL) for "services to existing homesteads." This is a separate and distinct allocation from the \$600 million that the Legislature appropriated to the department. The legislative intent for the \$600 million is to reduce the number of applicants on the DHHL waiting list.

The Hawaiian Homes Commission (HHC) at its regularly scheduled meeting on June 20 - 21, 2022, approved the department's agency budget for Fiscal Year 2023 (FY). The approval included allocating \$7.5 million from the \$10 million in State General Funds (as described above) to the DHHL Native Hawaiian Development Program Plan (NHDPP). These funds will be used as a funding source for the DHHL Community Development Grants program to provide "services to existing homesteads."

Additionally, the HHC approved a \$1 million allocation from the Native Hawaiian Rehabilitation Fund (NHRF) as a funding source for the DHHL Community Development Grants program. This brings the total DHHL Grants budget for FY 23 to \$8.5 million.

The department's goals for the FY 23 Grants Program are as follows:

- Support improvements to existing community facilities located on Hawaiian Home Lands
- Support existing programs and services to lessees
- Support homestead community capacity building in areas such as leadership development, succession planning, strategic planning, project planning and management, fund development/grantwriting, community outreach, programs and services
- Support all other projects including
 - New and emerging programs and services for beneficiaries
 - Planning, design, construction of new community facilities located on Hawaiian Home Lands
 - "Priority Projects" identified as a Priority Project in a DHHL Regional Plan
- Leverage the \$8.5 million budget with other funds, including federal, state, county and private sources.

The implementing action to deploy the funds is through the DHHL Community Grants program, using the State Procurement method called, "Competitive Sealed Proposals" (also called "Request for Proposals" or RFP). The department anticipates issuing multiple RFPs, due to the nature of the funds being used and funding conditions.

Please refer to the RFPs , when they become available, for details on applicant eligibility, project eligibility, application criteria, submission requirements, etc.

The following projects are not eligible for the FY 2023 DHHL Grants Program because these services are currently provided by other DHHL vendors.

- Housing counseling to address barriers in order to achieve housing goals through homeownership or rental housing counseling
- Homeownership assistance program to assist with mortgage payments, utilities, property taxes, etc.
- Emergency rental assistance

Decision-making Process

Grant applications are first reviewed for completeness, compliance with any open/existing DHHL grant, and compliance in the online Hawaii Compliance Express (HCE) system. Any current

grantee with a delinquent grant report(s) are ineligible from applying for a new DHHL grant.

Grant applications are then reviewed by a DHHL Grants Review Committee and may be comprised of department staff and qualified individuals from across the state or any combination thereof. Committee recommendations are compiled then submitted to the Hawaiian Homes Commission for consideration and final decision-making.

Authority

Per Hawaii Administrative Rules (HAR) 10-6.1, the DHHL Native Hawaiian Development Program Plan (NHDPP) shall be funded by the Native Hawaiian Rehabilitation Fund (NHRF), federal, state, county and private sources.

RECOMMENDATION/ACTION

None; For information only.



HAWAIIAN HOME LANDS

HAWAIIAN HOMES COMMISSION • DEPARTMENT OF HAWAIIAN HOME LANDS

Hawaiian Homes Commission

July 18 – 19, 2022

Item G-4 FY 2023 DHHL Grant Solicitation

For Information Only

DEPARTMENT OF HAWAIIAN HOME LANDS – PLANNING OFFICE

EXHIBIT C



DHHL Solicitation Notices – FY 2023 only

RFP ID number	Funding availability	Types of proposed projects
RFP-23-HHL-001 Improvements to EXISTING facilities	\$1,000,000 maximum per application \$3,000,000 available statewide Source: State General Funds* <i>one time only funding</i>	Improvements to existing facilities serving existing homesteads and located on Hawaiian Home Lands New facility projects NOT ELIGIBLE
RFP-23-HHL-002 EXISTING programs and services to existing homesteads (lessees)	\$500,000 maximum per application \$4,500,000 available statewide Source: State General Funds* <i>one time only funding</i>	Existing programs and services serving existing homesteads (lessees) New facility projects are NOT ELIGIBLE
RFP-23-HHL-003 Project implementation	\$100,000 maximum per application \$700,000 available statewide Source: NHRF	Any project assisting and benefiting HHCA beneficiaries – lessees and applicants, INCLUDING new facilities
RFP-23-HHL-004 Capacity Building	\$15,000 maximum per application \$300,000 available statewide Source: NHRF	Capacity building (partial list) <ul style="list-style-type: none">• Board training• Strategic planning

Applicants are advised to read the RFPs carefully and any addenda posted on the State Procurement Office HANDs website – hands.ehawaii.gov/hands/opportunities

DEPARTMENT OF HAWAIIAN HOME LANDS – PLANNING OFFICE

EXHIBIT C



If you are a current DHHL Grantee



DHHL grantees
out of compliance

Not Eligible

Next reporting deadline: July 31, 2022

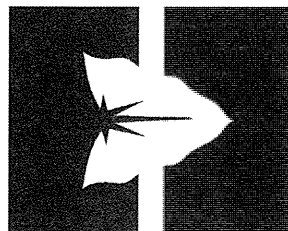
DEPARTMENT OF HAWAIIAN HOME LANDS – PLANNING OFFICE

EXHIBIT

C



1. Read RFP instructions
2. Follow RFP instructions
3. Repeat steps 1 and 2 above



DEPARTMENT OF HAWAIIAN HOME LANDS

Mahalo!

DEPARTMENT OF HAWAIIAN HOME LANDS – PLANNING OFFICE

EXHIBIT C

EXHIBIT D
Hawaiian Homes Commission
Regular Meeting – December 19 – 20, 2022
Item G-1 – Recommendations for grant awards

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

December 19 - 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission
Through: Andrew H. Choy, Acting Planning Program Manager *AC*
FROM: Gigi O. Cairel, Grants Specialist *GC*
SUBJECT: Approval of Recommendations for various Grant Awards

RECOMMENDED MOTION/ACTION

- (1) That the Hawaiian Homes Commission (HHC) approves (i) \$7.5 million allocation from the State General Fund (one-time only); (ii) a \$988,444 allocation from the Native Hawaiian Rehabilitation Fund (NHRF); and (iii) a combination thereof to fund the following organizations for the following grants (statewide).

- a. RFP-23-HHL-001 Grant for improvements to existing facilities on Hawaiian Home Lands
- b. RFP-23-HHL-002 Grant for existing programs and services in existing homesteads
- c. RFP-23-HHL-003 Grant for Project implementation
- d. RFP-23-HHL-004 Grant for Community capacity building

Grant for improvements to existing facilities on Hawaiian Home Lands (RFP-23-HHL-001)

\$1,000,000 to Ka Waihona O Ka Na'auao, Public Charter School for renovations to the school kitchen and cafeteria. The facility is located makai of the Nanakuli homestead, on Hawaiian Home Lands, and was built in 1933.

\$1,000,000 to Moloka'i Homestead Farmers Alliance, dba Moloka'i Homestead Farmers Alliance, for improvements to Lanikeha Center, built in 2000. Funds will be used to continue renovations, including restroom and sewer improvements. The

is an existing facility located in Ho'olehua on Hawaiian Home Lands.

\$1,000,000 to **Princess Kahanu Estates Association**, dba Princess Kahanu Estates Association (PKE), for improvements to the community center and boat yard, built in 1995. Funds will be used for the planning, design and construction of a certified kitchen located on a portion of the boat yard. This is an existing facility located within the PKE homestead, on Hawaiian Home Lands.

\$1,000,000 to **Waiohuli Hawaiian Homesteaders Association, Inc.**, dba Waiohuli Hawaiian Homestead Association, Inc. (WHHA) for improvements to the WHHA community center - He Piko No Waiohuli, built in 2016. Funds will be used to construct an enclosed improvement for the existing community kitchen and for safety lighting in parking areas. This is an existing facility located in the Waiohuli homestead, on Hawaiian Home Lands.

\$980,000 to **Nanakuli Hawaiian Homestead Community Association**, dba Nanakuli Hawaiian Homestead Community Association, for improvements to the Nānākuli Village Center, built in 2019. Funds will be used for the interior build out of three units in the inline retail space to encourage local and Native Hawaiian-owned businesses to lease. This is an existing facility located on Hawaiian Home Lands.

\$400,000 to **Kalamaula Homesteaders Association**, dba Kalamaula Homesteaders Association, for improvements to Kiowea Park, built in the 1990s. Proposed project is to address community safety concerns. Funds will be used for improvements to the parking lot to increase safety and accessibility for all those who use the park, especially Kupuna and those physically-challenged. This is an existing facility located on Hawaiian Home Lands.

**Grant for existing programs and services in existing
Homesteads (RFP-23-HHL-002)**

- \$500,000 to **Habitat for Humanity International**, dba Habitat for Humanity Maui, Inc. to expand and support its 20-year old home repair program to specifically serve lessees. Funds will be used for home safety repairs for economically-disadvantaged lessees in the County of Maui - islands of Maui, Lāna'i and Moloka'i.
- \$500,000 to **Ke Kula Nui 'o Waimānalo**, dba Ke Kula Nui O Waimanalo (KKNOW) to expand and support its 13-year old Mini Ahupua'a for Lifestyle and Mea'ai through Aquaponics (MALAMA) program. Funds will be used to expand MALAMA to lessees in Kona and the island of Moloka'i in response to requests from those homestead areas. Funds will also be used to support lessees to maintain their existing aquaponics systems in Waimānalo, Maui and East Hawai'i homesteads. As part of MALAMA, KKNOW will continue to build homestead capacity to become trainers and local resources within their own homesteads.
- \$447,344 to **Kula No Na Po'e Hawai'i** to expand and support its two-year old Ho'okele Program to lessees in the Papakōlea region. Funds will be used to support 60 beneficiaries with housing placement, conduct 15 workshops and assist lessees to complete applications for additional wrap around services and programs.
- \$400,000 to **Moloka'i Homestead Farmers Alliance**, dba Moloka'i Homestead Farmers Alliance to support its four-year old COVID Relief program. Funds will be used to distribute food, produce, hot meals, home care packages and certificates for drugstore/prescription purchases for lessees island-wide.
- \$331,100 to **Aina Alliance** for its Makai Management project. Started in 2021, the project is for land restoration and community enrichment through aina-based learning and perpetuating cultural principles in the Anahola homestead. Funds will be used to support ongoing efforts to clear and

maintain over 400 acres of Hawaiian Home Lands to address concerns of homelessness, trash dumping and fire hazards. This effort also will serve as a safe, outdoor community learning environment.

\$170,000 to **Waiohuli Hawaiian Homesteaders Association, Inc.**, dba Waiohuli Hawaiian Homesteaders Association, Inc. for its five-year old Waiohuli Economic Development Opportunities Program (WE-DO). This is a training and mentoring program for lessees in Waiohuli and Kēōkea homesteads to build capacity related to general construction and supportive services during the development process of a master-planned community.

Grant for Project Implementation (RFP-23-HHL-003)

\$100,000 to **Ho'opili Farmers Association** for a mulching program to assist lessees with gardening and farming. The program includes training lessees in using mulch and inputs using the Korean natural farming techniques; and provide a delivery service to lessees who do not have access to mulch. HFA intends to use a peer-to-peer method, where beneficiaries are conducting the training for fellow beneficiaries. Proposed program delivery areas are Ho'olehua, Kalamaula, Kamiloloa, One Alii and Kapaakea homesteads.

\$100,000 to **Kalamaula Homesteaders Association**, dba Kalamaula Homesteaders Association to address safety concerns within Kalamaula homestead. Secondly, funds will be used to purchase batteries for the photo-voltaic power system for the new Kiowea Park Pavilion.

\$100,000 to **Kānehili Community Association**, dba c/o Hawaiiana Management Co., Ltd. for the Kapolei Regional Plan Project: *Preserve and Develop Parks to Service the Homestead Community*. Funds will be used to continue the planning phase and start the design of the Kānehili park (Phase 2). The park is intended to serve beneficiaries and the general public.

- \$100,000 to **Ka 'Ohana O Kahikinui, Inc. (KOOK)** for the Kahikinui Regional Plan Project: *Pūnāwai Project and Water Infrastructure Improvements*. The proposed project is an innovative fog drip water collection and distribution system to supply non-potable water for lessees in Kahikinui homestead. Funds will be used for protective fencing for the system and to supplement a current DHHL grant to KOOK for project cost overruns.
- \$100,000 to **'O Maku'u Ke Kahua Community Center**, dba Maku'u Farmers Market for planning and construction of a new community center located in the Maku'u homestead. Funds will be used for updating plans, obtain permitting and to start construction.
- \$100,000 to **Princess Kahanu Estates Association**, dba Princess Kahanu Estates Association to establish a community-based landscaping service to maintain homestead common areas.
- \$100,000 to **Waiohuli Hawaiian Homesteaders Association, Inc.**, dba Waiohuli Hawaiian Homesteaders Association, Inc. (WHHA) to complete planning and due diligence (HRS Chapter 343 Environmental and 6E compliance) for approximately 150 acres of Hawaiian Home Lands. WHHA intends to use the land to serve as the site to implement the Waiohuli Economic Development Opportunities (WE DO) program.

Grant for Community Capacity Building (RFP-23-HHL-004)

- \$15,000 to **Ho'opili Farmers Association** for board training, membership outreach, strategic planning and completing a business plan.
- \$15,000 to **'O Maku'u Ke Kahua Community Center**, dba Maku'u Farmers Market for strategic planning, developing collateral materials for future grant writing, and developing a grants management system.

\$15,000 to **Princess Kahanu Estates Association**, dba Princess Kahanu Estates Association (PKEA), for membership outreach and to perpetuate cultural practices. Funds will be used to expand PKEA's Kanikapila sessions by adding ukulele classes and a Hula Halau for keikis.

\$15,000 to **Waiohuli Hawaiian Homesteaders Association, Inc.**, dba Waiohuli Hawaiian Homesteaders Association, Inc. to secure technical assistance for board governance, leadership succession, program development, marketing and community outreach.

- (2) That the HHC approves carrying over to the 2023 - 2024 fiscal year, any of the approved allocated funds that cannot be encumbered by contract by June 30, 2023.

BACKGROUND

As part of the Native Hawaiian Development Program Plan (NHDPP), Hawaiian Home Land Trust Grants are made available to nonprofit organizations provided the purpose of the assistance is to benefit native Hawaiians. Over the years, grants have been offered in several program areas – including COVID relief projects, Capacity Building, Project Implementation, Regional Plan Priority Projects, Community Economic Development, and Agriculture Peer-to-Peer – as a means of implementing the community development component of the NHDPP. Grant offerings reflect DHHL priorities and community interests.

The Hawaii State Legislature appropriated a one-time only \$10 million in State General Funds to the Department of Hawaiian Home Lands (DHHL) for "services to existing homesteads."

The Hawaiian Homes Commission (HHC) at its regularly scheduled meeting on June 20 - 21, 2022, approved the department's agency budget for Fiscal Year 2023 (FY). The approval included allocating \$7.5 million from the \$10 million in State General Funds (as described above) to the DHHL Native Hawaiian Development Program Plan (NHDPP). These funds are to be used as a funding source for the DHHL Community Development Grants program to provide "services to existing homesteads."

Additionally, the HHC approved a \$1 million allocation from the Native Hawaiian Rehabilitation Fund (NHRF) as a funding source for

the DHHL Community Development Grants program. This brings the total DHHL Grants budget for FY 23 to \$8.5 million. These funds were administratively allocated as follows in Table 1 below.

TABLE 1
FY 2023 Grants Budget Amounts

Request for Proposal (RFP)	Budget amount	Source of Funds
RFP-23-HHL-001 Existing facilities on Hawaiian Home Lands	\$3,000,000	State General Funds (one-time only)
RFP-23-HHL-002 Existing programs and services in existing homesteads	\$4,000,000	State General Funds (one-time only)
Sub-Total	\$7,500,000	STATE
RFP-23-HHL-003 Project Implementation	\$700,000	Native Hawaiian Rehabilitation Fund
RFP-23-HHL-004 Community Capacity building	\$300,000	Native Hawaiian Rehabilitation Fund
Sub-Total	\$1,000,000	NHRF
TOTAL FY 2023 Grants Budget	\$8,500,000	STATE and NHRF

The implementing action to deploy the funds is through the DHHL Community Grants program. Solicitation Notices for these grants follow the State Procurement rules using the Competitive Sealed process or "Request for Proposal." Notices were posted on July 27, 2022, with a October 6, 2022 deadline. Notices were posted on the State Procurement Website and the DHHL Website; email notifications sent to beneficiary organizations; and grant information meetings (virtual) were held on August 2, 3 and 5, 2022. Meetings were recorded and available on the DHHL website - <https://dhhl.hawaii.gov/procurement/rfp-23-hhl-001-grant-for-improvements-to-existing-facilities-on-hawaiian-home-lands-statewide/>. Grant eligibility was open to nonprofits designated by the US Internal Revenue Service as federally tax-exempt 501(c)(3); or, nonprofits incorporated under HRS 414D Nonprofit corporation act; or, associations incorporated under HRS 421J Planned Community (DCCR homesteads).

Table 2 below shows the timeline and process as published in all the RFP grant application packets.

Table 2
Deadline, Processing Time, and Project Timeframes
Subject to Change

As per Addendum No. 2, which was issued November 14, 2022

Key Dates and Times	Activity
July 27, 2022	RFP Release Date
<ul style="list-style-type: none"> Tuesday, August 2, 2022 - 6:00 - 8:00 PM HST Wednesday, August 3, 2022 - 6:00 - 8:00 PM HST Friday, August 5, 2022 - 10 AM - 12 PM HST 	Optional Pre-proposal orientation sessions. Please go to the DHHL website (dhhl.hawaii.gov/procurement/) for information on how to attend the pre-proposal orientation and obtain the recording.
August 12, 2022 by 4:00 PM HST	Deadline to submit written questions to DHHL.Grants@hawaii.gov
September 9, 2022m 4:00 PM HST	DHHL's response to questions. Responses to be posted at: https://hands.ehawaii.gov/hands/opportunities
September 30, 2022, 2:00 PM	Pre-proposal modification and withdrawal notice to DHHL shall be accepted at: DHHL.Grants@hawaii.gov
October 6, 2022 - 2:00 PM HST	Proposals' due date/time. Electronic submittals shall be accepted at: DHHL.GrantsRFP@hawaii.gov
October - November, 2022	Proposal evaluations by the DHHL Grant Review Committee
November 2022	Matrix of scores completed
November 21 - 22, 2022 DECEMBER 19 - 20, 2022	Award recommendations and Hawaiian Homes Commission's approval
December 2022 JANUARY 2023	Notifications to all applicants and grant agreement review
TBD	Estimated grant agreement start date

Dates subject to change

DISCUSSION

A total of thirty-two (32) grant applications were received by the October 6, 2022 deadline and email notifications were sent to each applicant to acknowledge receipt. See Table 3 below. One applicant submitted a revised application after the

October 6, 2022 deadline. The revised application was not accepted and the applicant was notified in writing.

Table 3
Number of applications received by island
and received by the grant deadline

Applications received	Organizations submitting	Island
13	9	O'ahu
2	2	Kaua'i
7	3	Maui
6	3	Moloka'i
0	0	Lāna'i
4	3	Hawai'i
32	20	TOTAL

Per the RFPs, applications underwent two reviews. Phase 1 review was for eligibility, completeness and compliance.

- Two applications were incomplete.
- The applicant for one application was ineligible.

The above three (3) applicants were notified in writing.

Out of the 32 received, 29 applications were then forwarded to the Grants Review Committee for the Phase 2 review. The committee consisted of qualified individuals and a mix of department staff and an external individual. The committee reviewed the proposed project goals, work plan scope, budget and timeline, and potential benefit to beneficiaries of the Hawaiian Homes Commission Act of 1920, as amended (HHCA). The grant application packets included a description of the review process, a detailed explanation of all the review factors, and stated that "applications with any missing items will be returned without being reviewed." A checklist was provided in the application packet to assist applicants. All required forms were also included in the application packet.

For RFP-23-HHL-001, a total of seven (7) applications were received by the October 6, 2022 deadline. All applications were complete and all applicants were in compliance with Hawaii Compliance Express. Thus, all seven (7) applications were forwarded to the Grants Review Committee for further review. The total amount requested was \$5,380,000. This amount is far above the budget allocation of \$3,000,000. Per the RFPs, the department

may supplement this RFP with the balance of un-allocated funds from any other RFP.

For RFP-23-HHL-002, a total of ten (10) applications were received by the October 6, 2022 deadline. All applications were complete and all applicants were in compliance with Hawaii Compliance Express, except for one. Thus, nine (9) out of the ten (10) total received were forwarded to the Grants Review Committee for further review. The total amount requested was \$2,348,444. This amount is well within the budget allocation of \$4,500,000. Per the RFPs, the department may move the balance of un-allocated funds to any other RFP. Such funds will be moved to supplemental recommended awards for RFP-23-HHL-001.

For RFP-23-HHL-003, a total of ten (10) applications were received by the October 6, 2022 deadline. All applications were complete and all applicants were in compliance with Hawaii Compliance Express, except for two (2). Thus, eight (8) of the ten (10) total received were forwarded to the Grants Review Committee for further review. The total amount requested was \$700,000. This amount is equal to the budget allocation of \$700,000.

For RFP-23-HHL-004, a total of five (5) applications were received by the October 6, 2022 deadline. All applications were complete and all applicants were in compliance with Hawaii Compliance Express. Thus, all applications were forwarded to the Grants Review Committee for further review. The total amount requested was \$60,000. This amount is well within the budget allocation of \$300,000. Per the RFPs, the department may move the balance of un-allocated funds to any other RFP. Such funds will be moved to supplemental recommended awards for RFP-23-HHL-001.

Table 4 below is a summary of grant budget amounts, grant application requested amounts and DHHL recommended amounts. Further details are found in Exhibits A, B, C and D.

TABLE 4
Summary of Budgeted, Requested and Recommended Amounts

Request for Proposal (RFP)	Budgeted amount	DHHL Funds Requested	Recommended Amount	Sources of Funds
RFP-23-HHL-001	\$3,000,000	\$5,748,034	\$5,380,000	State NHRF
RFP-23-HHL-002	\$4,000,000	\$3,515,644	\$2,348,444	State
RFP-23-HHL-003	\$700,000	\$795,000	\$700,000	NHRF
RFP-23-HHL-004	\$300,000	\$75,000	\$60,000	NHRF
TOTALS	\$8,500,000	\$10,133,678	\$8,488,444	

The funding recommendations were made based on the following evaluation criteria. The criteria below were stated in each grant application packet and presented by DHHL staff at the grant informational meetings. Meetings were held virtually on August 2, 3 and 5, 2022, and recorded for later viewing.

Evaluation Criteria for all RFPs, except for RFP-23-HHL-004:

- (1) Organizational Capacity: evaluates the applicant's capacity (ie, people resources, administrative systems, technical capacity) and track record to carry out the proposed project work plan and activities; to handle grant funds responsibly; and to promptly expend the grant funds.
- (2) Project Readiness: evaluates the project's readiness including a clear project proposal, project team structure is operational, and project budget is realistic.
- (3) Beneficiary Involvement and Partnerships: evaluates the extent to which beneficiaries identified the need for the project, beneficiary involvement with planning and participating in the project.
- (4) Sustainability: evaluates the applicant's preparedness to maintain the project after the grant is completed; leadership succession planning; and sound business plan.

RFP-23-HHL-004 Community Capacity Building Evaluation Criteria:

- (1) Building capacity: demonstrate how it will increase its own capacity, capability, knowledge and/or skills through a program of training and technical assistance.

- (2) Target population: How many beneficiaries will be assisted? Describe your organization's current projects to serve beneficiaries.
- (3) Soundness of approach: Is the plan for implementation viable? Does the proposal have SMART objectives? Do the results, benefits, and outcomes relate to a clearly defined need?
- (5) Sustainability: How will the project be continued after DHHL funding? Is there a contingency plan if partial funding is awarded?

Matching funds and in-kind donations were optional; however, additional points were provided for match. For RFP 002 and 003, additional points were given for Regional Plan Priority Projects.

A summary list of funding recommendations and details of the grant applications that were reviewed are attached in Exhibits A, B, C, and D.

AUTHORIZATION

Community Grants are one form of assistance to implement the Community Development component in the NHDPP. The current 2022 - 2024 NHDPP was approved by the HHC in June 2022. The NHDPP is authorized under HAR Chapter 6.1 of Title 10. Further, the NHDPP shall be funded by NHRF, federal, state, county and private sources.

In consultation with the State Department of Accounting and General Services, State Procurement Office, DHHL's Community Development Grant Program is modeled after the State of Hawaii's procurement process known as Competitive Sealed Proposals or "Request for Proposals." The law and rules governing this form of procurement are covered under Hawai'i Revised Statutes Section 103D-303 and HAR Subchapter 6.

RECOMMENDED MOTION/ACTION

DHHL staff respectfully requests approval of the recommended motion as stated above.

EXHIBIT A

RFP-23-HHL-001
Grant for Improvements to Existing Facilities on Hawaiian Home
Lands (Statewide)
Grant Applications
Funding Recommendations

Applicant	DHHL Funds Requested	Other Funds	In-Kind	Total Project Cost	Recommended Amount
Kaala Farm Inc.	\$368,034	\$0	\$24,000	\$392,034	\$0
Kalamaula Homesteaders Association	\$400,000	\$200,000	\$0	\$600,000	\$400,000
Ka Waihona O Ka Na'auau Public Charter School	\$1,000,000	\$1,000,000	\$0	\$2,000,000	\$1,000,000
Moloka'i Homestead Farmers Alliance	\$1,000,000	\$0	\$18,500	\$1,018,500	\$1,000,000
Nanakuli Hawaiian Homestead Community Association	\$980,000	\$0	\$45,000	\$1,025,000	\$980,000
Princess Kahanu Estates Association	\$1,000,000	\$201,000	\$0	\$1,201,000	\$1,000,000
Waiohuli Hawaiian Homesteaders Association, Inc.	\$1,000,000	\$0	\$75,000	\$1,075,000	\$1,000,000
TOTAL	\$5,748,034	\$1,401,000	\$162,500	\$7,311,534	\$5,380,000

EXHIBIT A

Kaala Farm, Inc.

Funds Requested	\$368,034
Funds Recommended	\$0

PROJECT DESCRIPTION

The roots of Ka'ala Farm and its Cultural Learning Center reach back to the early 1970s, when a group of youth involved with the Wai'anae Rap Center began hiking in the uplands of Wai'anae Valley. There, they stumbled upon rock terraces. Un-versed in their culture, they did not recognize them as lo'i kalo (wet taro fields). They took the time to find out what they were, and soon began a voyage of rediscovery.

Over the past 39 years, Ka'ala Farm has offered a stabled, enduring anchor for the community. Its founders have seized opportunities. The Children's Education Program provides elementary school children a hands-on opportunity to experience Hawaiian culture by planting kalo, making poi, creating kapa (bark cloth), and learning from kupuna in the ancient oral tradition. Wai'anae High School students in the Hawaiian Studies Program work with Ka'ala staff and volunteers to map pre-contact archeological sites and re-vegetate coastal and valley areas with native Hawaiian plants. Reaching out to the adult community, Ka'ala offers work therapy at the Learning Center for substance abusers and guided tours to interested visitors.

Kaala Farm Inc. is not structured as a membership-based organization. The proposal indicates that five out of the six board members are beneficiaries.

The proposed micro-grid project will add an off-grid energy system to power kitchen appliances at Ka'ala Farm. This system - consisting of ground-mounted solar and battery storage - will satisfy the energy needs for food production at the Ka'ala Farm cultural learning center. The farm kitchen will have refrigeration, an electric stove, oven, steamer, mill, and other equipment for preparing kalo and other produce from the farm.

Kaal Farm conducted an energy audit and determined a need for 23 kilowatts of electricity, with a 41 kilowatt-hour battery to provide additional power overnight.

RATIONALE FOR RECOMMENDATION

The proposal lacks detail about beneficiary involvement in Ka'ala Farm programs and the planning for this project. It is not clear how beneficiaries will benefit in the long term. There is no evidence of support from beneficiaries nor homestead associations. And, there was no budget narrative provided to explain the budget items and how they relate to the proposed project.

The committee recommends no funding.

Kalamaula Homesteaders Association

Funds Requested	\$400,000
Funds Recommended	\$400,000

PROJECT DESCRIPTION

Kalamaula was the first Hawaiian homestead community developed in 1921 as a demonstration project alongside the authoring of the Hawaiian Homes Commission Act. The Kalamaula Homesteaders Association (KHA) was founded in 1961 and received its federal 501(c)(3), charitable, tax-exempt in status in 2010. KHA was established to:

- (1) Challenge and inspire youth who live on homestead land to achieve their full potential b providing support ad opportunities for advancement in education
- (2) Promote better health for our Kalamaula community and homesteaders outside of Kalamaula through education
- (3) Preserve and protect Hawaii's natural environment, including Kiowea Park in Kalamaula, through stewardship of our lands consistent with Hawaiian culture, values, and traditional resource management methods.

KHA is a membership organization and currently has 55 active and paid members. The proposal indicates that all seven board members are beneficiaries.

The proposed project addresses the safety and compliance issues with the parking infrastructure surrounding the existing Kiowea Park Pavilion. The goal is to resurface the current parking lot to provide wheelchair accessible parking; solar powered lights for parking lot safety; and a drainage system to avoid flooding. The proposed project also includes renovating the roofs covering the Pavilion and the detached restrooms. The shingle-cover rooftops on both buildings are the original from the 1990s. Lastly, the

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proposed project includes renovating the existing concrete walkway that connects the Pavilion to the restrooms. The current condition is old, crooked and uneven, thus unsafe footing for users, particularly for Kupuna.

RATIONALE FOR RECOMMENDATION

KHA has strong organizational capacity and track record. Though the proposed work plan is general, it indicates KHA's understanding of the process and steps to successfully complete the project. KHA's proposal included support letters from the Molokai Homestead Livestock Association, Molokai Hunting Club and Kula Kaiapuni o Kualapu'u, among others. Lastly, KHA has implemented one State Grant-In-Aid and several DHHL grants. One major accomplishment is that 90% completion of the construction of the new Kiowea Park Pavilion and kitchen.

Committee notes that additional efforts will be needed for preparation of a facility business and operations plan; and a financial plan for future facility operations and maintenance.

KHA is a current DHHL grantee and is performing well. KHA also has submitted two proposals to the current DHHL grants cycle.

The committee recommends full funding.

Ka Waihona o ka Na'auao Public Charter School

Funds Requested	\$1,000,000
Funds Recommended	\$1,000,000

PROJECT DESCRIPTION

Ka Waihona o ka Na'auao's mission is to create socially responsible, resilient, and resourceful young men and women by providing an environment of academic excellence, social confidence, and Hawaiian cultural awareness. Ka Waihona opened its doors in the school year 2002-2003. From its inception, Ka Waihona has had humble roots that continue to ground the work of all its staff members. Ka Waihona is structured to be responsive to the learning styles, Hawaiian cultural values, and future desires of the families in its community.

Ka Waihona provides educational opportunities (grades K - 8) to all students whose 'ohana resides in DHHL homestead areas,

including Kapolei, Nānākuli, Lualualei, Mā'ili, Princess Kahanu Estates, Makaha Valley, and Wai'anae communities.

Ka Waihona took the time to conduct a survey in 2022

- o Out of the 625 enrolled student body, 160 responded
- o 38.8% (62) of the responses indicated they are beneficiaries
- o 50 survey participants answered that they reside on Hawaiian Homestead land

The proposed project is to renovate the school cafeteria and kitchen with the goal to operate a fully-certified kitchen and cafeteria. The purposes of the proposed project are as follows:

- o Provide a spacious kitchen area and sufficient eating space
- o Proper ventilation for enclosed spaces and less hardware on the floor to avoid injury or spills
- o Design to allow for a school meal service of at least 1,000 students
- o Main objective is to secure a safe zone for anyone entering the building

RATIONALE FOR RECOMMENDATION

Ka Waihona has strong organizational and administrative capacity and provided a clear description of the project. There is a clear benefit to beneficiaries. Ka Waihona also is providing 1:1 cash match.

Ka Waihona has managed the existing facility and delivered programs for 18 years, however, there was no mention of previous construction experience. A \$2 million improvements project is a major undertaking. Ka Waihona is relying on in-house staff to carryout this project. Ka Waihona was proactive in planning and took steps to consult with the State Department of Health and others to understand the process and approvals needed for such an undertaking. Additionally, Ka Waihona should be aware of DHHL processes and approvals, including addressing the State Hawaii Revised Statute (HRS) Chapter 343 Environmental, HRS Chapter 6E compliance, and DHHL design and construction plan approvals. Lastly, as DHHL has experienced with other construction projects due to the effects of the COVID pandemic and other economic issues, construction materials are limited, shipping times are lengthy, and costs have dramatically increased for construction labor, supplies and materials. Ka Waihona should be mindful of these factors and adjust its project timeline accordingly.

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Ka Waihona would be a first-time DHHL grantee.
The committee recommends full funding.

Moloka'i Homestead Farmers Alliance

Funds Requested	\$1,000,000
Funds Recommended	\$1,000,000

PROJECT DESCRIPTION

MHFA was organized in 2005 by a group of homestead farmers advocating for beneficiary water and resources. MHFA's mission is to advocate for the protection of water rights for all homestead farmers evolving to all farmers in commercial operations, food safety, technical and subsistence farming.

MHFA is a membership organization with 202 members and over 1,000 family members registered and enrolled in MHFA programs and events. MHFA also has partnerships with the Ahupua'a o Molokai, Ho'olehua Homestead, Kalamaula Homestead and Makakuoha Cooperative.

MHFA has a License with DHHL to manage the Lanikeha Center in Ho'olehua. The facility was built by DHHL in 2000. With State Grant-In-Aid funds, MHFA recently completed major renovations, including replacement of hall floors; added ceiling fans; interior/exterior paint; new kitchen appliances; improved outside lighting; added a photovoltaic system, internet/wireless and speaker/sound system.

The proposed project is to continue renovations to Lanikeha Center, specifically to renovate the restrooms and repair the sewer system.

RATIONALE FOR RECOMMENDATION

MHFA is a well-established organization, with capacity and a strong track record. With the GIA, MHFA completed the Phase 1 renovation project in five years and during the COVID pandemic. Project cost was \$1.75 million. The proposed project is shovel ready.

MHFA strengths and assets include its board and leadership; drive and focus to address community needs; ability to attract resources; and its broad and diverse network of volunteers, community organizations, and government agencies that contributed labor, donations, equipment and funding to support

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MHFA programs and services. The proposed project is shovel ready.

Committee notes that additional efforts will be needed to update MHFA's facility business and operations plan; and a financial plan for future facility operations and maintenance.

MHFA has successfully completed four prior DHHL grants. MHFA also submitted two proposals to the current DHHL grants cycle.

The committee recommends full funding.

Nanakuli Hawaiian Homestead Community Association

Funds Requested	\$980,000
Funds Recommended	\$980,000

PROJECT DESCRIPTION

The Nanakuli Hawaiian Homestead Community Association (NHHCA) was formed in 1987 and received its federal 501(c)(3) tax-exempt designation in 2001. NHHCA is an economic development organization on the Wai'anāe Coast with a mission to protect the interest of native Hawaiians as they pertain to the Hawaiian Home Lands Trust and provide services to the homestead.

NHHCA has five board members and the proposal indicates all are beneficiaries. NHHCA has special members, who are kupuna serving as the recognized Hawaiian cultural experts from all Nānākuli Nei, for the expressed purpose to be guardians and gatekeepers of the language, culture, arts and protocols of the Native Hawaiian people. Associate membership is open to all individuals residing on Nanakuli Hawaiian Homestead Land.

NHHCA, with its partner Hawaiian Community Development Board (HCDB), developed the Nanakuli Village Center project in 2019. The center includes a multi-purpose learning center; a 48-unit affordable housing complex; a satellite clinic of the Wai'anāe Coast Comprehensive Health Center; and Longs Drugs as the anchor tenant. Thus far, the center has benefitted the community in many ways, including bringing much-needed health care services to the area; offering employment opportunities; providing space for local businesses; and providing a gathering place for area residents.

The current dilemma that NHHCA is facing is that after three years in operation, NHHCA has not been able to realize any

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revenue. Operating costs and debt payments have exceeded and/or has been the same as the amount of revenue generated by commercial tenant rent payments, NHHCA is barely breaking even on an asset that was designed to generate revenue for NHHCA to fulfill its mission.

There are three (3) retail bays at the center's inline building that are still vacant. Typically, the development concept of leaving units un-improved was to give tenants the flexibility to design and build out their own space. The challenge is to fill the three units at this location and in the current market.

NHHCA is seeking DHHL grant funds to build out the interiors of these three units, thus making them more attractive for local businesses and nonprofits to consider leasing the spaces.

RATIONALE FOR RECOMMENDATION

NHHCA has demonstrated capacity and track record with completion of the Nanakuli Village Center in 2019. Much of the success was due to reliance on outside project management and partners. There is little indication of building community capacity. The organization is in a transitional stage, with aging leadership and capacity could change unexpectedly. The proposed project is shovel ready. However, there was no information on covering management and maintenance costs with future net profits to substantiate the proposed approach. The potential for local economic development to support NHHCA's mission and to achieve fiscal sustainability is a compelling reason for funding.

The committee recommends full funding.

Princess Kahanu Estates Association

Funds Requested	\$1,000,000
Funds Recommended	\$1,000,000

PROJECT DESCRIPTION

Incorporated in 1995 and achieved federal 501(c)(3) charitable, tax-exempt status in 2016, Princess Kahanu Estates Association (PKEA) is a homeowners association, serving 271 lessees. PKEA has a DHHL license for 0.97 acres, which includes the existing PKEA office, community center, boatyard and common areas. With various community partners and beneficiary involvement, PKEA has

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a long history of implementing community projects, including rental and maintenance of the boatyard, neighborhood watch, Kanikapila night, and annual turkey imu of Thanksgiving. Building on these earlier programmatic and project experiences, PKEA is poised to take on larger-scale projects.

PKEA was awarded a DHHL Regional Priority Project grant in 2020 to start the planning and due diligence to renovate and expand the existing community center, boatyard and begin plans for a new pavilion.

PKEA seeks additional funds to focus on the planning, design and construction of a certified kitchen on a portion of the existing boat yard.

RATIONAL FOR RECOMMENDATION

PKEA has strong administrative capacity and has demonstrated ability to obtain funds. It has minimal experience with construction projects as evidenced by the slow progress of the current open DHHL grant. This proposal shows a good team on board, so there is a strong likelihood of project success. The infusion of a significant amount of funds will also increase the likelihood of project success. The project description and work plan lack details and consultant roles and tasks still need to be clarified. Given these limitations, the committee believes that this project has great potential. The potential for local economic development to achieve fiscal sustainability is a compelling reason for funding.

Committee notes that additional efforts will be needed for preparation of a facility business and operations plan; and a financial plan for future facility operations and maintenance.

PKEA has had multiple grants from DHHL and has performed well. PKEA also has applied to all RFPs in this DHHL grant cycle (total of five proposals).

The committee recommends full funding.

Waiohuli Hawaiian Homesteaders Association, Inc.

Funds Requested	\$1,000,000
Funds Recommended	\$1,000,000

PROJECT DESCRIPTION

Waiohuli Hawaiian Homesteaders Association, Inc. (WHHA) was formed in 1999 and is comprised of DHHL Lessees. WHHA was organized and established to unite under the mana of all Hawaii Nei, to protect, preserve and defend the Hawaiian Home Lands Trust and combine our efforts for the rehabilitation and betterment of all native Hawaiian beneficiaries.

In 2007, WHHA secured 5 acres within the Waiohuli homestead from DHHL for community use. In 2009, WHHA obtained an additional 12 acres. This is the current site of WHHA's existing community center and park, He Piko no Waiohuli, built in 2016.

The proposed project is to construct a 2,304 square feet enclosed attached improvement to existing community kitchen and to install exterior site lighting in the existing parking areas.

RATIONALE FOR RECOMMENDATION

WHHA has demonstrated capacity and track record with completion of the current facility. Much of the success was due to reliance on outside project management and partners. WHHA also has brought in funding and in-kind donations of labor and equipment from non-DHHL sources. In another grant proposal, WHHA intends to establish a training and mentoring program to build community capacity in project management, construction and related support services. The project is shovel ready.

Committee notes that additional efforts will be needed for preparation of a facility business and operations plan; and a financial plan for future facility operations and maintenance.

WHHA has only had one grant from DHHL. Previous funding is from State Grants-In-Aid and other sources. For this current DHHL grant cycle, WHHA submitted proposals to each RFP.

The committee recommends full funding.

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EXHIBIT B

RFP-23-HHL-002

Grant for Existing Programs and Services in Existing Homesteads
(Statewide)

Grant Applications
Funding Recommendations

Applicant	DHHL Funds Requested	Other Funds	In-Kind	Total Project Cost	Recommended Amount
Aina Alliance	\$331,100	\$0	\$0	\$331,100	\$331,100
College-In-7, Inc.	\$167,200	\$0	\$0	\$167,200	\$0
Habitat for Humanity International	\$500,000	\$0	\$0	\$500,000	\$500,000
Ka 'Ohana O Kahikinui, Inc.	\$500,000	\$0	\$0	\$500,000	\$0
Ke Kula Nui O Waimānalo	\$500,000	\$0	\$84,000	\$584,000	\$500,000
Kula No Na Po'e Hawai'i	\$447,344	\$93,813	\$0	\$541,157	\$447,344
Moloka'i Homestead Farmers Alliance	\$400,000	\$7,000	\$44,700	\$451,700	\$400,000
Princess Kahanu Estates Association	\$500,000	\$0	\$0	\$500,000	\$0
Waiohuli Hawaiian Homesteaders Association, Inc.	\$170,000	\$170,000	\$0	\$340,000	\$170,000
TOTAL	\$3,515,644	\$270,813	\$128,700	\$3,915,157	\$2,348,444

Aina Alliance

Funds Requested	\$331,100
Funds Recommended	\$331,100

PROJECT DESCRIPTION

Aina Alliance formed to address a community need. Over the years, the community witnessed the growing problem of homelessness, trash dumping and fires in the un-used lands and coastline. Fishing areas were obstructed by illegal camping. Significant amounts of abandoned vehicles and household goods littered the area. Community was faced with this derelict state of the environment that was once had beautiful beaches and coastline.

Aina Alliance has accomplished great success in a short time to mitigate fire hazards and remove waste. This was possible with the help of community partners, volunteers and resource agencies who turned out in droves to assist the clean up efforts.

Aina Alliance is keen to capacity building, including attention to succession planning; preparing a business plan; and setting up committees to involve community and others to participate in Aina Alliance's efforts and be the driving force towards achieving Aina Alliance's goal.

The proposed project - Makai Management - is to clear and maintain over 400 acres of Hawaiian Home Lands for the purposes of land restoration and community enrichment through aina-based learning and perpetuating cultural principals. Specific tasks include the following.

- Clear heavy brush and reduce fire fuel loads
- Clear and maintain fire breaks and access roads
- Remove abandoned vehicles and household goods/appliances
- Install security fencing

RATIONALE FOR RECOMMENDATION

On its own initiative with the Anahola community, Aina Alliance has gained project experience and good partnerships in a short period of time. In February 2022, Aina Alliance obtained a DHHL Right-of-Entry and is seeking a DHHL License. Additionally, Aina Alliance has been actively participating in the recent DHHL Anahola regional plan process and beneficiary consultations. Many individuals affiliated with Aina Alliance and project volunteers

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are beneficiaries, including two out of the four board members. This organization is off to a good start. Project workplan, budget and timeline are reasonable. And, with the numerous partners, this will help ensure adequate volunteers to complete the work.

An initial investment from DHHL comes at a good time for this organization to grow, take on the land management kuleana in the homestead area, and continue presence and the project momentum. Project is shovel ready.

Committee notes that additional efforts will be needed for fund development to sustain Aina Alliance's efforts after land clearing; completing Aina Alliance's business plan; and a financial plan to sustain the Makai Management program.

Aina Alliance would be a first-time DHHL grantee.

The committee recommends full funding.

College-In-7, Inc.

Funds Requested	\$167,200
Funds Recommended	\$0

Project Description

College-In-7 (Ci7) is an emerging nonprofit organization seeking to enhance the educational opportunities of students (grades 7 to 12) in Nanakuli to develop sound reasoning skills, social confidence, and Hawaiian cultural appreciation. Though Ci7's focus is on math tutoring, Ci7 seeks to encourage students to find their passions and to do their best efforts to pursue prosperous and respectable lives. Ci7 provides school supplies, math textbooks and Report Card Awards. Ci7 began assisting students in 2017 by providing a summer Math Camp for four Nanakuli students. Additional Math Camps were also conducted in 2019, 2021 and 2022, each with four students. Location of the camps were varied, based on partnerships and space availability for a learning environment and storage of supplies. Ci7's biggest challenge has been recruiting students in the Nanakuli homestead. The ultimate goal is to work with students over a six year period and to guide them into college in the seventh year.

The proposed project is to support the Ci7 Math Camp and Extended Services. Specifically, funds will be used for an

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executive director and a teacher aid position; program staff; supplies for the Match Camp and other services.

RATIONALE FOR RECOMMENDATION

College-in-7 is a startup nonprofit with limited administrative capacity and limited track record. Though three Math Camps were conducted, results and long-term impacts remain to be seen. The proposed project does address a Priority Project in the DHHL Nanakuli Regional Plan. However, there was no indication from the proposal of the community's interest and involvement in this project, specifically from homesteaders themselves and homestead associations.

The committee recommends no funding.

Habitat for Humanity International

Funds Requested	\$500,000
Funds Recommended	\$500,000

PROJECT DESCRIPTION

Habitat Maui was established in 1996 and became an affiliate of Habitat for Humanity International in 1997. Habitat serves low-income residents in the County of Maui. Its mission is to build decent housing and renovate substandard housing - in partnership with community volunteers and potential homeowners - so that homelessness and substandard housing in Maui County are eliminated. Habitat Maui is not a membership organization.

Habitat Maui has worked with DHHL and lessees for more than 20 years and formalized a Memorandum of Understanding with DHHL in 2002. Habitat Maui completed five homes in Paukūkalo, two homes in Wai'ehu Kou III, 12 homes in Wai'ehu Kou IV, and 13 homes in Waiohuli-Kēōkea (with six more in the construction pipeline).

In 2019, Habitat Maui expanded its service area to include Molokai and, most recently, completed extensive safety repairs for five kupuna beneficiaries. Currently, Habitat Maui has 14 applications from Lessees in Maui County, including from the Ho'olehua homestead for home repair projects.

The proposed project is to expand and support Habitat Maui's existing home repair program by offering services specifically to qualifying lessees. Habitat Maui proposes to serve a total of

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50 lessees. Safety-related repairs will be offered at no cost to Lessees. Over time, small safety issues that can be addressed early on, can prevent more serious and more expensive repairs and remediation later on. The long term impact of Habitat's assistance is to help the Lessee save significant future expenses, minimize stress and physical injury in the long term.

RATIONALE FOR RECOMMENDATION

Habitat Maui clearly has strong capacity and a strong track record. Work plan and Budget are aligned and reasonable. This project is shovel ready.

- Over 20 years providing repair/renovation services to the general public as well as experience providing financial assistance to qualifying DHHL lessees.
- Strong administrative capacity, including grants management, is evident in the proposal, with citations of grant funding from Office of Hawaiian Affairs and Maui County; and description of Habitat's process and procedures for project participant intake, home repair assessment and follow up, including before and after photos to document job completion.

Habitat Maui is self-aware of its capacity and lessons learned. Habitat Maui has Identified the following capacity areas and is making efforts to address:

- Leadership succession, as its original Executive Director will be stepping down.
- "One of the biggest takeaways is the importance of open and honest communication on all levels throughout the organization's transition process to ensure that all parties affected can build trust and move forward together."
- Having a Strategic Plan. Habitat Maui completed a Strategic Plan in 2016. It proved to be helpful to map out what was needed when confronted with unexpected situations such as the COVID pandemic. Habitat Maui commits to undertake another Strategic Planning process in the early term of the new Executive Director.

Beneficiary involvement

- Has an MOU with DHHL since 2002.
- Completed total of 32 new homes in Paukūkalo, Wai'ehu Kou Phase 3 and 4, and Waiohuli-Kēōkea homesteads.

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- Pipeline includes one home under construction in Waiohuli-Kēōkea and five more new homes.
- In 2019, Habitat Maui expanded its services to Molokai and, more recently, completed safety repairs for 5 kupuna lessees.
- For repair/renovation projects, Habitat Maui has 14 applications from DHHL Lessees, with the most recent requests from Molokai.
- Planning phase includes on-site Assessment, Lessee may also provide "sweat equity" in working with Habitat staff and volunteers, evaluation by participating in the final walk through and follow up surveys.

Committee notes that additional efforts will be needed for fund development to sustain the program after DHHL grants end.

Habitat would be a first-time DHHL grantee.

The committee recommends full funding.

Ka 'Ohana o Kahikinui, Inc.

Funds Requested	\$500,000
Funds Recommended	\$0

PROJECT DESCRIPTION

Ka 'Ohana O Kahikinui (KOOK) is a federal 501(c)(3) charitable, tax-exempt organization that was started in 1992 by native Hawaiian beneficiaries of the Hawaiian Home Lands Trust to provide DHHL beneficiaries the opportunity to re-settle and restore the Moku of Kahikinui on the island of Maui. KOOK's main purpose is to improve and enrich the lives of all Kahikinui residents as well as be good stewards of the land. KOOK's primary focus is to assist Hawaiians in resettling the land, establishing a community, and pursuing community-based economic development. KOOK also engages in and supports reforestation efforts to improve water, agricultural, cultural and economic resources that are associated with a healthy upland forest. KOOK has been involved with Leeward Haleakala Watershed Restoration Partnership (LHWRP)/ Uhiwai O Haleakalā since DHHL joined with adjacent landowners to protect and restore over 43,000 acres of native watershed forest through LHWRP's creation in 2003.

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The proposed project - Kahikinui Forest Restoration - will continue the process of community-based restoration by seed collection, invasive species management, outplanting and outreach efforts. 40,000 plants will be planted across 340 acres. The project is an identified Priority Project in the DHHL Regional Plan for Kahikinui -- *Resource Management and Develop a New Stewardship Economy*.

RATIONALE FOR RECOMMENDATION

Ka 'Ohana O Kahikinui (KOOK) has limited capacity to carryout a project of this scale. More than half of the funds is to be contracted out to KOOK's partner, Uhiwai o Haleakalā, for staff salaries. Little information was provided about the partner, who will be doing the work. The project description and beneficiary involvement is very general. Lastly, the proposal indicates that KOOK nor its partner, Uhiwai, have a business plan nor intend to pursue one for this long term undertaking.

Further, KOOK has an open DHHL grant since 2018 and progress has been minimal. The grant recently was time-extended a second time. And, the project is on a much smaller scale compared to this proposed reforestation project.

KOOK submitted two proposals to the current DHHL grants cycle.

The committee recommends no funding.

Ke Kula Nui o Waimānalo

Funds Requested	\$500,000
Funds Recommended	\$500,000

PROJECT DESCRIPTION

Ke Kula o Waimānalo (KKNOW) is a grassroots, community-based nonprofit established in 2017 by individuals from the Waimānalo ahupua'a. The organization's vision is Kūkulu Kaiāulu or building community. KKNOW's mission is to provide a community of practice through collaboration with Kānaka to promote strong and healthy Ahupua'a. KKNOW aims to help community become self-sustainable in every way, from the mountain to the sea. The KKNOW aquaponics program grew out of a community-driven initiative in 2009 to address food sovereignty and food insecurity in Native Hawaiian communities. Since then, over 200 families in Waimānalo participated in the backyard aquaponics workshops and have home aquaponics in their backyards.

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The proposed project is to build on KKNOW's long-standing program to address food sovereignty and food security in Native Hawaiian communities, MALAMA - "Mini Ahupuaa for Lifestyle and Mea'ai through Aquaponics." MALAMA began as a community-driven initiative in Waimānalo in 2009. The program innovatively merges modern technology of aquaponics with traditional Native Hawaiian practices to create a mini-ahupua'a system in home backyards to provide constant access to fresh fruits, vegetables and fish. Unlike gardens, aquaponics vegetable and fruits mature in a shorter time span and require minimal maintenance with fewer demands on time and skills.

Specifically, KKNOW proposes to expand its MALAMA program and to collaborate with homestead associations to offer MALAMA to homestead families.

- Recruit new families on Hawaii island (10 families in Kona) and Molokai (20 families)
- Deliver MALAMA 2.0 in Waimānalo, Maui and Hawaii islands, to support them to maintain and sustain their existing aquaponics systems - Waimānalo, Pa'upena, Piihonua, Maku'u and Kaumana

KKNOW included support letters from the following homesteads: Waimā Unalo, Piihonua, Kaumana, Pa'upena, La'i 'Opuā and Ho'olehua. Requests for the MALAMA program also came from Maku'u, Kamiloloa and One Ali'i homesteads.

Rational for RECOMMENDATION

KKNOW clearly has capacity, experience and a strong track record to carryout the proposed project. Workplan, budget and timeline are clear and reasonable. Project is ready to implement.

KKNOW's MALAMA program has been in operation for 13 years. Under a DHHL grant in 2020, KKNOW assisted 30 families total in 5 homesteads: Waimānalo, Oahu; Hawaii island homesteads of Piihonua, Maku'u, and Kaumana; and Maui homesteads in parternship with Pa'upena Community Development. KKNOW's efforts reached a total of 167 beneficiaries. This was accomplished during the height of the COVID pandemic.

KKNOW's program also includes a thoughtful vision for sustainability and succession planning.

- KKNOW will continue to train beneficiaries within each homestead area to become trainers themselves and local technical resources for their own homesteads.

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- KKNOW's Opio Leadership Academy. 93% of participants are homesteaders. This program is the start of KKNOW's succession planning and training our youth to be the next leaders.

The committee recommends full funding.

Kula No Na Po'e Hawai'i

Funds Requested	\$447,344
Funds Recommended	\$447,344

PROJECT DESCRIPTION

Since 1992, Kula No Na Po'e Hawai'i (KULA) serves the Papakōlea region, consisting of Papakōlea, Kewalo and Kalāwahine Hawaiian homesteads, working to build a resilient, healthy and thriving lahui. KULA has been at the forefront of providing homesteaders with a plethora of education, health and culture-based programs, along with annual community events. KULA has successfully implemented over 50 programs and received \$15 million in grants, contracts and donations over its 30 years of service.

KULA is a non-member organization.

The proposed project is to expand KULA's community-driven social services network that promotes long-term tenancy and self-sustainability of homestead beneficiaries. KULA's Ho'okele Program has been in operation for two years and will offer the following services.

- Support 60 individuals with housing placement
- Coordinate 15 educational workshops
- Complete 150 applications for additional wrap around services and programs

RATIONALE FOR RECOMMENDATION

KULA clearly has capacity and a strong track record, including extensive experience with grants management and program administration. Project description and expected outcomes are clear. Budget items are reasonable and clearly relate to the project activities. Excellent strategy for long term sustainability. Proposed project is ready to implement.

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Committee notes that additional efforts will be needed for fund development to sustain the program, after DHHL grant funds end.

KULA would be a first-time DHHL grantee.

The committee recommends full funding.

Moloka'i Homestead Farmers Alliance

Funds Requested	\$400,000
Funds Recommended	\$400,000

PROJECT DESCRIPTION

Molokai Homestead Farmers Alliance (MHFA) was organized in 2005 by a group of homestead farmers advocating for beneficiary water and resources. MHFA's mission is to advocate for the protection of water rights for all homestead farmers evolving to all farmers in commercial operations, food safety, technical and subsistence farming.

MHFA is a membership organization with 202 members and over 1,000 family members registered and enrolled in MHFA programs and events. MHFA also has partnerships with the Ahupuaa o Molokai, Hoolehua Homestead, Kalamaula Homestead and Makakuoha Cooperative.

The proposed project is to support MHFA's ongoing COVID Relief program (monthly) to provide food relief, hot meals, home care packages, drugstore/prescription gift certificates, and clothing giveaways. What started off as a simple idea with the Moloka'i farmers to donate food and produce to respond to beneficiary needs at the start of the COVID pandemic, blossomed into a monthly program to address basic life necessities for families in need. MHFA.

RATIONALE FOR RECOMMENDATION

This is an existing program that MHFA and its partners initiated, organized and executed quickly in April 2020, as a first response to the COVID pandemic.

Moloka'i is our most rural and remote homestead area so needs are great and food, supplies, health care and social services are in decline as businesses struggle to keep doors open, and government agencies and nonprofit service providers have reduced or eliminated their services on island. MHFA brings to this project

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a well-established, functioning and broad network of partners and diverse resources.

Committee notes that additional efforts will be needed for fund development to sustain the program, after DHHL grants end.

MHFA has successfully completed prior DHHL grants. MHFA submitted two proposals to this current DHHL grants cycle.

The Committee recommends full funding.

Princess Kahanu Estates Association

Funds Requested	\$500,000
Funds Recommended	\$0

PROJECT DESCRIPTION

Incorporated in 1995 and achieved federal 501(c)(3) charitable, tax-exempt status in 2016, Princess Kahanu Estates Association (PKEA) is a homeowners association, serving 271 lessees. PKEA has a DHHL license for 0.97 acres, which includes the existing PKEA office, community center, boatyard and common areas. With various community partners and beneficiary involvement, PKEA has a long history of implementing community projects, including rental and maintenance of the boatyard, neighborhood watch, Kanikapila night, and annual turkey imu of Thanksgiving. Building on these earlier programmatic and project experiences, PKEA is poised to take on larger-scale projects.

The proposed project is for preventive maintenance for PKEA common areas, including the following:

- Irrigation system - have entire system inspected and prioritize the work before a major repair is required
- Re-pave existing parking lots for the Community building/ office and boat yard
- Paint office and common areas
- Inspect and upgrade security system with cameras
- Internet and WiFi access
- Automatic gate operations
- PKEA signage
- Inspect, upgrade the existing building air conditioning system

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B

RATIONALE FOR RECOMMENDATION

PKEA has experience handling grant funds and maintaining facilities. However, it is not clear from the proposal or the workplan what the project entails. The proposal mentions repairs to the boatyard and center and the budget lists "inspection" of a number of facilities; however, there are no details describing the improvements or what the cost estimates are based on. Given the lack of a clear workplan and schedule, the committee is concerned that this project will struggle to get started and completed in a timely manner.

PKEA currently has an open DHHL grant for major renovations to the existing center and boatyard. PKEA submitted multiple applications (total of five) for the current DHHL grant cycle, included a \$1 million request to continue the center/boatyard major renovations. It appears some tasks in this \$500,000 proposal could be incorporated as part of the larger project to improve the center and boatyard. Lastly, the committee expressed concern on taking on more projects than PKEA may have capacity for.

The committee recommends no funding.

Waiohuli Hawaiian Homesteaders Association, Inc.

Funds Requested	\$170,000
Funds Recommended	\$170,000

Project Description

Waiohuli Hawaiian Homesteaders Association, Inc. (WHHA) was formed in 1999 and is comprised of DHHL Lessees. WHHA was organized and established to unite under the mana of all Hawaii Nei, to protect, preserve and defend the Hawaiian Home Lands Trust and combine our efforts for the rehabilitation and betterment of all native Hawaiian beneficiaries.

Since 2017, the Waiohuli Economic Development Plan has been an indeterminate method for obtaining mentorship from contractors and professionals hired to assist WHHA complete its community initiatives. Homestead residents could learn multiple skills and disciplines related to construction and supportive services from this process. Resident participation further enabled WHHA to enhance the results of grant funds almost 3-to-1. As a result of this synergy, the Waiohuli Economic Development Opportunities initiative - WE DO - was conceived in 2018.

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WE DO's purpose is to create economic opportunities through employment and services derived from the development of a master-planned community on Hawaiian Home Lands. The proposed project is for WHHA to establish, implement, manage and evaluate a master economic development plan. The primary task is to create a custom-fit economic development training program that promotes local jobs and small business opportunities, through the development process of a master-planned community.

RATIONALE FOR RECOMMENDATION

Waiohuli Hawaiian Homesteaders Association, Inc. clearly has demonstrated capacity, experience and a track record. The concept of building economic development capacity in coordination of a master planned community is a solid strategy. While the project is in concept stage, WHHA intends to contract with a service provider with a track record to develop successful training programs and a provider with experience working with DHHL and homestead communities. WHHA will task the provider to conduct a community assessment to guide the creation of the training program.

WHHA proposes to leverage DHHL grant funds 1:1 with its recent State Grant-In-Aid (GIA). WHHA has performed well with previous GIAs, administered by DHHL.

The committee recommends full funding.

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EXHIBIT C

RFP-23-HHL-003
Grant for Project Implementation (Statewide)
Grant Applications
Funding Recommendations

Applicant	DHHL Funds Requested	Other Funds	In-Kind	Total Project Cost	Recommended Amount
Ho'opili Farmers Association	\$100,000		\$60,000	\$160,000	\$100,000
Kalamaula Homesteaders Association	\$100,000	\$27,800	\$22,200	\$150,000	\$100,000
Kanehili Community Association	\$100,000	\$30,000	\$0	\$130,000	\$100,000
Ka 'Ohana O Kahikinui, Inc.	\$100,000	\$96,958	\$0	\$196,958	\$100,000
La'i'opua Community Development Corporation	\$95,000	\$0	\$78,000	\$173,000	\$0
'O Maku'u Ke Kahua Community Center	\$100,000	\$50,000	\$0	\$150,000	\$100,000
Princess Kahanu Estates Association	\$100,000	\$0	\$0	\$100,000	\$100,000
Waiohuli Hawaiian Homesteaders Association, Inc.	\$100,000	\$0	\$0	\$100,000	\$100,000
TOTAL	\$795,000	\$204,758	\$160,200	\$1,159,958	\$700,000

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Ho'opili Farmers Association

Funds Requested	\$100,000
Funds Recommended	\$100,000

PROJECT DESCRIPTION

Ho'opili Farmers Association (HFA) was established in 2021 by farmers and ranchers who felt that they needed more knowledge of different ways to farm that could keep costs down and minimize the need for bringing in inputs from other islands and for ranchers to minimize cost of livestock feed, especially during times of drought. Although this association is fairly new, members come from diverse backgrounds in business, agriculture, construction, farming and ranching. HFA's mission is to assist and promote small farmers, ranchers and livestock producers, with knowledge of cultural and organic farming techniques, production of livestock using natural farming procedures, sound business and marketing recesses, and methods to ensure their success and sustainability throughout the generations.

HFA is led by three board members – the proposal indicates that two of the three are beneficiaries. HFA is a membership organization and currently has 5 Farms as members and 32 individual members.

The proposed project is to provide educational and training opportunity for homesteaders on using mulch and inputs using the Korean natural farming techniques. The project is intended to be conducted as a peer-to-peer methodology where beneficiaries are the trainers and mentors to assist other beneficiaries to make mulch on their own. Proposal indicates homestead areas to be served are Ho'olehua, Kalamaula, One Ali'i and Kapa'akea.

RATIONALE FOR RECOMMENDATION

Though HFA is a new organization, HFA's board and key volunteers have worked successfully together in the past. They also have strong backgrounds in farming, ranching, business and construction.

Committee notes that additional efforts will be needed for fund development to sustain the program, after DHHL grant funds end.

HFA is an existing DHHL grantee is performing well. HFA submitted two proposals to the current DHHL grants cycle.

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HHC Item G-1

Though the proposal did not provide target goals for the number of beneficiaries to be served by this project nor number of workshops to conduct, such information will be captured in the grant reports.

The committee recommends full funding.

Kalamaula Homesteaders Association

Funds Requested	\$100,000
Funds Recommended	\$100,000

PROJECT DESCRIPTION

Kalamaula was the first Hawaiian homestead community developed in 1921 as a demonstration project alongside the authoring of the Hawaiian Homes Commission Act. The Kalamaula Homesteaders Association (KHA) was founded in 1961 and received its US IRS Section 501c3, charitable organization status in 2010. KHA was established to:

- (1) Challenge and inspire youth who live on homestead land to achieve their full potential b providing support and opportunities for advancement in education
- (2) Promote better health for our Kalamaula community and homesteaders outside of Kalamaula through education
- (3) Preserve and protect Hawaii's natural environment, including Kiowa Park in Kalamaula, through stewardship of our lands consistent with Hawaiian culture, values, and traditional resource management methods.

KHA is lead by a seven-member board – all of whom indicated they are beneficiaries. KHA is a membership organization and currently has 55 members.

The proposed project addresses (1) safety concerns within Kalamaula homestead and (2) construction for Phase 2 of the new Kiowa Park Pavilion. Specifically, the proposed project includes the following:

- o Tree trimming to provide safety for motorists
- o Removal of abandoned cars. Up to 100 were reported in a KHA survey
- o Batteries for the new Photo-voltaic system for the new Pavilion

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C

RATIONALE FOR RECOMMENDATION

KHA has a strong track record and good capacity, especially in board skills and volunteer capacity. As a community, KHA took the initiative to address safety concerns for homesteaders and the general public and proposes to contract out the services for tree trimming and removal of abandoned cars. Such services from government are limited. For transparency, in its workplan, KHA laid out its procurement process to seek contractor bids.

The purchase of batteries is part of a larger project, KHA's photovoltaic system for the new Pavilion at Kiowea park. Construction for the new Pavilion started a few years ago and is funded by a State Grant-In-Aid and DHHL grant funds.

KHA has implemented one State Grant-In-Aid and several DHHL grants. One major accomplishment is that 90% completion of the construction of the new Kiowea Park Pavilion and kitchen.

KHA is a current DHHL grantee and is performing well. KHA also has submitted two proposals to the current DHHL grants cycle.

Committee notes that additional efforts will be needed for preparation of a facility business and operations plan; and a financial plan for future facility operations and maintenance.

The committee recommends full funding.

Kanehili Community Association

Funds Requested	\$100,000
Funds Recommended	\$100,000

PROJECT DESCRIPTION

Kanehili Community Association (KCA) is a Native Hawaiian, community-based organization in Kapolei. It was formalized in 2009 and received its federal 501c3 tax exempt status in 2019. KCA's mission is to identify and address the needs of its community, be good stewards of its lands, and enhance community quality of life.

KCA is led by a board of five members, all of whom are beneficiaries. KCA is organized under the State of Hawaii Planned Community law, thus homeowners are required to be association members. KCA has 404 leased lots and approximately 2,020 members.

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KCA is seeking funds to continue its planning and design phases for a new community park located within the Kanehili homestead. This park will be accessible to beneficiaries and the general public. Specifically, funds are to be used for the pre-construction phase – land entitlement process, schematic design, and community engagement.

RATIONALE FOR RECOMMENDATION

KCA has good experience having completed construction of Phase 1 of the park, which is in operation. The KCA project team in Phase 1 is the same for the proposed Phase 2. The proposal is well thought out and there is a clear strategy for keeping beneficiaries informed.

KCA has an open grant (awarded in 2021) for the initial planning and due diligence for the Phase 2 of the park. Under this open grant, KCA seems to have a good team and several tasks were completed. However, KCA and its team have struggled with the major milestone – completing the HRS Chapter 343 Environmental.

Committee notes that additional efforts will be needed for fund development to complete construction; preparation of a facility business and operations plan; and a financial plan for future facility operations and maintenance.

The committee recommends full funding.

Ka 'Ohana o Kahikinui, Inc.

Funds Requested	\$100,000
Funds Recommended	\$100,000

Project Description

KOOK is a federal 501(c)(3) charitable, tax-exempt organization that was started in 1992 by native Hawaiian beneficiaries of the Hawaiian Home Lands Trust to provide beneficiaries the opportunity to re-settle and restore the Moku of Kahikinui.

KOOK has a board of seven members – all of whom are beneficiaries. KOOK is a membership organization, with 40 members. And KOOK is organized under State HRS 421J Planned Community law where as a leaseholder, you are automatically a member of the association.

The proposed project – Punawai and Water Infrastructure Improvements – is to install an innovative fog-drip system to

EXHIBIT C

capture water through a series of screens; store the water in tanks; distribute the water through a pipe system; and make available for the Kahikinui homestead at a collection area.

KOOK currently has an open grant for this same project, which started in 2018, before the COVID pandemic. Additional funds are needed for required Environmental compliance. (SHPD section 6E), cost overruns due to COVID pandemic (materials and shipping) and un-anticipated costs such as fencing to prevent ungulate damage to above-ground water system components (ie water collection lines).

RATIONALE FOR RECOMMENDATION

KOOK has limited administrative and organizational capacity, grants management and program management experience, though there appears to be good partnerships. Delays of the initial phase with the current open DHHL grant is attributed to COVID, yet no explanation was provided why the project did not get started in the two years prior to COVID. This year, there has been an infusion of new board members with skills and experience to assist and support the proposed project. The original grant scope has been amended to more realistically address the initial project planning phase, due diligence and DHHL Right-of-Entry requirements.

KOOK has known for some time that additional funds are needed to complete the original grant scope — installation of the fog-drip system. Unfortunately, it appears little progress has been made on fund development, other than this proposal to DHHL.

The committee was surprised to see that the proposal makes reference to using the water for domestic and household use. KOOK had advised DHHL that, initially, this fog-drip system will be for non-potable use, due to the astronomical costs to construct and maintain a water system that would meet federal and state water quality standards for human consumption (drinking, cooking, bathing). KOOK's current grant was amended to reflect this.

KOOK submitted two grant proposals in this current DHHL grant cycle. Both proposals brought attention to the need for fund development, the committee would like to see active efforts towards fundraising and resource development for this proposed project.

The committee would also like to see efforts made to prepare a business and operations plan, including a financial plan to operate, maintain and repair (as needed) the proposed fog drip system, its components and the proposed fencing.

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Because this project can provide important information for other homesteads, DHHL and HHC in considering access to water, the committee recommends full funding.

La'i'opua Community Development Corporation

Funds Requested	\$95,000
Funds Recommended	\$0

PROJECT DESCRIPTION

Incorporated in 2009, La'i'opua Community Development Corporation (CDC) is a Kona-based federal 501(c)(3) charitable, tax-exempt organization, whose primary purpose is to promote the betterment of the community in the La'i'opua homestead region. According to the proposal, La'i'opua CDC serves as a charitable arm for the Villages of La'i'opua master association, which is the homeowners association for DHHL subdivisions in Kona.

The proposed project is to initiate the State HRS Chapter 343 Environmental Assessment for an exploratory well on private land. La'i'opua CDC's intent is to begin the planning and development process for water source development, which will eventually serve future DHHL homestead development projects and community facility projects.

RATIONALE FOR RECOMMENDATION

La'i'opua CDC has demonstrated capacity to create partnerships and to oversee construction projects. The project description and workplan are thorough. However, the proposal lacks any reference to DHHL's role or support for the proposed project, so it is unclear if the eventual construction of an exploratory well is likely. An unsigned Memorandum of Understanding (MOU) between County of Hawaii, Three W Corporation (landowner) and DHHL is included in the proposal supporting documents with no reference or explanation in the proposal narrative. Three W Corporation is named as the landowner of the property where the EA and test well will be constructed. There is no mention of Three W in the proposal narrative or a letter of agreement between Three W and La'i'opua CDC to allow this work to take place on their land.

The proposal narrative makes several references to two community entities and La'i'opua CDC's intentions to partner and support their efforts, plans and projects - Villages of Lai Opua Association and Lai Opua 2020. However, no support letter or other evidence of interest on their part was included in the proposal.

EXHIBIT C

The committee recommends no funding.

'O Maku'u Ke Kahua Community Center

Funds Requested	\$100,000
Funds Recommended	\$100,000

PROJECT DESCRIPTION

'O Maku'u Ke Kahua Community Center (OMKKCC) is a federal 501(c)(3) charitable, tax-exempt nonprofit located in Maku'u in the moku of Puna. 'OMKKCC was developed in 2019 in order to continue the voyage approved and set forth by the founders of Maku'u Farmers Association in 1997. 'OMKKCC's mission is to promote and perpetuate Native Hawaiian values and traditions. To provide educational and employment opportunities, while also developing small businesses and to become self-sufficient. 'OMKKCC is governed by a board of 11 directors - all of whom have extensive experience in the Maku'u homestead community and have lifelong, genealogical connection to the area. Of the 11 directors, more than a majority are lessees, successors or other beneficiaries.

The proposed project is to plan, design and build a community center to promote and perpetuate native Hawaiian values, traditions and resilience while also providing educational and employment opportunities.

RATIONALE FOR RECOMMENDATION

Though a relatively new organization, 'OMKKCC is grounded by the Maku'u Farmers Association and its founders. 'OMKKCC has been delivering programs and services for more than 20 years and formally incorporated in 2019. 'OMKKCC clearly has capacity and experience, has a strong board, and a broad and diverse network of partners and resources.

The proposed workplan is to update prior plans, obtain County permits and initiate the construction phase. Without DHHL funds, 'OMKKCC has been able to complete the initial planning phase for such an undertaking. /

Committee notes that additional efforts will be needed for fund development to complete construction; preparation of a facility business and operations plan; and a financial plan for future facility operations and maintenance.

Committee notes that additional efforts will be needed for fund development to complete construction; preparation of a facility business and operations plan; and a financial plan for future facility operations and maintenance.

'OMKKCC submitted two proposals for the current DHHL grants cycle. The second proposal is for capacity building. 'OMKKCC is self-aware and thoughtful of its capacity and areas to strengthen.

The committee recommends full funding.

Princess Kahanu Estates Association

Funds Requested	\$100,000
Funds Recommended	\$100,000

PROJECT DESCRIPTION

Incorporated in 1995 and achieved federal 501(c)(3) charitable, tax-exempt status in 2016, Princess Kahanu Estates Association (PKEA), is a homeowners association, serving 271 lessees. PKEA has a DHHL license for 0.97 acres, which includes the existing PKEA office, community center, boatyard and common areas. With various community partners and beneficiary involvement, PKEA has a long history of implementing community projects, including rental and maintenance of the boatyard, neighborhood watch, Kanikapila night, and annual turkey imu of Thanksgiving. Building on these earlier programmatic and project experiences, PKEA is poised to take on larger-scale projects.

The proposed project is to establish a landscape maintenance service from within the community. Funds will be used for the association to purchase needed equipment and establish the service.

RATIONALE FOR RECOMMENDATION

PKEA has organizational capacity and project management experience. The proposed project is a good idea for PKEA to explore further. The idea is to promote promising landscapers from within the homestead community to gain experience and become the landscapers themselves for the homestead. And, should the homesteader leave PKEA, they will have marketable skills for other areas.

Committee would like to see some funds put towards a business plan.

EXHIBIT 

PKEA has had multiple grants from DHHL and, generally, has performed well. PKEA also submitted proposals (total of five) to all the RFPs in this current DHHL grant cycle.

The committee recommends full funding.

Waiohuli Hawaiian Homesteaders Association, Inc.

Funds Requested	\$100,000
Funds Recommended	\$100,000

PROJECT DESCRIPTION

Waiohuli Hawaiian Homesteaders Association, Inc. (WHHA) was formed in 1999 and is comprised of DHHL Lessees. WHHA was organized and established to unite under the mana of all Hawaii Nei, to protect, preserve and defend the Hawaiian Home Lands Trust and combine our efforts for the rehabilitation and betterment of all native Hawaiian beneficiaries.

The proposed project is to prepare the State HRS Chapter 343 Environmental Assessment (EA) on a large parcel located within the Waiohuli homestead. The parcel is to become the base of WHHA's economic development initiative, WE DO. WHHA currently has a DHHL Right-of-Entry to conduct due diligence, including the EA.

RATIONALE FOR RECOMMENDATION

WHHA clearly has significant experience with construction projects. This proposal comes at a good time as WHHA has secured a DHHL Right-of-Entry for the 150-acre property and, as part of due diligence, the EA is required. It is unclear as to the beneficiary involvement in the planning and desire for the uses of the property and proposed spaces. However, WHHA intends to reach out and consult with beneficiaries as part of the EA process and beneficiary consultations to pursue a DHH License.

Since 2012, WHHA has successfully implemented previous State Grants-In-Aid, administered by DHHL. WHHA has not relied on DHHL grant funds over the years and has a proven track record in leveraging cash and other resources (labor, equipment, materials etc.) to make improvements to the Waiohuli homestead and enhance community quality of life.

The committee recommends full funding.

EXHIBIT D

RFP-23-HHL-004
Grant for Community Capacity Building (Statewide)
Grant Applications
Funding Recommendations

Applicant	DHHL Funds Requested	Other Funds	In-Kind	Total Project Cost	Recommended Amount
Ho'opili Farmers Association	\$15,000	\$0	\$7,500	\$22,500	\$15,000
'O Maku'u Ke Kahua Community Center	\$15,000	\$3,700	\$3,800	\$22,500	\$15,000
Princess Kahanu Estates Association (1)	\$15,000	\$0	\$0	\$15,000	\$15,000
Princess Kahanu Estates Association (2)	\$15,000	\$0	\$0	\$15,000	\$0
Waiohuli Hawaiian Homesteaders Association, Inc.	\$15,000	\$0	\$0	\$15,000	\$15,000
TOTAL	\$75,000	\$3,700	\$11,300	\$90,000	\$60,000

Ho'opili Farmers Association

Funds Requested	\$15,000
Funds Recommended	\$15,000

PROJECT DESCRIPTION

Ho'opili Farmers Association (HFA) was established in 2021 by farmers and ranchers who felt that they needed more knowledge of different ways to farm that could keep costs down and minimize the need for bringing in inputs from other islands and for ranchers to minimize cost of livestock feed, especially during times of drought. Although this association is fairly new, members come from diverse backgrounds in business, agriculture, construction, farming and ranching. HFA's mission is to assist and promote small farmers, ranchers and livestock producers, with knowledge of cultural and organic farming techniques, production of livestock using natural farming procedures, sound business and marketing recesses, and methods to ensure their success and sustainability throughout the generations.

HFA is lead by three board members - the proposal indicates that two of the three are beneficiaries. HFA is a membership organization and currently has 5 Farms as members and 32 individual members.

The proposed project is for board training, strategic planning, business plan, and membership recruitment and outreach. Funds will also be used for travel to workshops and to purchase supplies and equipment.

RATIONALE FOR RECOMMENDATION

HFA is an emerging nonprofit with skilled and experienced board members. This capacity building project comes at a good time as HFA is in the start up phase of the nonprofit life cycle. Workplan and budget are reasonable.

HFA applied for two grants in this current DHHL grant cycle. HFA has an open DHHL grant and is performing well, partnering with the Ahupua'a o Moloka'i and Napualei o Hina.

The committee recommends full funding.

EXHIBIT D

'O Maku'u Ke Kahua Community Center

Funds Requested	\$15,000
Funds Recommended	\$15,000

PROJECT DESCRIPTION

'O Maku'u Ke Kahua Community Center (OMKKCC) is a federal 501(c)(3) charitable, tax-exempt nonprofit located in Maku'u in the moku of Puna. 'OMKKCC was developed in 2019 in order to continue the voyage approved and set forth by the founders of Maku'u Farmers Association in 1997. 'OMKKCC's mission is to promote and perpetuate Native Hawaiian values and traditions. To provide educational and employment opportunities, while also developing small businesses and to become self-sufficient. 'OMKKCC is governed by a board of 11 directors - all of whom have extensive experience in the Maku'u homestead community and have lifelong, genealogical connection to the area. Of the 11 directors, more than a majority are lessees, successors or other beneficiaries.

The proposed project is to engage in strategic planning, fund development and grants management, and formalizing its organizational structure and procedures.

RATIONALE FOR RECOMMENDATION

Though a newly formalized organization. 'OMKKCC has an experienced board and a strong track record. 'OMKKCC is self-aware of its current organizational capacity in the "growth" stage - the stage at which a nonprofit and its programs have taken hold in the marketplace, but where service demand usually exceeds current structural and resource capabilities. The workplan is clear and detailed. Overall, the proposed project is well thought out.

'OMKKCC would be a first time DHHL grantee.

The committee recommends full funding.

Princess Kahanu Estates Association

Funds Requested	\$15,000
Funds Recommended	\$15,000

Project Description

EXHIBIT D

Incorporated in 1995 and achieved federal 501(c)(3) charitable, tax-exempt status in 2016, Princess Kahanu Estates Association (PKEA) is a homeowners association, serving 271 lessees. PKEA has a DHHL license for 0.97 acres, which includes the existing PKEA office, community center, boatyard and common areas. With various community partners and beneficiary involvement, PKEA has a long history of implementing community projects, including rental and maintenance of the boatyard, neighborhood watch, Kanikapila night, and annual turkey imu of Thanksgiving. Building on these earlier programmatic and project experiences,

The proposed project is one way to increase beneficiary involvement with the homestead association and to perpetuate Hawaiian culture. Funds will be used to continue the Kanikapila sessions as a foundation, add in ukulele classes, and a Hula Halau for the keikis.

RATIONALE FOR RECOMMENDATION

PKEA has strong administrative capacity and has demonstrated ability to obtain funds for programs. This proposal is a direct result from positive feedback from project participants from a similar project funded by a previous DHHL grant to PKEA. This project comes at a good time to also address social needs for in-person gatherings, after the height of the COVID pandemic.

PKEA has had multiple grants from DHHL and, generally, has performed well. PKEA also submitted proposals (total of five) to all the RFPs in this current DHHL grant cycle.

The committee recommends full funding.

Princess Kahanu Estates Association

Funds Requested	\$15,000
Funds Recommended	\$0

PROJECT DESCRIPTION

Incorporated in 1995 and achieved federal 501(c)(3) charitable, tax-exempt status in 2016, Princess Kahanu Estates Association (PKEA) is a homeowners association, serving 271 lessees. PKEA has a DHHL license for 0.97 acres, which includes the existing PKEA office, community center, boatyard and common areas. With various community partners and beneficiary involvement, PKEA has a long history of implementing community projects, including

EXHIBIT D

rental and maintenance of the boatyard, neighborhood watch, Kanikapila night, and annual turkey imu of Thanksgiving.

The proposed project is to create a friendly environment focused on providing native Hawaiian self-sustainable plants (Ti leaf, coconut, Kalo, Awapui, Banana and Hala). Plants will be given away to lessees as an incentive to clear delinquent association dues.

RATIONALE FOR RECOMMENDATION

PKEA has strong administrative capacity and has demonstrated ability to obtain funds for programs. The general concept of rewarding people for bringing their dues up to date is good; however, this proposed plant giveaway approach is not completely developed, needs more planning and details. For example, the proposal did not provide information on how many people are delinquent and by how much. Therefore, it is difficult to determine if a plant is enough incentive, especially if lessees have a significant amount due.

PKEA has had multiple grants from DHHL and, generally, has performed well. PKEA also submitted proposals (total of five) to all the RFPs in this current DHHL grant cycle.

The committee recommends no funding.

Waiohuli Hawaiian Homesteaders Association, Inc.

Funds Requested	\$15,000
Funds Recommended	\$15,000

PROJECT DESCRIPTION

Waiohuli Hawaiian Homesteaders Association, Inc. (WHHA) was formed in 1999 and is comprised of DHHL Lessees. WHHA was organized and established to unite under the mana of all Hawaii Nei, to protect, preserve and defend the Hawaiian Home Lands Trust and combine our efforts for the rehabilitation and betterment of all native Hawaiian beneficiaries.

The proposed project is for board training, leadership succession planning, program development, marketing and community outreach.

RATIONALE FOR RECOMMENDATION

WHHA has demonstrated capacity and track record with completion of its current facility on 17 acres, plans for a new facility on 150 acres, and initiating the Waiohuli Economic Development Opportunities (WE DO) program. Given WHHA's experience, they understand the need to continue to strengthen organizational capacity to sustain their efforts, inform and involve more beneficiaries, and increase their technical expertise in community economic development.

In recent years, WHHA had one grant from DHHL and performed well. WHHA has successfully obtained funds from State Grants-In-Aid and other funding sources. For the current DHHL grant cycle, WHHA submitted proposals to each RFP (total of four).

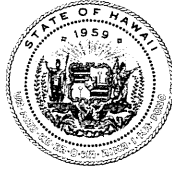
The committee recommends full funding.

EXHIBIT E

Chairman Designate Anderson request to the
Department of Budget and Finance
and Governor's Office to release funds
January 27, 2023

JOSH GREEN, M.D.
GOVERNOR
STATE OF HAWAII
*Ke Kia'āina o ka Moku'āina 'o
Hawai'i*

SYLVIA J. LUKE
LT. GOVERNOR
STATE OF HAWAII
*Ka Hope Kia'āina o ka Moku'āina
'o Hawai'i*



IKAIKA ANDERSON
CHAIRMAN DESIGNATE, HHC
Ka Luna Ho'okele

KATIE L. DUCATT
DEPUTY DESIGNATE TO THE
CHAIRMAN
Ka Hope Luna Ho'okele

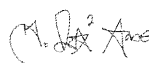
STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS
Ka 'Oihana 'Āina Ho'opulapula Hawai'i

P. O. BOX 1879
HONOLULU, HAWAII 96805

January 27, 2023

To: The Honorable Josh Green, M.D.
Governor, State of Hawaii

Through: Luis Salaveria, Director of Finance
Department of Budget and Finance

From: Ikaika Anderson, Chairman Designate
Hawaiian Homes Commission 

Subject: Request to Allot General Funds for Fiscal Year 2023,
Authorized by Act 248, SLH 2022

The Department of Hawaiian Home Lands (DHHL) respectfully request to release \$10,000,000 in general funds to implement Act 248, SLH 2022, for Fiscal Year 2023.

On July 7, 2022, former Governor David Ige signed into law Act 248, SLH 2022 (formerly HB 1600 HD1 SD2 CD1). Act 248, SLH 2022, appropriates \$10 million in general funds for the HHL 602 Program (Planning and Development for Hawaiian Homesteads) to improve "homestead services" on Hawaiian home lands.

The Hawaiian Homes Commission (HHC) at its regular meeting on June 20 – 21, 2022, approved the department's budget for Fiscal Year 2023. The approval included allocating \$7.5 million from the \$10 million in general funds to the DHHL Native Hawaiian Development Program Plan (NHDPP) and \$1.5 million for Homestead Services Repair Improvements. The funds will be used as a funding source for the DHHL Community Development Grants program to provide "services to existing homesteads" and to repair existing facilities on Hawaiian home lands.

The department's goals for the FY 2023 Grants Program are as follows:

- Support improvements to existing community facilities located on Hawaiian home lands
- Support existing programs and services to lessees

EXHIBIT E

- Support homestead community capacity building in areas such as leadership development, succession planning, strategic planning, project planning and management, fund development/grant writing, community outreach, programs and services
- Support all other projects including:
 - New and emerging programs and services for beneficiaries
 - Planning, design, construction of new community facilities located on Hawaiian home lands
 - Support “Priority Projects” identified as a Priority Project in a DHHL Regional Plan
- Leverage the \$7.5 million general fund with a \$988,444 allocation from the Native Hawaiian Rehabilitation Fund (NHRF).

The department will deploy the \$7.5 million through the DHHL Community Grants program, procuring through “Request for Proposals” (RFPs). The department has issued multiple RFPs; see Attachment 1.

The HHC approval also included allocating \$1.5 million to repair and improve DHHL facilities including Paukukalo Community Center on Maui and Kalanianaʻole Hall in Kalamaula, Molokai. These existing facilities are integral in providing homestead services to our beneficiaries. These planned repairs are long-standing deferred maintenance issues that directly affect DHHL’s ability to provide homesteading services to our beneficiaries.

THIS SECTION INTENTIONALLY LEFT BLANK

ACT 248 IMPLEMENTATION BUDGET for FY 2023 is summarized below:

ACT 248, SLH 2022 Grant Awards	\$7,500,000	3 rd Quarter
Homestead Services Repair Improvements	\$1,500,000	4 th Quarter
TOTAL	\$9,000,000	

We respectfully request your approval to allot general funds as authorized by Act 248, SLH 2022. Should there be any questions, please call me at (808) 620-9501, or your staff may call Alan Texeira, Executive Assistant, at (808) 620-9506.

RECOMMEND:

☐ APPROVAL ☐ DISAPPROVAL

Luis Salaveria
Director of Finance

Date

☐ APPROVED ☐ DISAPPROVED

Josh Green, M.D.
Governor, State of Hawaii

Date

EXHIBIT E

ATTACHMENT 1

\$1,000,000	KA WAIHONA O KA NA'AUAO, PUBLIC CHARTER SCHOOL	Renovations to the school kitchen and cafeteria.
1,000,000	MOLOKAI HOMESTEAD FARMERS ALLIANCE	Improvements to Lanikeha Center. Funds will be used to continue renovations, including restroom and sewer improvements.
1,000,000	PRINCESS KAHANU ESTATES ASSOCIATION	Improvements to the community center and boatyard. Funds will be used for the planning, design and construction of a certified kitchen located on a portion of the boat yard.
1,000,000	WAIHOLI HAWAIIAN HOMESTEADERS ASSOCIATION, INC.	Improvements to the WHHA community center - He Piko No Waiohuli. Funds will be used to construct an enclosed improvement for the existing community kitchen and for safety lighting in parking areas.
980,000	NANAKULI HAWAIIAN HOMESTEAD COMMUNITY ASSOCIATION	Improvements to the Nanakuli Village Center. Funds will be used for the interior build out of three units in the retail space to encourage local and Native Hawaiian-owned businesses to lease.
400,000	KALAMAULA HOMESTEADERS ASSOCIATION	Improvements to Kiowea Park. Proposed project is to address community safety concerns. Funds will be used for improvements to the parking lot to increase safety and accessibility.
500,000	HABITAT FOR HUMANITY INTERNATIONAL	To expand and support its 20-year old home repair program to specifically serve lessees. Funds will be used for home safety repairs for economically- disadvantaged lessees in the County of Maui - islands of Maui, Lana'i and Moloka'i.
500,000	KE KULA NUI 'O WAIMANALO	To expand and support its 13-year old Mini Ahupua'a for Lifestyle and Mea'ai through Aquaponics (MALAMA) program. Funds will be used to expand MALAMA to lessees in Kona and the island of Moloka'i. Funds will also be used to support lessees to maintain their existing aquaponics systems in Waimanalo, Maui and East Hawai'i homesteads. As part of MALAMA, KKNOW will continue to build homestead capacity to become trainers and local resources within their own homesteads.

ATTACHMENT 1

447,344	KULA NO NA PO'E HAWAI'I	To expand and support KULA's two-year old Ho'okele Program to lessees in the Papakolea region. Funds will be used to support 60 beneficiaries with housing placement, conduct 15 workshops and assist lessees to complete applications for additional wrap around services and programs.
400,000	MOLOKAI HOMESTEAD FARMERS ALLIANCE	To support its four-year old COVID Relief program. Funds will be used to distribute food, produce, hot meals, home care packages and certificates for drugstore/prescription purchases for lessees island-wide.
331,100	AINA ALLIANCE	To support the Makai Management project for land restoration and community enrichment through aina-based learning and perpetuating cultural principles in the Anahola homestead. Funds will be used to support ongoing efforts to clear and maintain over 400 acres of Hawaiian home lands to address concerns of homelessness, trash dumping and fire hazards.
170,000	WAIHOLI HAWAIIAN HOMESTEADERS ASSOCIATION, INC.	To support Waiohuli's five-year old Waiohuli Economic Development Opportunities Program (WE-DO). This is a training and mentoring program for lessees in Waiohuli and Keokea homesteads to build capacity related to general construction and supportive services during the development process of a master-planned community.

**HAWAIIAN HOMES COMMISSION
FEBRUARY 21 & 22, 2023**

**J – ITEMS
REQUESTS TO ADDRESS THE
COMMISSION**

Hawaiian Homes Commission Meeting
February 22, 2023
J Agenda

- J-1 Cindy Freitas – Various Concerns
- J-2 Dayne Kahau – Lease Issue
- J-3 Blossom Freitas – Various Concerns
- J-4 Simeon Butch Ramos – Kewalo Lease Concerns
- J-5 Lily Napoleon – Naiwa Agricultural Subdivision Alliance.
- J-6 Bo Kahui – Lai Opuu Community Development Corp.
- J-7 Meghann Matsuda – Proposal for displaced individuals
- J-8 Steve Bess – Mediation Services
- J-9 Maxine Kahaulelio – Puukapu Farm Lot
- J-10 Faith Chase - Maui Beneficiary Association
- J-11 Robert and Sharmaine Taua – Nanakuli Lease Concerns
- J-12 Kamuela Hambek – Homestead Hale Building
- J-13 Julie Louie – Payment Dispute

Subject: New submission from Submit J-Agenda Testimony
Date: Monday, January 23, 2023 8:00:58 AM

Name

Cindy Freitas

Email

[_____](#)

Message

Could u please put me on the February schedule to address the commissioner for J agenda on regarding some concerns...mahalo

From:
To:
Subject: New submission from Submit J-Agenda Testimony
Date: Tuesday, January 24, 2023 10:58:09 PM

Name

Dayne Kahau

Email

[_____](#)

Message

In regards to my contested case hearing but if I am slated to have my contested case hearing in Feb=2023 then disregard this request until then this request is active.

New submission from Submit J-Agenda Testimony
Wednesday, January 25, 2023 10:58:09 PM

Name

Blossom Feiteira

Email

[_____](#)

Message

Request placement on the Hawaiian Homes Commission Agenda item J for February

Mahalo!!!

From:
To:
Subject: Simeon "Butch" Ramos phone 8 Tuesday,
Date: January 10, 2023 10:01:58 AM

Butch Ramos was promised a letter within a week of the December meeting from Chairman Aila, he stated he never got that letter.

He also wants to be on the J-Agenda, I told him it is too late to be on the January J-Agenda but we can put him on the February 22, 2023 J-Agenda. He said ok. He does not have a computer.

He wants to talk with someone to see where his situation is going with the Department.

Mahalo,

J-5

From:
To: Re: [EXTERNAL] DHHL - J Agenda
Subject: Wednesday, January 25, 2023 1:05:31 PM
Date: [image002.png](#)
Attachments:

Aloha Leatrice:

May I kindly ask to join the J agenda items for February and March 2023. Mahalo!

First Name

Meghann Kealoha

Last Name

Matsuda

Email

kealohaboutique@icloud.com

Aloha kakou,

I am writing you today to speak about a plan to solve displaced individuals=waiting on housing. Please let me know when you are free to discuss. My=number is 808-631-8672. We have a meeting tonight with all the non-profits=and county council members to discuss options. Would love to speak to you=about it.

From:
To: Steve Bess and Mediation Services Offer to DHHL
Cc: Friday, January 27, 2023 4:16:09 PM

Subject:
Date:

Aloha. I would like to introduce Steve Bess to everyone.

Steve spoke to me a few years ago about providing mediation services to our ag/pastoral lessees free of charge. He's involved in a program that he thinks can benefit both the department and our lessees.

He is interested in making a presentation to the Hawaiian Homes Commission in February or March '23. I've informed him that a written request to address the HHC needs to go through your office. He is cc'd on this email.

Steve Bess
Email

Mahalo for your help. Have a great weekend.

From:
To: FW: [EXTERNAL] Maxine Kahaulelio
Subject: Monday, February 06, 2023 2:47:48 PM
Date: [HHCpgs12345-89-90-Mins-4.22.13.pdf](#)
Attachments: [HHC 2017 pgs 1-12Agenda master - HHC-MINS-MAY-2017-LWB-edit-1.pdf](#)

From: Pua K <puakahaulelio@gmail.com>
Sent: Monday, February 6, 2023 2:39 PM
To: Yee Hoy, Louise K <louise.k.yeehoy@hawaii.gov>
Cc: mmkahaulelio@yahoo.com
Subject: [EXTERNAL] Maxine Kahaulelio

Aloha Louise,

I am sending you this email On behalf of my grandmother Maxine Kahaulelio who resides on Puukapu, Hawai'i Island. My grandmother would like to Request to Address the Commission J-Agenda at the scheduled DHHL meeting feb 21 or/ 22, 2023 in Kapolei, Hawai'i via ZOOM. We kindly ask that you forward this email to whom it may concern to make this possible. Any questions or concerns you may reach myself or my grandmother.

Mahalo,

Testimony is from May 22, 2017, J-Agenda Minutes

GENERAL AGENDA

REQUESTS TO ADDRESS THE COMMISSION

ITEM J-3 Maxine Kahaulelio- Pu'ukapu Farm Lot

M. Kahaulelio stated her testimony is a continuation from her Kapolei testimony regarding her horse. She resides on her Pu'ukapu farm lot. She stated that she wrote a letter of request to Jobie Masagatani on March 26, 2013, to apply for an RP to occupy lot No. 45, Ag lot, for her horses. Over time and events, the lot was given back to DHHL. Jane Bray, who lived on lot 9, gave a horse to Maxine for her mo'opuna on condition that Maxine stay on Jane's property which was 10-acres. Water lines were being installed from the paved road to the dirt road leading to the Pu'ukapu pastoral lots. The pastures where the animals grazed were thick with dust and soot which affected the animals. Her horse got sick. She knew she was not suppose to be on lot 45, but she put her horses on the lot, someone opened the gate for her. Her horse has since passed and is buried on lot 45.

Please advise if you want me to add her to the February J-Agenda.

Thank you,
Weez

HAWAIIAN HOMES COMMISSION
Minutes of May 22, 2017
Meeting held at Kuhio Hale, Kamuela, Hawai'i

Pursuant to proper call, the 687th Regular Meeting of the Hawaiian Homes Commission was held at Kuhio Hale, 64-756 Mamalahoa Highway, Kamuela, Hawai'i, on Monday, May 22, 2017, at 10:00 a.m.

PRESENT Jobie M. K. Masagatani, Chairman
Doreen N. Canto, Maui Commissioner
Kathleen P. Chin, Kaua'i Commissioner (left at 5 pm)
Gene Ross K. Davis, Moloka'i Commissioner
Wallace A. Ishibashi, East Hawai'i Commissioner
David B. Kaapu, West Hawai'i Commissioner
Michael P. Kahikina, O'ahu Commissioner (left at 2:36 pm)
William Richardson, O'ahu Commissioner
Wren Wescoatt, O'ahu Commissioner

EXCUSED None

COUNSEL Craig Iha, Deputy Attorney General

STAFF William Aila Jr., Deputy to the Chairman
Paula Aila, Information and Community Relations Manager
Kahana Albinio, Acting Land Management Division Administrator
Dean Oshiro, Acting Homestead Services Division Administrator
Kaleo Manuel, Acting Planning Office Manager
Norman Sakamoto, Acting Land Development Division Administrator
Michelle Brown, Secretary to the Chairman
James Du Pont, West Hawai'i District Office Supervisor
Halealoha Ayau, Acting Moloka'i District Office Supervisor
Kualii Camara, Land Agent
Susie Richey, Secretary

ORDER OF BUSINESS

CALL TO ORDER

Chair Masagatani called the meeting to order at 10:26 a.m. Nine (9) members were present at roll call.

APPROVAL OF AGENDA

MOTION/ACTION

Moved by Commissioner Ishibashi, seconded by Commissioner Davis, to approve the agenda. Motion carried unanimously.

APPROVAL OF MINUTES

Chair Masagatani asked if there were any amendments to the October 2015 Minutes. There were none.

single-family home. Dryer areas use more water than wet areas, and in some areas, the counties don't have water system standards. These demands were calculated in a recent update to the state water project, which was approved May 16, 2017. The long-term demand is 50-million gallons of water per day for both potable and non-potable needs on this island. These water demands don't include the lands that the HHC isn't sure of what it's going to do with the lands over the long-term. The ways water gets to the DHHL properties is to work with the counties to extend existing water systems to DHHL water systems; create partnerships with other water systems, look to developing additional source and distributions, and secure the Department's legal entitlements to water as well as the means to enforce those legal entitlements. Few events of significance to this area have happened.

The National Park Service in 2013, petitioned the State Water Commission to designate the Keahole Aquifer as a groundwater management area. In groundwater management areas or surface water, people who want to develop water have to get diversion permits for good construction pump installation permits also have to get the water use permit. The water use permit, which is only issued in designated areas, one of the conditions is subject to rights in the DHHL. In the water rights management area, DHHL has clear and forceful rights to water. If you want water and the water has been allocated to other people, their permits are all conditioned on DHHL's rights. K. Manuel added that the Department of Ag's water system diverts streams into a 60-million-gallon reservoir, which is on Hawaiian Home Lands, but the system is operated by the Department of Agriculture. From the reservoir, it flows down into a 100-million-gallon reservoir near the DHHL Pulehu residential community, which is also on Hawaiian Home Lands. This region has dual water systems.

GENERAL AGENDA

REQUESTS TO ADDRESS THE COMMISSION

ITEM J-3 Maxine Kahaulelio- Pu'ukapu Farm Lot

M. Kahaulelio stated her testimony is a continuation of her Kapolei testimony regarding her horse. She resides on her Pu'ukapu farm lot. She stated that she wrote a letter of request to Jobie Masagatani on March 26, 2013, to apply for an RP to occupy lot No. 45, Ag lot, for her horses. Over time and events, the lot was given back to DHHL. Water lines were being installed from the paved road to the dirt road leading to the Pu'ukapu pastoral lots. The pastures where the animals grazed were thick with dust and soot, which affected the animals. Her horse got sick. She knew she was not supposed to be on lot 45, but she put her horses on the lot, someone opened the gate for her. Her horse has since passed and is buried on lot 45.

ITEM J-4 George Matthews-Prioritizing on Waitlist

G. Matthews testified on an award that his sister received in May 2012, and was transferred to him in July 2013. Upon doing this, his sister fell to the bottom of the list. In August 2013, she had a time-stamped document stating that she was the successor to her father. Lynn Suber, former lessee, and current applicant said her final request is making sure that she is in her dad's position/number.

ITEM J-5 Creighton Sanchez- Pu'ukapu Lease Transfer Request

April 23, 2013

Luna Ho'omalua, (chairman) Jobie Masagatani

Koko'olua Komikina (fellow commissioners)

Aloha,

I come before you today to humbly ask for your assistance in obtaining a revocable permit for any vacant lots in the Waimea agricultural subdivision. I have been utilizing lot #45 for my horses with the permission of George Hall who is a nephew of the late Samuel Kealanahale Jr who was the designated lessee. There were concerns regarding this lease and we were able to meet with our West Hawaii Commissioner Leimana DeMante, along with Kama Hopkins, Robert Lindsey of OHA and Ian LeeLoy in June of 2012 @ Kuhio Hale in Waimea. At that meeting George and I discussed the issues concerning my horse Kolohe. We also talked about the lease and brought in the real property Tax documents and statements showing his uncle's name as well as the Tax payments he had made through March/2012. At the end of our discussion the Commissioners told us they would investigate and respond to the issue by the end of October 2012. As of today, there has been no resolutions or response from the parties that were present. So in February I spoke with the West Hawaii district Supervisor to inquire on the process of obtaining a revocable permit for the use of an agriculture lot for my animals. He instructed me on the process and I downloaded the request for a non-homesteading land use request form. I submitted the form on February 13, 2013. I received a response on March 6, 2013 from James DuPont that the chairman made a decision to issue a homestead lease instead. It is with great sadness that I read this response, since I myself have been an agricultural applicant since 1960 and am currently #909 on the waiting list.

So at this time I am humbly requesting a 3-6 month extension from the May 5, 2013 letter to vacate lot #45 that was issued by James DuPont. I have been actively looking for other parcels of land that my horses could be relocated to. We have invested in fencing materials and caretaking on lot #45 over the years of approved use from the Kealanahale Ohana. We are trying very hard to locate an area that is fenced to help with our expenses.

I also would like to inquire on the use of the 4 unencumbered lots that were set aside for many years as a possible bypass road. If these 4 lots are to remain in that status, would my

Exhibit A
J-3 4-23-13

Ohana be able to obtain one of these lots as a revocable permit?
We are honorable caretakers of the land and realize that this
use is a gift from God until we return to him

I know this is an informational agenda but I would greatly
appreciate your assistance in some resolution before the May 5,
2013 deadline.

We are planning my moopuna's graduation celebration from Kanu O
Ka Aina New Century Chartered School on May 31, 2013, her Luau
is on June 8, 2013 a week later, so our Ohana have quite a few
activities planned, so our time is very restricted. I would be
very receptive to your advice and any assistance your staff
could accommodate me with regarding my request.

I thank you for your time and attention. If anyone has any
questions I would be happy to address them.

Mahalo Nui Loa

Maxine Kahaulilio

Maxine Kahaulilio

From:
To:
Subject: New submission from Submit J-Agenda Testimony
Date: Monday, February 06, 2023 2:10:09 PM

Name

Faith Chase

Email

[_____](#)

Message

Will be making introduction to a new Maui Beneficiary Association that helps new homesteaders stabilize their home, farming, and ranching building needs.

Would like to share screen to present a power point. I will email ahead of meeting date for Leah or whomever is assisting with meeting logistics.

Mahalo Nui, Faith

J-10

From:
To:
Subject: [EXTERNAL] Request to Testify on the J Agenda
Date: Thursday, February 02, 2023 8:44:40 AM

Aloha Lea,

I would like to testify before the DHHL Commission on Feb 21st
or Feb 22nd. Please advise

Mahalo Bo Kahui

From:
To:
Subject: New submission from Submit J-Agenda Testimony
Date: Tuesday, February 07, 2023 11:35:18 AM

Name

Robert and Sharmaine Taua

Email**Message**

We would like to present our testimony regarding trespassing and vandalism to the Board virtually at the February 22, 2023 meeting.

File

- [TAUA.pdf](#)

We are taking this time to bring attention to DHHL Chairman Anderson, the Board and Enforcement of our complaint of trespassing and vandalism being done to our property.

We recently filed an initial complaint via email to DHHL Enforcement on January 3, 2023 with reservations for additional documents to be submitted at a later date, in our quest to obtain police reports and write an explanation of our need to file a police report. On January 20, 2023 we dropped off a binder which included copies of police reports and a list of police reports regarding trespassing and vandalism that has occurred on our property since the beginning of 2018. Since dropping off the binder to Ross Kapeleia, we have not received a response.

We filed a complaint in September 2, 2021 against our neighbor manually pushing their floodwater along our rock wall which will erode the foundation. On September 19 2022 we filed a second complaint for the same issue (a year after informing DHHL Enforcement) about the flood water issue and mentioned that we contacted the Department of Planning and Permitting. Casey Corpuz of the Enforcement Department asked us to forward our correspondence with DPP along with DPP's recommendation. DHHL Enforcement informed us that this is a civil matter and nothing was done to address or rectifying the problem although we recommended that the neighbor enclose their wall along our property keeping their flood water on their property.

We have taken our dilemma of trespassing and vandalism of our property to our Representative, Councilmember, Chief of Police Ballard and the Nanakuli neighborhood board. We have come to learn that DHHL has a responsibility to protect Hawaiian homesteaders of trespassing and vandalism being done on DHHL property.

We have had experience filing a complaint with DHHL and how enforcement lacks in response to Homesteaders concerns. With the severity of our family's safety at stake we are personally notifying DHHL of the criminal acts being committed. With a new Commissioner on board who has experience in legislative decision making, we feel DHHL is better equipped and after 5 years of collecting evidence DHHL can put an end to these criminal acts.

Mahalo,
Robert and Sharmaine Taua

From:
To:
Subject: New submission from Submit J-Agenda Testimony
Date: Tuesday, February 07, 2023 12:56:42 PM

Name

Kamuela Hambek

Email

[_____](#)

Message

Regrading: Homestead Hale building

From:
To:
Subject: New submission from Submit J-Agenda Testimony
Date: Wednesday, February 08, 2023 2:55:29 PM

Name

Julie Louie

Email

[_____](#)

Message

On behalf of our company Aiwohi Bros. Inc, I would like a response to our ongoing request to resolve our payment dispute that as of 2/8/2023 is still not resolved. I attended the meeting in December of 2019 and so I would like to hear what DHHL's plans are to assist in resolving it.