

HAWAIIAN HOMES COMMISSION

Minutes of June 17, 2024

Hale Pono`i, 91-5420 Kapolei Parkway, Kapolei, O`ahu, 96707, and
Interactive Conferencing Technology (ICT) Zoom

Pursuant to proper call, the meeting of the Hawaiian Homes Commission was held both in person and via Interactive Conferencing Technology, beginning at 9:30 a.m.

PRESENT Kali Watson, Chairperson
Zachary Z. Helm, Moloka`i Commissioner
Michael L. Kaleikini, East Hawai`i Commissioner
Walter Kaneakua, O`ahu Commissioner
Sanoë Marfil, O`ahu Commissioner
Pauline N. Namu`o, O`ahu Commissioner (ICT)
Dennis L. Neves, Kauai Commissioner

EXCUSED Makai Freitas, West Hawai`i Commissioner
Archie Kalepa, Maui Commissioner

COUNSEL Alana Bryant, Deputy Attorney General

STAFF Katie L. Lambert, Deputy to the Chair
Richard Hoke, Executive Assistant to the Chair
Leah Burrows-Nuuanu, Secretary to the Commission
Andrew Choy, Planning Office Manager
Kalani Fronda, Acting Administrator, Land Development Division
Linda Ching, Acting Administrator, Land Management Division
Kahana Albinio, General Professional, Land Management Division
Juan Garcia, Homestead Services Division Administrator
Lehua Kinilau-Cano, NAHASDA Government Relations Program Manager

ORDER OF BUSINESS

CALL TO ORDER

Chair Watson called the meeting to order at 9:42 a.m. Seven (7) members were present at the meeting, establishing a quorum.

Chair Watson announced that Item C-1, the Resolution honoring Commissioner Helm, would be presented, followed by a short recess, and then reconvene for Public Testimony on Agendized Items. Item H-1 will be taken immediately after Items C-2 and C-3. There is no community meeting this month.

APPROVAL OF AGENDA

MOTION/ACTION

Moved by Commissioner Helm, seconded by Commissioner Neves, to approve the agenda. Motion carried unanimously.

**APPROVAL OF MINUTES
May 20 & 21, 2024 Regular Meeting**

MOTION/ACTION

Moved by Commissioner Neves, seconded by Commissioner Kaleikini, to approve the May 20 & 21, 2024 Minutes. Motion carried unanimously.

ITEMS FOR DECISION-MAKING

REGULAR AGENDA

OFFICE OF THE CHAIRMAN

ITEM C-1 Approval of Hawaiian Homes Commission Resolution 310 – Honoring Zachary Zane Helm For His Service to the Hawaiian Homes Commission

RECOMMENDED MOTION/ACTION

Chairman Watson asked Commissioner Neves to present the following:

Motion that the Hawaiian Homes Commission accept and approve Hawaiian Homes Resolution 310 Honoring Zachary Zane Helm For His Service to the Hawaiian Homes Commission.

Commissioner Neves read Resolution 310, Honoring Zachary Zane Helm For His Service to the Hawaiian Homes Commission.

Chair Watson stated he regretted not going to Puget Sound because he missed out on hanging out with Zach. Maybe he would have learned to play Hawaiian music if he had gone, but he missed out. He did not miss out on seeing the public servant who is dedicated to improving the community and has been consistent in doing so with integrity and effectiveness. He has stepped in to meet the needs of the people of Moloka`i. He is sure Zach will continue to serve his community. A special token was presented to Commissioner Helm so he could look at it periodically and reminisce about all the good things he had done.

Commissioner Kaleikini presented a Certificate of Recognition to Commissioner Helm from Mayor Richard T. Bissen, Jr. of the County of Hawai`i, in recognition of his service as a Hawaiian Homes Commissioner, for his love and aloha for the lāhui and the pae`āina of Moloka`i.

Commissioner Kaneakua presented a Certificate of Recognition from the Hawai`i State Senate. He recognized Commissioner Helm for his dedication to profound decisions and impact on future generations, for his respect for the land, and his unwavering dedication to uplifting the native Hawaiian people and their cultural identity. The Senate 32nd Legislature of the State of Hawai`i commends and expresses heartfelt congratulations to Zachary Zane Helm for his commitment to serving the Department of Hawaiian Home Lands, Hawaiian Homes Commission for the past eight years. Mahalo to you and your `ohana for your service.

Public Testimony – Randy Awo recognized and honored Commissioner Helm’s work and how his achievements have touched lives in meaningful ways. Moloka`i is a small island but is represented by a Commissioner who has a strong voice and is available to his people. Mahalo and much aloha for all you have done, Zach. I see you in Vegas.

A video was presented honoring Commissioner Helm.

Commissioner Marfil expressed her thanks to Commissioner Helm's commitment to his community and wished him the best on the golf course.

Commissioner Kaneakua expressed his mahalo as he has learned from Commissioner Helm's example of leading and representing his people and the homesteaders well.

Commissioner Namu'o stated she is honored to have worked with Commissioner Helm. She is in awe of all he has done for the people of Moloka'i and the people throughout Hawai'i. She expressed her mahalo and aloha.

Commissioner Kaleikini stated Commissioner Helm has been a true champion for the beneficiaries and the people of Moloka'i. He will surely be missed, and Zach throws the best parties. Commissioner Kaleikini expressed his mahalo and aloha.

Commissioner Neves expressed his mahalo for Commissioner Helm's partnership, his counsel, and his hospitality whenever the Commission visited Moloka'i. With Randy and Zach leaving, he is going to hide all his pictures with his afro. Zach's dedication to the beneficiaries has been awesome, and he will continue to serve his community. Commissioner Neves expressed mahalo and aloha, brother.

Commission Secretary Leah shared her memories of Commissioner Helm. She was not to schedule anything on Wednesdays because that is his golf days. Getting in and out of Moloka'i is a challenge for Mokulele, so when there were problems getting Commissioner Helm to the meetings, he would email Richard Schumann for her, and he would eventually make it to the meeting. When flights were delayed, she would get a text from him at 11:00 at night saying, "I'm still here." She expressed her mahalo to him, Aunty Etta, and the 'Ohana' for letting the Commission have him for all those times. He will be missed.

DAG Bryant stated that it has been a pleasure working with Commissioner Helm on behalf of herself and the DAGs. It was inspiring to see his commitment to his family, the people of Moloka'i, and the beneficiaries of Hawai'i.

On behalf of the Homestead Services Division's staff, HSD Administrator Juan Garcia expressed mahalo for Commissioner Helm's many years of service with the Commission and his commitment and dedication to the homestead communities on Moloka'i, the communities statewide, and to the DHHL staff. He expressed his mahalo to Commissioner Helm and his 'Ohana.

Kahana Albinio expressed his mahalo and appreciation for all the work Commissioner Helm has done. He mahalo Aunty Etta for sharing her husband's time to serve on the Commission.

David Hoke appreciated how Commissioner Helm was always available for the Enforcement Team and focused on keeping them safe. Seeing how he is with his family is a testament to a man dedicated to his family.

Kalani Fronda stated on behalf of Stewart and the Land Development Division, mahalo, thank you for your dedication and service to the Commission, for getting things done, and for advocating for funding. He mahalo Commissioner Helm, Aunty Etta, and their 'Ohana for sharing their aloha.

Executive Director Richard Hoke thanked Commissioner Helm for his service and dedication to the Commission and for advocating for the people of Moloka`i. His service is appreciated, and he will be missed. He does have the best parties.

Public Testimony – Patti Kahanamoku Teruya. She thanked him for his help when she first became a Commissioner and for sharing his mana`o as a Commissioner for eight years, serving the people. She appreciated his aloha.

Public Testimony—Blossom Feiteira. Recognized his dedication to the Moloka`i people and all beneficiaries. His compassionate attitude towards the challenges and issues helped to calm things and allow people to work better. She mahalo his ohana for their sacrifice in allowing him to serve the Commission and its beneficiaries.

Public Testimony – Jan Makepa. On behalf of the Wai`anae Valley Homestead Community Association, she thanked Commissioner Helm for his service. Upholding the Hawaiian Homes Commission Act is not a small feat, and Moloka`i is blessed to have you with your passion and compassion. She expressed her mahalo to the Helm" Ohana. Let your light shine.

Public Testimony – Sybil Lopez. On behalf of the SCHHA, Molokai moku-puni extend their gratitude to Commissioner Helm for sacrificing his time and helping the Moloka`i beneficiaries grow and learn. Just being present and available helped lead the Moloka`i people to learn and grow. She is hopeful the next Moloka`i Commissioner will follow suit with what you created here on Moloka`i.

Public Testimony – Lehua Kauka. On behalf of the Kalama`ula Homesteaders Board and the Kalama`ula Homestead Community, mahalo to Commissioner Helm for all he has done for Moloka`i and the homestead communities across Hawai`i. Enjoy the golf course and the `ohana, but you live in Kalama`ula, so we are still going to bother you. Mahalo! Mahalo! Mahalo! Iesu Pu.

Public Testimony – Kapua Kamai. She thanked Commissioner Helm for his sensitivity and aloha towards beneficiaries. He has been instrumental in many ways. He is greatly loved and appreciated for going above and beyond his service to the community.

Commissioner Helm thanked the Commission for the Resolution. He enjoyed the challenges that came with many sacrifices. The biggest sacrifice is what his wife Etta endured with him, allowing him to do the things that they felt were important to the County of Maui, the communities, and serving the beneficiaries. The people of Moloka`i advocated for him to be on the Commission, and he joined the Commission in 2016. He stated he may not be an articulate speaker, but he is a person who wants to get things done. He thanked former Commissioner Randy Awo, who he has learned a lot. He thanked his wife, Etta. His daughter-in-law, Chrissy Helm, his son-in-law William Harrison and his daughter Raiatea, and his grandson, Lehiwa Helm, and his two sons, one in Canada in a convention with Makai and his other at training with DLNR. He thanked the Commissioners and the DHHL staff. The goal is getting our people back on the land.

MOTION/ACTION

Moved by Commissioner Neves, seconded by Commissioner Helm, to approve the motion as stated in Resolution 310.						
Commissioner	1	2	AYE (YES)	A'OLE (NO)	KANALUA ABSTAIN	EXCUSED
Commissioner Freitas						X
Commissioner Helm			X			
Commissioner Kaleikini			X			
Commissioner Kalepa						X
Commissioner Kaneakua			X			
Commissioner Marfil		X	X			
Commissioner Namu`o			X			
Commissioner Neves	X		X			
Chairman Watson			X			
TOTAL VOTE COUNT			7			2
MOTION: <input checked="" type="checkbox"/> UNANIMOUS <input type="checkbox"/> PASSED <input type="checkbox"/> DEFERRED <input type="checkbox"/> FAILED Motion passed unanimously. Seven (7) Yes votes.						

RECESS **10:40 AM**
RECONVENED **11:00 AM**

PUBLIC TESTIMONY ON AGENDIZED ITEMS

Testify when an agenda item is called for discussion.

ITEMS FOR DECISION-MAKING

CONSENT AGENDA

HOMESTEAD SERVICES DIVISION

- ITEM D-2** Approval of Consent to Mortgage (see exhibit)
- ITEM D-3** Approval of Homestead Application Transfers/Cancellations (see exhibit)
- ITEM D-4** Approval to Certify Applications of Qualified Applicants for the Month of May 2024 (see exhibit)
- ITEM D-5** Reinstatement of Deferred Application (see exhibit)
- ITEM D-7** Approval of Assignment of Leasehold Interest (see exhibit)
- ITEM D-8** Approval of Amendment of Leasehold Interest (see exhibit)
- ITEM D-9** Approval to Issue Non-Exclusive Licenses for Rooftop Photovoltaic Systems or Certain Lessees (see exhibit)
- ITEM D-10** Cancellation of a Tenant in Common Interest – WAYTON PUNAHELE WAIOLAMA, and transfer of unclaimed interest to remaining lessees WAYNDEE A. WAIOLAMA, JEMIMA A. WAIOLAMA, JOSCELYN A. WAIOLAMA, JAZMEN A. WAIOLAMA and JOHN WAYNE A. WAIOLAMA, Residential Lease No. 4482, Lot No. 33, Wai`anae, Oahu
- ITEM D-11** Request for Additional Time Extension in the Matter of Commission Designation of Successor – GEORGE STEVEN KUOKALANI MIKAELE, Residential Lease No. 1650, Lot No. 100, Nanakuli, Oahu
- ITEM D-12** Request to Surrender Interest in Lease, Residential Lot Lease No. 3880, Lot No. 80, Kalama`ula, Moloka`i – Co-Lessees, CORINA N. GOMES f.k.a.

**Corina N. Keahi, ANDREW GOMES f.k.a. Andrew Keahi-Naki,
PRECIOUS KEAHI**

- ITEM D-13 Commission Designation of Successor – REBECCA TOMAS, Residential Lot Lease No. 3747, Lot No. 82, Kuhio Village, Hawai`i**
- ITEM D-14 Commission Designation of Successor – MARVIN K. MEDEIROS, Agricultural Lot Lease No. 4978, Lot 17, Waimea, Hawai`i**
- ITEM D-15 Approval of Supplemental Dwelling Unit (SDU) for Certain Lessee (see exhibit)**

RECOMMENDED MOTION/ACTION

Homestead Services Division Administrator Juan Garcia presented the following:
Motion to approve the Consent Agenda items listed for the Commission’s consideration.

DISCUSSION

Commissioner Namu`o asked about the extension for Item D-11 when the successorship documents were signed in May. Why another extension? J. Garcia stated that the Commission approved the deadline with authorization to approve the deadline for 60 days. She asked if an extension was needed to finish the paperwork. J. Garcia stated it was not recorded, but the extension is needed to finish the paperwork.

MOTION/ACTION

Moved by Commissioner Helm, seconded by Commissioner Neves, to approve the Consent Agenda as stated in the submittal.						
Commissioner	1	2	AYE (YES)	A’OLE (NO)	KANALUA ABSTAIN	EXCUSED
Commissioner Freitas						X
Commissioner Helm	X		X			
Commissioner Kaleikini			X			
Commissioner Kalepa						X
Commissioner Kaneakua			X			
Commissioner Marfil			X			
Commissioner Namu`o			X			
Commissioner Neves		X	X			
Chairman Watson			X			
TOTAL VOTE COUNT			7			2
MOTION: <input checked="" type="checkbox"/> UNANIMOUS <input type="checkbox"/> PASSED <input type="checkbox"/> DEFERRED <input type="checkbox"/> FAILED Motion passed unanimously. Seven (7) Yes votes.						

REGULAR AGENDA

OFFICE OF THE CHAIRMAN

- ITEM C-2 Approval of Fiscal Year 2025 DHHL Budget to Support the DHHL Resource Development Initiative**

RECOMMENDED MOTION/ACTION

Grants Specialist, temporarily working out of the Office of the Chairman, Gigi Cairel, presented the following:

Motion that the Hawaiian Homes Commission approve the Fiscal Year 2025 DHHL Budget request of \$4.2 million from the Trust Fund Account (T-25902), an investment for the department

to pursue federal funds needed to Support the DHHL Resource Development Initiatives moving forward.

The State's \$600 million allocation is a boost. However, the \$600 million is a drop in the bucket because more funding is needed to implement many of the department's projects. The department launched this federal funds initiative six months ago last year. This represents the first year's budget request, with the best estimate for what the department needs to ramp up to get the money to spend.

The Infrastructure Investment and Jobs Act of 2021 and the Inflation Reduction Act of 2022 are opportunities passed by Congress to make funds available to modernize infrastructure, address climate equity, fresh water, reuse, recycle groundwater recharge, clean energy, and transportation. These funds are available only until 2026, which is a short time to access them. There are also existing funds available that the department has barely touched for basic infrastructure, housing, other than HUD/NAHASDA, and rehabilitation programs.

She is requesting the first year's budget request to put together a team to get started. DHHL fits the federal definition of an "underserved population or disadvantaged community." DHHL has leveraged power as it has its trust fund, the \$600 million stated allocation, and the value of the Hawaiian homeland. This represents tremendous leveraging power and makes the department much more competitive to receive federal funds. DHHL also has a track record of successfully receiving and using federal funds.

For future discussions with the Commission, the department needs to think about a process for handling match fund requirements for both DHHL proposals and community requests. Federal proposals require a non-federal cost-share or match; the amount required is on a proposal-by-proposal basis and is needed throughout the year, and there are increasing community requests for DHHL to supply matching funds for community projects.

DISCUSSION

Commissioner Kaneakua asked if she could connect this effort to acquire the \$33 million to supplement what the department is trying to accomplish with the Act 279 funds. G. Cairel stated they do have priority projects, which are mostly Act 279.

Commissioner Kaleikini asked what is the plan to utilize the \$5 million. She stated the old \$5 million was used for the Ho'olehua and Anahola water system, the La'i `Opua Village 4, 104 lots, for Kakaina in Waimanalo, and Pi'ilani Mai Kekai 400 units. Currently, it is identifying those shovel-ready projects so the funder can award the funds to the department. At the moment, the department is looking into the Kakaina roads and drainage, which could open more lots there. There are repairs in the Waimanalo sewer and Kakaina sewer. With new lot developments, the challenge is getting the technical studies done. The \$5 million is flexible. Commissioner Kaleikini asked about getting help if that was outside of staff help (3rd to the last page, Ramping Up). He asked how she derived the numbers. She stated they came up with the numbers from gathering information and talking with consultants. He stated he would like updates moving forward.

Commissioner Helm stated that regarding the Moloka'i cesspools, she is waiting for an answer from Senator Hirono, or they will have to go through litigation through Congress for the money. She stated the process is still ongoing. Many of the proposals have made the Senate and House appropriations committees. He asked Chair Watson if it was funding to convert the Moloka'i cesspool to another system. Chair Watson stated that is right. Commissioner Helm asked if a

survey or some assessment was made. She stated Land Development did a statewide assessment of all the homesteads, which was part of LDD's scope. Kalanai Fronda stated it was completed as it was part of the federal regulations with regard to conversion. Commissioner Helm asked if the beneficiaries would still pay a certain amount for the conversion. K. Fronda stated that is correct. Commissioner Helm stated a lot of the homesteaders would not be able to afford the conversion as the cost is \$20k plus. G. Cairel stated they put a component in the proposal for a pilot grant program to help with some of the homesteader cost for the conversion.

Commissioner Marfil stated there is usually a timeline for when an award or notification of an award would be given. She asked if a column could be added to the chart so the Commissioners would know. G. Cairel stated she could add that and enter the information when the funders let them know. The Congressional ones do not really give you a date.

Commissioner Neves looked at the project planning chart and stated he did not see anything specific. The real need is on the strategic plan and what funds are needed for that.

Chair Watson stated that the strategic plan lays out 20-something projects. The strategic plan went through amendments and vetting, and the Commission approved the revision to the strategic plan. It was that strategic plan approved by the Commission that laid out the distribution of the \$600 million, the units per project, and the shortage of funds. This is what was presented to the federal entities during the visit to Washington DC by himself, Lehua, and Gigi. The request for funds was not only for Act 279 but for all the projects. If this opportunity for funding is not taken now, the department will lose it. It is doubling the \$600 million. There are specific requests for funds, but there is a process that the department must go through.

Commissioner Neves stated that regarding the authority for the Chairman to shift funding not to exceed \$500,000, why is that there? G. Cairel stated it is seen with the other budget submittals, and if any line item goes under or over budget, it is a standard to delegate to the Chairman to move money as long as the bottom line does not change. It allows the administrator flexibility to move the money as long as the bottom line does not change. Commissioner Neves is concerned about giving that much authority. It should come back to the Commission for approval.

MOTION

Moved by Commissioner Kaneakua, seconded by Commissioner Kaleikini, to approve the motion as stated in the submittal.

Public testimony – Blossom Feiteira. As a former grant writer, G. Cairel's report is spot on. Federal grants are extremely competitive. The department needs to gear up now. There is expertise in Hawai'i that can help. She asked that the Commission approve this item and move things quickly.

Commissioner Neves asked that the quarterly variance report be added to this item.

Commissioner Kaleikini asked if this is \$500,000 of the \$4.2 million. G. Cairel stated it ties back to the department's budget, and the \$4.2 million is only one line item.

MOTION/ACTION

Moved by Commissioner Kaneakua, seconded by Commissioner Kaleikini, to approve the motion as stated in the submittal.						
Commissioner	1	2	AYE (YES)	A'OLE (NO)	KANALUA ABSTAIN	EXCUSED
Commissioner Freitas						X
Commissioner Helm			X			
Commissioner Kaleikini		X	X			
Commissioner Kalepa						X
Commissioner Kaneakua	X		X			
Commissioner Marfil			X			
Commissioner Namu'o			X			
Commissioner Neves			X			
Chairman Watson			X			
TOTAL VOTE COUNT			7			2
MOTION: <input checked="" type="checkbox"/> UNANIMOUS <input type="checkbox"/> PASSED <input type="checkbox"/> DEFERRED <input type="checkbox"/> FAILED Motion passed unanimously. Seven (7) Yes votes.						

ITEM C-3 Approval of Fiscal Year 2025 DHHL Budget to Support the DHHL System Modernization Initiative

RECOMMENDED MOTION/ACTION

Contact Center Representative Debra Aliviado for Paula Aila presented the following: Motion that the Hawaiian Homes Commission approve the Fiscal Year 2025 DHHL Budget to Support the DHHL System Modernization Initiative; motion to approve \$2.7 million from Trust Account T25902-1.

Paula Aila joined via Zoom for any questions.

Commissioner Neves asked for an update in the next 90 days on the project status.

MOTION/ACTION

Moved by Commissioner Neves, seconded by Commissioner Helm, to approve the motion as stated in the submittal.						
Commissioner	1	2	AYE (YES)	A'OLE (NO)	KANALUA ABSTAIN	EXCUSED
Commissioner Freitas						X
Commissioner Helm		X	X			
Commissioner Kaleikini			X			
Commissioner Kalepa						X
Commissioner Kaneakua			X			
Commissioner Marfil			X			
Commissioner Namu'o			X			
Commissioner Neves	X		X			
Chairman Watson			X			
TOTAL VOTE COUNT			7			2
MOTION: <input checked="" type="checkbox"/> UNANIMOUS <input type="checkbox"/> PASSED <input type="checkbox"/> DEFERRED <input type="checkbox"/> FAILED Motion passed unanimously. Seven (7) Yes votes.						

LAND DEVELOPMENT DIVISION

ITEM E-1 Approval of Lease Award Discovery Harbour Subdivision – Residential Vacant Lots, Ka`u, Hawai`i

RECOMMENDED MOTION/ACTION

Acting Administrator Land Development Division Kalani Fronda and Michelle Hitzeman, Acting Housing Project Branch Manager who oversees the Housing Project, presented the following: Motion that the Hawaiian Homes Commission approve the Lease Award for Discovery Harbour Subdivision – Residential Vacant Lots, Ka`u, Hawai`i

DISCUSSION

Commissioner Kaleikini asked how many vacant lots there are. M. Hitzeman stated there are 31 vacant lots to re-offer. Regarding future plans, K. Fronda stated they are working with the developer to offer turnkey opportunities, but the difficulty is getting people interested in leasing a lot at Discovery Harbour.

MOTION/ACTION

Moved by Commissioner Kaleikini, seconded by Commissioner Neves, to approve the motion as stated in the submittal.						
Commissioner	1	2	AYE (YES)	A`OLE (NO)	KANALUA ABSTAIN	EXCUSED
Commissioner Freitas						X
Commissioner Helm			X			
Commissioner Kaleikini	X		X			
Commissioner Kalepa						X
Commissioner Kaneakua			X			
Commissioner Marfil			X			
Commissioner Namu`o			X			
Commissioner Neves		X	X			
Chairman Watson			X			
TOTAL VOTE COUNT			7			2
MOTION: <input checked="" type="checkbox"/> UNANIMOUS <input type="checkbox"/> PASSED <input type="checkbox"/> DEFERRED <input type="checkbox"/> FAILED Motion passed unanimously. Seven (7) Yes votes.						

ADMINISTRATIVE SERVICES OFFICE

ITEM H-1 Approval of Fiscal Year 2025 Budget for the Department of Hawaiian Home Lands

RECOMMENDED MOTION/ACTION

Program Budget Analyst Sharon Mendoza presented the following: Motion that the Hawaiian Homes Commission

1. Approve the Fiscal Year 2025 Budget 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. Any shift in funding between the cost elements shall not exceed \$500,000.
2. Approve the Department of Hawaiian Home Lands Development Budget for Fiscal Year 2025, allow for amounts not encumbered in FY 2024 to be burdened in FY 2025, and

authorize the Chairman to shift funding between cost elements, which shall not exceed \$1,000,000.

DISCUSSION

Commissioner Neves asked if the Chair really needs the authority regarding the \$1,000,000. Chair Watson stated that this was a standard that had been established before his tenure. Commissioner Neves asked to keep track so that it is reported back to the Commission in the end. Commissioner Kaneakua stated he supported that.

MOTION/ACTION

Moved by Commissioner Neves, seconded by Commissioner Helm, to approve the motion as stated in the submittal.						
Commissioner	1	2	AYE (YES)	A'OLE (NO)	KANALUA ABSTAIN	EXCUSED
Commissioner Freitas						X
Commissioner Helm		X	X			
Commissioner Kaleikini			X			
Commissioner Kalepa						X
Commissioner Kaneakua			X			
Commissioner Marfil			X			
Commissioner Namu`o			X			
Commissioner Neves	X		X			
Chairman Watson			X			
TOTAL VOTE COUNT			7			2
MOTION: <input checked="" type="checkbox"/> UNANIMOUS <input type="checkbox"/> PASSED <input type="checkbox"/> DEFERRED <input type="checkbox"/> FAILED Motion passed unanimously. Seven (7) Yes votes.						

ITEM H-2 Transfer of Hawaiian Home Receipts Fund Money at the End of the Fourth Quarter, Fiscal Year 2024

RECOMMENDED MOTION/ACTION

Program Budget Analyst Sharon Mendoza presented the following:
Motion that the Hawaiian Homes Commission approve the Transfer of the Hawaiian Home Receipts Fund as of June 30, 2024, to the Hawaiian Homes Administration Account

MOTION

Moved by Commissioner Neves, seconded by Commissioner Helm, to approve the motion as stated in the submittal.

DISCUSSION

Commissioner Neves requested that the funds be transferred into the General Fund instead of the Administrative Account. The GF is for resident repair, maintenance, acquisition, and construction, and includes farm loans, livestock, and equipment purchases.

Chair Watson asked how much money was being transferred. She stated about \$5 million. Chair Watson asked to defer this item to get a better handle on what is being proposed. Commissioner Neves asked to defer for a decision tomorrow. Chair Watson asked S. Mendoza if she could put something together to see the impact. She stated yes. Chair Watson deferred the item until tomorrow.

MOTION/ACTION

Moved by Commissioner Neves, seconded by Commissioner Helm, to approve the motion as stated in the submittal.						
Commissioner	1	2	AYE (YES)	A'OLE (NO)	KANALUA ABSTAIN	EXCUSED
Commissioner Freitas						X
Commissioner Helm		X	X			
Commissioner Kaleikini			X			
Commissioner Kalepa						X
Commissioner Kaneakua			X			
Commissioner Marfil			X			
Commissioner Namu`o			X			
Commissioner Neves	X		X			
Chairman Watson			X			
TOTAL VOTE COUNT			7			2
MOTION:] UNANIMOUS [] PASSED [X] DEFERRED [] FAILED Motion passed unanimously. Seven (7) Yes votes.						

LAND MANAGEMENT DIVISION

ITEM F-1 Approval to Annual Renewal of Right of Entry Permit(s) and Conversion to Revocable Permits, O`ahu Island – Kalaeloa

RECOMMENDED MOTION/ACTION

General Professional Land Management Division Kahana Albinio presented the following: Motion that the Hawaiian Homes Commission approve the Annual Renewal of Right of Entry Permit(s) and Conversion to Revocable Permits, O`ahu Island – Kalaeloa

- A. Renew all Kalaeloa Right of Entry Permit(s) (Exhibit A)
- B. Authorize a 3-month hold-over period for O`ahu Island, outside of Kalaeloa, Right of Entry presented for renewal.
- C. Regarding Item F-1 of the April 2-22, 2024 meeting, all Rights of Entries that are compliant in accordance with the agreement will be converted to a Revocable Permit
- D. RP annual renewal will be on a month-to- to month basis for up to 12 months.
- E. Authorize the Chairman to negotiate and set forth other terms and conditions that may be deemed to be appropriate and necessary.

K. Albinio stated that all ROEs complied with except one that is recommended for termination. K. Young stated that when he checked, he found out that the tenants there were sub-tenants. A letter was sent to them, giving them 30 days, and after the 30 days, all ROEs complied with one that was giving them 30 days, and after the 30 days, all ROEs complied with one that is recommended for termination. K. Young stated that when he checked, he found out that the tenants were sub-tenants. A letter was sent to them giving them 30 days, and after the 30 days, the same sub-tenants were there, thus the recommendation to terminate.

K. Albinio stated the Commission will see an increase in the rent following the terms and conditions approved by the Commission at the April meeting.

DISCUSSION

Commissioner Kaleikini asked to elaborate on the use of the stable. Are there livestock? K. Young stated that, yes, they do have livestock and have been doing that for well over 15 years.

Commissioner Namu`o asked if the (indiscernible) denotes the beneficiary. K. Albinio stated he has it denoted as a beneficiary, but he did not go through the list to figure out who was a beneficiary or not. She asked if, in the future, he would be denoting which is a beneficiary. He stated, correct.

Public Testimony – Patti Teruya. The submittal notes all O`ahu Island Kalaeloa Right of Entry. One of her concerns for the ROEs is that applicants should not live on the property, and she questioned ROE 616 for Pierce Construction. K. Young stated they were terminated about two weeks ago and had to do a final inspection. The tenant has passed, and LMD will be doing a final walk- through.

Panui is off the property. Extreme Paintball is still there. K. Young stated the tenant is with the attorneys, and the Chairman’s assistant. It is not on the renewal list.

MOTION/ACTION

Moved by Commissioner Neves, seconded by Commissioner Helm, to approve the motion as stated in the submittal.						
Commissioner	1	2	AYE (YES)	A’OLE (NO)	KANALUA ABSTAIN	EXCUSED
Commissioner Freitas						X
Commissioner Helm			X			
Commissioner Kaleikini		X	X			
Commissioner Kalepa						X
Commissioner Kaneakua	X		X			
Commissioner Marfil			X			
Commissioner Namu`o			X			
Commissioner Neves			X			
Chairman Watson			X			
TOTAL VOTE COUNT			7			2
MOTION: <input checked="" type="checkbox"/> UNANIMOUS <input type="checkbox"/> PASSED <input type="checkbox"/> DEFERRED <input type="checkbox"/> FAILED Motion passed unanimously. Seven (7) Yes votes.						

Public testimony – Blossom Feiteira. Beneficiaries on Maui received a letter stating that Sandwich Isles Communication was going to cut service as of June 1, 2024, and that the beneficiaries could call Hawaiian Telcom or Spectrum for service. About 100 beneficiaries in the Waiohuli-Keokeo area and Kahikinui are without service because Hawaiian Telcom and Spectrum do not provide service that far. This is not only on Maui, but on Hawai`i Island, Kaua`i, and all rural areas. The department has a plan, right?

MOTION

Moved by Commissioner Neves, seconded by Commissioner Helm to convene in an executive session 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. Motion carried unanimously.

EXECUTIVE SESSION IN

12:30 PM

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 matter:

1. Discussion Regarding Telecommunications on Hawaiian Home Lands
2. Discussion Regarding Act 14 (SLH 1995)
3. Update on status of litigation on *Royal Contracting Company, Ltd. v. Department of Hawaiian Home Lands, State of Hawai'i*, 1CC16100760

EXECUTIVE SESSION OUT

1:30 PM

Chair Watson stated the Commission discussed the *Royal Contracting Company v. the Department of Hawaiian Home Lands*. Executive Items Nos. 1 & 2 were deferred to tomorrow.

LAND MANAGEMENT DIVISION

ITEM F-2 Approval to Issuance of a General Lease to Wai`anae Valley Homestead Community Association, Inc., a Hawai`i non-profit corporation, Wai`anae, Island of O`ahu, TMK No. (1) 8-6-001:022

RECOMMENDED MOTION/ACTION

General Professional Land Management Division Kahana Albinio presented the following: Motion that the Hawaiian Homes Commission approve the Issuance of a 30-year General Lease to Wai`anae Valley Homestead Community Association, Inc., a Hawai`i non-profit corporation, Wai`anae, Island of O`ahu, TMK No. (1) 8-6-001:022, approximately 2.7 acres of Hawaiian Home Lands located in Wai`anae, for a Solar community project to help lower electricity costs for homesteaders. This is a crematorium service organization that will offer the homestead community an alternative to their end-of-life arrangements. Conditions are listed in the submittal.

Jan Makepa is the President of the Wai`anae Valley Homestead Community Association. They are trying to convert their Right of Entry into a General Lease. She introduced Ikaika Hussey and Kapua Kamai, who represent the Wai`anae Sustainability Cooperative, and Lori Buchanan, who represent the West O`ahu Funeral Services. J. Makepa invited the neighboring homesteads to take part in the planning. Ikaika Hussey is with Shake Energy Collaborative and helping Wai`anae Sustainability Cooperative think through the process of developing their plans for a community-owned solar program that would benefit 80-90 homesteaders.

DISCUSSION

Commissioner Kaleikini asked when the final development plan would be completed. J. Makepa stated Lori Buchanan is working with Group 70 and hoping to get the General Lease to move forward by the end of this month. If the General Lease is approved, then they can move forward with their part of the project. Commissioner Kaleikini stated that after the General Lease, the next step is to work on the plan. When is the whole plan anticipated to be completed? L. Buchanan stated as soon as possible. K. Albinio stated they want to make the June 27th deadline regarding HECO's requirements.

Chair Watson stated he does not see a master plan in the submittal. K. Kamai apologized and stated they do have a design with the technicalities. Chair Watson asked if Group 70 has that

layout. I. Hussey stated the information can be pulled out of the original presentation that was done two years ago. There is an illustration of where the panels go.

Andrew Choy handed out a copy of the PowerPoint presentation of the November 2022 beneficiary consultation, and page 13 shows a map of where the proposed solar panels will be located. I. Hussey stated they deleted the panels from the middle building. Chair Watson stated it is a small project, so that it may cost about \$2 million. K. Kamai stated that they would pay off the HGIA loan in time once they have paid off the HGIA loan. Chair Watson stated there was a community consultation and asked Andrew back to the table.

Andrew Choy stated that a month after the November 2022 beneficiary consultation meeting, the staff submitted a beneficiary consultation report, and a month after the November 2022 beneficiary consultation meeting, the staff submitted a beneficiary consultation report, and the Commission accepted that report in December 2022. Most supported the project and the proposal. Chair Watson asked who was included in the survey. A. Choy stated all beneficiaries in the Wai`anae Coast were notified of the meeting and given an opportunity to participate. Chair Watson asked what the amount of participation was and whether they were supportive. A. Choy stated there were about 50-60 participants, and they were supportive.

Commissioner Neves stated he is in favor.

Public Testimony – Blossom Feiteira. She supports the WVHCA project. She asked the Commission to vote in favor.

Public Testimony: Homelani Schaedel supports the WVHCA and asked that the Commission support the item.

Public Testimony – Lokana Keliikoa. Asked for the Commission's support to move WVHCA forward.

Public Testimony – Kamaki Kanahele. Director of the Wai`anae Healing Center and re-elected Chairman of the Nanakuli Homestead Association. The crematorium should not be built anywhere near the Wai`anae Comprehensive Center. He supports the solar portion.

Public Testimony – Dwayne Thielen. He opposes the crematorium but supports the solar. He is President of the Wai`anae Kai Homestead Association and this is his moku. The proposal is by the Wai`anae Valley Homestead Community Association. He was not told about the plans. He believes that a crematorium has no place in a residential area, especially next to a health center.

Public testimony – Mesana Aldeguiar. A resident of Wai`anae, she supports the crematorium which is next to the waste plant. She sees the crematorium as a benefit to the people in Wai`anae.

MOTION/ACTION

Moved by Commissioner Marfil, seconded by Commissioner Neves, to approve the motion as stated in the submittal.						
Commissioner	1	2	AYE (YES)	A'OLE (NO)	KANALUA ABSTAIN	EXCUSED
Commissioner Freitas						X
Commissioner Helm			X			
Commissioner Kaleikini			X			
Commissioner Kalepa						X
Commissioner Kaneakua			X			
Commissioner Marfil	X		X			
Commissioner Namu`o			X			
Commissioner Neves		X	X			
Chairman Watson				X		
TOTAL VOTE COUNT			6	1		2
MOTION: [] UNANIMOUS [X] PASSED [] DEFERRED [] FAILED Motion passed unanimously. Six (6) Yes votes. One (1) No vote.						

ITEMS FOR INFORMATION/DISCUSSION

REGULAR AGENDA

OFFICE OF THE CHAIRMAN

ITEM C-4 For Information Only – Legislative Proposals for 2025

RECOMMENDED MOTION/ACTION

None. For Information Only. NAHASDA Government Relations Program Specialist Oriana Leao presented the following:

The focus for the next legislative session is on internal and external outreach. If there are any issues requiring legislative action, all are asked to submit that input now. All input will be collected until July 31, 2024. All who are interested in submitting legislative action may fill out the form that is included in the submittal. An email will be sent to DHHL staff, homestead associations, beneficiary organizations, testifies on DHHL-related measures, and other stakeholders/organizations. To be considered, the proposals must be good public policy, address the department’s operations, programs, regulations, processes, budgets/resources, and create a benefit/advantage for the Department, the Trust, or Trust beneficiaries, or correct a deficiency. Authors shall keep in mind the amendment to the Hawaiian Homes Commission Act, which may require review by the Department of Interior and may require consent by the US Congress prior to implementation. Staff will review the submittals, which will be submitted to the Governor, who will choose what will be included in the Package submitted by the Hawaiian Homes Commission. Legislative proposals approved by the Commission but not included in the Governor’s package may be introduced independently of the administrative package. By August she will submit the draft proposal. Send your draft bill with the legislative proposal. The form is on the DHHL website.

DISCUSSION

Chair Watson stated they talked about expanding the legislative initiative to the federal, the county, and other entities, and asked her what the plan is for that. This is just for the state, but maybe we can address other areas and get input on the federal and county legislation. The outreach should be expanded to these other areas. O. Leao stated there is currently no separate method for soliciting federal and county legislative proposals. People can still fill out the form; staff reviews it for consideration to follow the proper protocol to gain approval for federal or county approval. Chair Watson stated we could do that and expand the request to the legislature.

Commissioner Neves asked about the Senate Bill approved separating the vertical from the ground, and asked how that works. O. Leao stated that was Senate Bill SB 3236, the Land Trust Act, which separates the land from the vertical construction. The land stays in the HHL Trust, and the vertical construction is separated into CPRs, and CPRs are placed into a Trust. It allows the department to give a lease to a beneficiary who is allowed to designate a successor prior to the completion of the 15-year compliance period when building with LIHTC funds with the rent with the option to purchase. With the current rent with the option to purchase, the beneficiary cannot designate a successor. Commissioner Neves asked the units to go into a separate trust account. She stated correctly. He asked if that is in there and can be used for other expenses, what was the verbiage for the vertical trust account and how that is managed.

Chair Watson stated the financing approach of the vertical construction will be expanding not only to the LIHTC but others like 223D, the 501 C3, and bond funding. There is a variety of funding approaches that have requirements like being 60% and below the Area Medium Income (AMI), submitting an annual qualification, and being subject to inspection. So, there are requirements for the vertical construction that is separated from the land. For the land, the new law that was mentioned will allow the Commission/Department to issue a homestead lease upfront, entitlements, and the ability to name a successor, independent of the financing. If the person should die before the 15-year compliance period, they can still pass it on to their 25% heir. Commissioner Neves stated his understanding is the LIHTC qualification of 60% is on the unit, so the successor has to meet the 60% AMI. Chair Watson stated that is important.

Commissioner Kaleikini asked if the existing rent with the option to purchase can be retroactive with this law. Chair Watson stated that is what we are going to do, but we need to run it by the investors because the concern is whether this change will jeopardize their investments. If it does jeopardize, then there might be penalties with recapture of fines and fees. Assuming it does not jeopardize their investments, then we will move forward with retroactively applying this. Commissioner Kaleikini asked what the deadline was for the Bill. She stated the Governor must constitutionally announce his intent to veto by the 25th of this month, June. The department has not received any notice with the intent to veto this bill.

Commissioner Neves asked if the successor does not meet the 60% will they be bypassed. Chair Watson stated that is a concern. Commissioner Neves stated we may have to go back to the developer. Chair Watson stated he did not know the answer.

Note: Slide presentation attached.

ITEM C-5

For Information Only – Status Report of DHHL Enforcement Unit Efforts and Statistics (May 1, 2024 – June 15, 2024)

RECOMMENDED MOTION/ACTION

None. For Information Only. Enforcement Administrator David Hoke presented the following:

D. Hoke stated this is their monthly report. There were 11 requests for investigations, produced 22 reports. To date, there have been 63 requests for assistance. They did 2 major operations, one for LMD removing trespassers and cleaning up a portion of King’s Landing, and the other was assisting LDD with the removal of a demolished structure in Maku`u, making that lot available to be awarded.

Enforcement is trying to be proactive, looking into patterns in the way they operate to mitigate risks and reduce the waitlist. They executed a limited right of entry to a residential property and also secured a home in PKE. In both situations, after a beneficiary dies, the home is in limbo, and historically, the department took the position of hands-off, which is not the department’s responsibility. He thanked Chair Watson for taking this aggressive approach because, during that period, the property was susceptible to criminal activity and the deterioration of the asset. The successorship process takes a while, but for the time being, enforcement can secure the property or put someone in the home who is going to follow the same rules as everyone else. He acknowledged Legal Assistant Shanen Cruz who was beneficial in drawing up the limited right of entry and getting the letters for mailout to secure the home.

Enforcement also assisted LMD in serving a Notice of Default on a commercial lease. If people are delinquent, enforcement wants to be available to assist the department in recovering the funds owed.

They made a push in Papakōlea to identify homes that could possibly be vacant. Nick Bolan took the lead on this, and 29 homes were reported that looked or appeared to be vacant. They will break it down over the next month to see if it is in inventory, if it is leased out, if nobody is occupying it, if it is pending transfer or successorship, or something along those lines. Hopefully, enforcement will be able to break down the 29 homes so the department can decide what the next best step is to address these homes. They will move on the other homesteads to address this.

The pilot program had one new report meeting the criteria of possible organized crime. To date, there have been 8 reports. Enforcement utilizes Crimemapping.com, recommended by HPD, to look at the police reports generated. Six months have passed since the beginning of the pilot program and lots of success and hoping to expand over the next six months to the outer island, specifically Hawai`i Island.

DISCUSSION

Commissioner Kaneakua appreciated that the work Enforcement is doing is helping to return the properties to the wait listers. He thanked the Chairman for his aggressiveness.

HOMESTEAD SERVICES DIVISION

ITEM D-1 HSD Status Reports

- A. Homestead Lease and Application Totals and Monthly Activity Reports
- B. Delinquency Reports
- C. DHHL Guarantees for U.S. Small Business Administration
- D. DHHL Guarantees for FHA Construction Loans

Homestead Services Division Administrator Juan Garcia highlighted the department was able to convert two more Undivided Interest Leases. There has been an increase in new applications. The Pu‘uhona Awards had over 150 plus beneficiaries present who were hoping to receive an award. One individual he spoke with stated had she not received an award; the family was ready to move to the US Continent. She was in tears and grateful to receive her award. Another was Auntie Abbie Pali who has been on the list since 1969, she held an UI and received an award. He is waiting for the next two Phases for Pu‘uhona.

Commissioner Kaleikini asked how many lots were awarded. J. Garcia stated 52 lots. Chair Watson stated maybe we should have the Commissioners over. J. Garcia moved on that.

ITEM D-6 For Information Only – Workshop on Pending Named Successor to Application Rights

RECOMMENDED MOTION/ACTION

None. For Information Only. Applications Branch Supervisor Nicole Bell presented the following:

Pending Named Successors Workshop – Successorships are pending and there is a named successor

HAR § 10-3-8 Transfer of Application Rights (a) An applicant may designate an individual relative who is at least eighteen years of age and a native Hawaiian 50% Hawaiian ancestry from among the following to succeed to the applicant’s application rights upon the death of the applicant:

- Husband or wife; child; grandchild; father or mother; widow or widower of a brother or sister or a niece or a nephew.
- The applicant is encouraged to designate their successor while submitting their application
- Designation shall be filed in writing
- The department shall acknowledge the designation in order for the designation to be deemed filed
- Applicant may change the designation of successor at any time; changes/ updates shall be filed in writing
- For information as of June 2024: the number of applications pending successorship is 1,275; and
- The number of deceased applicants with a named successor is 870
- An applicant can hold two applications, one residential and agricultural and the other a residential and pastoral
- There are no pastoral lot applications on O`ahu
- The number of applications with pending successorship, in which the department has been unsuccessful in contacting the named successor is 529, there is no contact information
- The previous version of the successorship form did not have contact information, but now the department asks for a mailing address and contact information for the successor
- Applications plans to issue a Special Public Notice this year in an attempt to contact these successors. The Applications Branch will publish a list of all the named successors, basically reaching out to see if anyone can help.

- If there is no response, the intent is to come before the Commission to cancel the designation to move forward to put out a regular public notice allowing other eligible relatives the opportunity to succeed
- The Kumu `Ohana chart must be completed to determine the successor's blood quantum. In other cases, the KO is completed, but it is found that the successor does not meet the blood quantum. The successor is asked to fill out a quick claim to application rights form, which relinquishes their rights and claim to the applicant's right of the decedent. Then, the department can move forward.
- People on the waitlist are not negatively affected by the pending application successorship

DISCUSSION

Commissioner Helm asked about the 870 if she has a list of lessees without a successor. She stated this is for the applicants, and she does not have the list for lessees. Juan Garcia always advocates for lessees to have a successor.

Public Testimony – Homelani Schaedel. Regarding a past meeting, what disturbed her was the exchange between father and son. This kind of exposure, interchange between families, is not for the public. She has changed the designation of successor many times. When people have ten kids, please do not put ten kids on that form. Do the administrative rules need to be amended; we may have to. Bring in the birth certificate for the successor, too. People come up with family issues; it is not the staff's job; the staff's job is to follow the Act and the administrative rules.

Public Testimony – Kapua Kamai. She stated in this day of technology, having a streamline to other entities is great, but the onus is on the applicant, the lessee. At the time of application, the department has their attention. Do a video and get that information online.

Chair Watson stated recently that legislation has been passed, and the department has access to the Department of Health's records, including both birth and death certificates. There is a Memorandum of Agreement (MOA), which he does not know if the Governor has signed already, which is the statutory authority to access. He is hopeful that the information will be readily available soon with Salesforce. The easier the department makes the process, the easier it is to expedite it. The department is working on making a better system.

Kanai Kapeliela stated people need to let the people they designate as successors know that they have been designated. Also, have a conversation with your family about who they chose as their successor.

Note: Slide presentation attached.

PLANNING OFFICE

ITEM G-1 For Information Only – DHHL Water Policy Implementation Plan Status and Implementation Plan for Fiscal Year 2025

RECOMMENDED MOTION/ACTION

None. For Information Only. Planning Manager Andrew Choy introduced Water Specialist Cherie Kaanana and presented the following:

Andrew Choy gave a brief presentation on what was done in 2024 and what they hope to do in 2025.

C. Kaanana stated there are four priority goals: affirmative communication, aggressive advocacy, water assets inventory, and watershed protection. The following has been accomplished in fiscal year 2024:

- Filing of a Water use Permit Application in Maui Komohana
- Nomination and confirmation of one member of the East Maui Water Authority
- Continued progress on the development of two new well sites in North Kona
- Three rounds of statewide beneficiary training
- Completing hiring of the Department Water Resource Management Specialist

The major goals for 2025 are as follows:

- Focus on Maui -Maui Komohana – development and rights including Water Use Permit Application; Maui Hikina – Aha Wai o Maui Hikina
- Continue water source development
- Continued training
- Seek reservations and water
- Molokai water due diligence
- Waimea Watershed Agreement

DISCUSSION

ANNOUNCEMENTS AND RECESS

1. NO DHHL Community Meeting this month. Next Community Meeting, July 16, 2024, Papakōlea, O`ahu.

RECESS

3:30 PM

HAWAIIAN HOMES COMMISSION

Minutes of June 18, 2024

Hale Pono`i, 91-5420 Kapolei Parkway, Kapolei, O`ahu, 96707, and
Interactive Conferencing Technology (ICT) Zoom

Pursuant to proper call, the meeting of the Hawaiian Homes Commission was held both in person and via Interactive Conferencing Technology, beginning at 9:30 a.m.

PRESENT Kali Watson, Chairperson
Zachary Z. Helm, Moloka`i Commissioner
Michael L. Kaleikini, East Hawai`i Commissioner
Walter Kaneakua, O`ahu Commissioner
Sanoe Marfil, O`ahu Commissioner
Pauline N. Namu`o, O`ahu Commissioner (ICT) late
Dennis L. Neves, Kauai Commissioner

EXCUSED Makai Freitas, West Hawai`i Commissioner
Archie Kalepa, Maui Commissioner

COUNSEL Alana Bryant, Deputy Attorney General

STAFF Katie L. Lambert, Deputy to the Chair
Richard Hoke, Executive Assistant to the Chair
Leah Burrows-Nuuanu, Secretary to the Commission
Andrew Choy, Planning Office Manager
Kalani Fronda, Acting Administrator, Land Development Division
Linda Ching, Acting Administrator, Land Management Division
Kahana Albinio, General Professional, Land Management Division
Juan Garcia, Homestead Services Division Administrator
Lehua Kinilau-Cano, NAHASDA Government Relations Program Manager

ORDER OF BUSINESS

CALL TO ORDER

Chair Watson called the meeting to order at 9:38 a.m. Six (6) members were present at the meeting establishing a quorum.

Chair Watson stated there is a carryover from yesterday, Item H-2. The Commission will recess for lunch at noon and conduct a contested case hearing at 1:30 p.m.

PUBLIC TESTIMONY ON AGENDIZED ITEMS

None.

ITEMS FOR DECISION-MAKING

REGULAR AGENDA

ADMINISTRATIVE SERVICES OFFICE

ITEM H-2 Transfer of Hawaiian Home Receipts Fund Money at the End of the Fourth Quarter, Fiscal Year 2024

RECOMMENDED MOTION/ACTION

Program Budget Analyst Sharon Mendoza presented the following:
 Motion that the Hawaiian Homes Commission approve the Transfer of the balance of the Hawaiian Home Receipts Fund as of June 30, fiscal year 2024, to the Hawaiian Homes General Loan Fund. The projected balance as of June 30, 2024, is \$5 million.

DISCUSSION

Chair Watson asked if it is being transferred to a fund that provides loans and if it would have any adverse impact on the administrative services that are being paid for under the Hawaiian Homes Administration Account. She stated she does not believe so because she received the encumbrance and expenditure report as of May, and we seem to have some cushion.

MOTION/ACTION

Moved by Commissioner Helm, seconded by Commissioner Neves, to approve the motion as stated in the submittal.						
Commissioner	1	2	AYE (YES)	A'OLE (NO)	KANALUA ABSTAIN	EXCUSED
Commissioner Freitas						X
Commissioner Helm	X		X			
Commissioner Kaleikini			X			
Commissioner Kalepa						X
Commissioner Kaneakua			X			
Commissioner Marfil			X			
Commissioner Namu`o			X			
Commissioner Neves		X	X			
Chairman Watson			X			
TOTAL VOTE COUNT			7			2
MOTION: <input checked="" type="checkbox"/> UNANIMOUS <input type="checkbox"/> PASSED <input type="checkbox"/> DEFERRED <input type="checkbox"/> FAILED Motion passed unanimously. Seven (7) Yes votes.						

Public Testimony – Blossom Feiteira. At one time, the Department transferred all of its revenue from the loan fund to the administrative account. On Maui, projects are coming into play, and many beneficiaries have been affected by the Lahaina fire, and their income is not up to par. The beneficiaries need to access the loan fund.

ITEMS FOR INFORMATION/DISCUSSION

REGULAR AGENDA

REQUESTS TO ADDRESS THE COMMISSION

ITEM J-1 Lawrence Hao and Francine Palama – Keaukaha Lease Transfer Issue

L. Hao asked that the Commission expedite and assign Lease No. 05666 from Francine Palama. He has been waiting for eight months for the assignment of this lease to his name. He cannot move into the home until the lease is in his name. Francine Palama and her family enjoyed the

land for 30 years and want to turn the land back to him. On October 6, 2023, he and Francine signed the paper and still waiting for the assignment. He cannot submit his plans to the Department of Planning and Permit without the proper paperwork. He asked the Commission to help him expedite and get his land assigned to him. Why is it taking so long, and how long does he have to wait?

Francine Palama stated they were blessed with the land from Mr. Hao. She and her children agreed that the land should be given back to Uncle Larry Hao. She asked that the Commission help expedite his request so that Larry could return home to Keaukaha by the end of the year.

Juan Garcia apologized to Mr. Hao and Aunty Francine for the delay. They are committed to bringing this matter before the Commission for approval so the Department can expedite the transfer.

Chair Watson asked Mr. Hao if he had named a successor. L. Hao stated that it would be his daughter, Melani Pualani Hao.

ITEM J-2 Jan Makepa – Wai`anae Valley Homestead Community Association

J. Makepa is the President of the Wai`anae Valley Homestead Community Association. She gave an update on the WVHCA using a PowerPoint presentation. She reported that people are illegally dumping rubbish. There was a request for traffic calming speed bumps. She thanked Enforcement for the monthly updates. Kaupuni Park has homeless camping around the park, and they break the park's drinking fountain, attach hoses to the restroom, and take baths in the restroom. At times, there are men and women in the restroom at the same time, which may indicate drug use. It is a safety issue for the Keiki. Firebushes surround Waianae Valley, and fire is a concern. The Wai`anae Valley Homestead has been proactive with the conversion of sewer to septic and has been talking with the people. A concern for the people is the price and the home improvements. The association will host more meetings to educate the community. There is a homesteader whose plans for a PV system are being denied based on her home being in a cesspool. She was told that the Chair would be meeting with the Wastewater Branch.

Chair Watson noticed that he identified the homeless. The Department is trying to address the homeless in Nanakuli, as they are pervasive along the coast. A kauhale could be set up, which is temporary, or an SDU or ADU that is being looked into. Chair Watson asked if it would be something the Wai`anae Valley community would be interested in. She stated it might be an option, but they do not have community areas except that park. If some of the people have families that are part of the homeless, it could be due to a drug problem, and they do not want that around their family. Chair Watson stated the Kauhale is to get them housed and treated as a first step. The Department is reaching out to the communities to see if they are receptive to that approach. She would request that the residents who take up the Kauhale be on their homestead first and be more kanaka-driven to help the native Hawaiians.

Commissioner Neves asked what efforts the state and the Department are making regarding the sewer conversion for funding. Maybe it is something the Department can look at down the road. Chair Watson stated that quite a bit is being done across the state. We can have an update presented to the Commission because there is a lot going on in that area, as well as assessments.

ITEM J-6 Germaine Meyers – Various Concerns

G. Meyers is a Nanakuli homesteader. When people apply for Hawaiian Homestead, they are applying for a homestead lot. She shared the definitions of a homestead and a homesteader/lessee, what kinds of lots are available, housing options available, the benefits of a homestead lessee, portions of the Hawaiian Homes Commission Act, and the waitlist.

ITEM J-7 De Mont Manaole – Various Concerns

D. Manaole shared a handout of his own report regarding the waitlist. Only one of his mom’s siblings got homestead, and the rest did not. He does not have a homestead. He is glad that the Commission is going into Sales Force. The quest to diversify housing options. In 2019, Governor Ige signed new administrative rules for planned communities, multi-family complexes, and rental housing. This provided the Department with the flexibility to add to its diverse portfolio of multi-family and rental housing opportunities for beneficiaries. Most of the lands given to DHHL are rubbish lands, but no matter where the native Hawaiians were put, they made the land better. Waipouli is prime real estate. The report approved by the Commission made this prime real estate possible. An affordable rental gives a rental applicant a chance to save money to prepare for homeownership. For people, 30% and 60% AMI, who are able to participate in something like this, the Department/Commission is giving these people a hand up to be prepared to get a lot. Ownership makes people want to take care of what they have. He thinks there should be a sub-section for LIHTC in the DHHL administrative rules. This Commission has put native Hawaiians in their homes.

Public Testimony—Kaneikawaiola Max Lindsey is a Project Manager with Mark Development, and the President is Craig Watase. The rent with the option to purchase is not without its challenges, but he believes in it as a child of one who has passed. It is a way to save while preparing for homeownership. Chair Watson asked him to mention their Hanapepe project.

Mark Development is working on the next phase of the homes in Hanapepe. They are utilizing the LIHTC to build these homes for the native Hawaiians. Chair Watson asked how many units there were; he thought it was 82. K. Lindsey stated he thinks there are 82 homes, and the earthwork is about to begin.

Chair Watson congratulated Mark Development on winning the 9% tax credit from HHFDC. Mark Development is helping increase the types of categories available to beneficiaries. They helped with Ho`olimalima, so they helped overcome the discrimination others were trying to put out.

ITEM J-5 Kekoa Enomoto – Act 236 Lease Renewals

K. Enomoto testified on Act 236, Pulehunui 184-acre tract in Central Maui and the water meter for the 127-acre tract in upcountry that is licensed to Pa‘upena CDC. Regarding Act 236, for the 40-year lease renewals to non-beneficiary/non-entities, this diminishes beneficiary rights. Act 236 appears to be a breach of trust since the native Hawaiians of 50% blood quantum are the intended assignees. Regarding Pulehunui, she advised the Commission that Pa‘upena CDC is partnering with Hawai`i Taro Farm, LLC, and Hui Ulu Ola o Maui on the 184-acre tract. They are collaborating with G-70 for the planning, designs and conceptual drawings. Regarding the water meter Upcountry for Pa‘upena CDC, she talked with the county Department of Water Supply Water Engineer, Ashley Loroya, regarding the letter from Chairman Watson requesting a water

meter. She said she would follow up on the letter that she drafted and is waiting for Director John Stufflebean's signature. She does not support 40-year lease extensions under Act 236.

ITEM J-8 Princesleahuanani Kumaewakainakaleomomona – Pastoral Lots on O`ahu

Princesleahuanani stated all we have of kukanaka maoli is the symbol of the kahili. She stated King Kamehameha I is part Samoan who married into the Hawaiian bloodline. Regarding the pastoral lot, she has been on the list since 1993. She has been on the HUD housing for 40-years. She has been waiting for her Kahikinui pastoral land.

RECESS 12:00 PM
RECONVENED 12:10 PM

MOTION

Moved by Commissioner Neves, seconded by Commissioner Kaneakua, to convene in an executive session 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. Motion carried unanimously.

EXECUTIVE SESSION IN 12:10 PM

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 matter:

2. Discussion Regarding Telecommunications on Hawaiian Home Lands
3. Discussion Regarding Act 14 (SLH 1995)

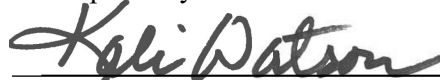
EXECUTIVE SESSION OUT 1:20 PM

ANNOUNCEMENTS AND ADJOURNMENT

A. Next Regular HHC meeting – July 15 & 16, 2024, Hale Pono`i, 91-5420 Kapolei Parkway, Kapolei, O`ahu 96707

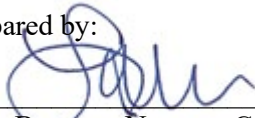
ADJOURNMENT 1:25 PM

Respectfully submitted:



Kali Watson, Chairman
Hawaiian Homes Commission

Prepared by:



Leah Burrows-Nuuanu, Commission Secretary
Hawaiian Homes Commission

Attachments:

- 1) Public Testimony - Germaine Meyers
- 2) Public Testimony - Gerilynn Medeiros

homestead ^{1 of 2} noun

home-stead ('hōm-,sted) -stid

[Synonyms of homestead >](#)

1 a : the home and adjoining land occupied by a family

b : an ancestral home

c : **HOUSE**

2 : a tract of land acquired from U.S. public lands by filing a record and living on and cultivating the tract

homestead ^{2 of 2} verb

home-stead ('hōm-,sted)

homesteaded; homesteading; homesteads

transitive verb

: to acquire or occupy (land) as a [homestead](#)

Piet drove over the nearly impassable mountains from Capetown to *homestead* his two farms ...

—Julian Moynihan

... he wants his children and grandchildren to be able to work the rich soil *homesteaded* by their ancestors in the 1800s.



government.

– David Holahan

2 : to live frugally or self-sufficiently (as on a homestead) especially by growing and preserving food

They *homestead* on about 4 acres with a 5,000 square foot garden, greenhouse and an enclosed porch that they use as an additional greenhouse.

– *The Paper of Montgomery County* (Crawfordsville, Indiana)

The food insecurity of my childhood undoubtedly informed my decision to *homestead* as an adult. ... We have chickens and ducks, and my husband grows an organic garden that supplies well over half of our family's food for the year.

– Crystal Sands



Dictionary

Thesaurus

-,sted-ər **noun**

homestead **noun**

home·stead ('hōm-,sted, -stid )

- 1 a** : the home and adjoining land with any buildings that is occupied usually by a family as its principal residence
- b** : an estate created by law in a homestead especially for the purpose of taking advantage of a homestead exemption

"Available lands" means public lands designated as available lands under section 203 of the act;

"Camper" means any person who remains or intends to remain at a park on Hawaiian home lands in order to use the park for overnight accommodations;

"Camping" means the use and occupation of any park on Hawaiian home lands on which at least one person remains or intends to remain overnight;

"Chairman" means the chairman of the commission;

"Commission" means the Hawaiian homes commission;

"Complainant" means the person or agency upon whose complaint a proceeding is instituted;

"Contested case" means a proceeding in which the legal rights, duties, or privileges of specific parties are required by law to be determined after an opportunity for hearing before the commission, and shall include but not be limited to proceedings involving the denial or cancellation of homestead leases issued by the department, and loan or tax delinquencies;

"Deferred status" means the status of an applicant in which the applicant will not be considered for an award, but will retain one's position on the waiting list;

"Department" means the department of Hawaiian home lands;

"Government records" has the same meaning as defined in chapter 92F, HRS;

"Hawaiian home lands" means all lands given the status of Hawaiian home lands under section 204 of the act;

"Hearing officer" means a person appointed by the commission or chairman at the request of the commission, authorized and qualified to hold a hearing for the purpose of taking evidence and making recommended decisions in any contested case;

"Homesteader" means the holder or successor thereto of a lease which may be of the following classes issued under section 207 of the act:

- (1) Residential or residence lot lease;
- (2) Pastoral or pastoral lot lease; and
- (3) Agricultural or agricultural lot lease;

§10-1-5

"HRS" means the Hawaii revised statutes, as amended;

"Lessee" has the same meaning as homesteader;

"Native Hawaiian" means any descendant of not less than one-half part of the blood of the races inhabiting the Hawaiian islands previous to 1778;

"Party" means each person or agency named or admitted as such, or properly seeking and entitled as a matter of right to be admitted as such in a proceeding.

"Person" includes any individual, partnership, corporation, association, or public or private organization of any character other than an agency;

"Petitioner" means any interested person who in an individual or representative capacity requests:

- (1) A hearing as authorized by statute, law, or these rules;
- (2) A declaratory ruling;
- (3) Applicability of a departmental rule or order; or
- (4) Adoption, amendment, or repeal of any departmental rule;

"Picnic" means use of a park on Hawaiian home lands that does not include overnight accommodation;

"Presiding officer" means the person conducting a hearing and may be the chairman or a duly appointed representative;

"Public lands" has the same meaning as defined in chapter 171, HRS;

"Respondent" means the party in a contested case against whom an order to show cause has been issued by the commission on its own initiative or a notice of hearing has been issued on the basis of a complaint filed with the commission;

"Rule" means a statement of general or particular applicability and future effect that implements, interprets, or prescribes law or policy, or describes the organization, procedure or practice requirements of the department;

"Rulemaking procedure" means any formal action to adopt, amend, or repeal any rule of the department;

"State" means the State of Hawaii; and

§10-1-5

"Tract" means any tract of Hawaiian home lands leased, as authorized by section 207 of the act. [Eff 7/30/81; am and comp 10/26/98] (Auth: HHC Act §222) (Imp: HHC Act)

§10-1-6 Numbering. Words importing the singular number may be applied to several persons or things; words importing the plural may include the singular. [Eff 7/30/81 am and comp 10/26/98] (Auth: HHC Act §222) (Imp: HRS §91-2)

§10-1-7 Severability. If any section, sentence, clause, or phrase of Title 10 be for any reason held by a court of competent jurisdiction to be invalid, the decision shall not affect the validity of the remaining portion of this title. [Eff 7/30/81; am 2/3/83; am and comp 10/26/98] (Auth: HHC Act §222) (Imp: HRS §91-2)

§207. Leases to Hawaiians, licenses. (a) The department

is authorized to lease to native Hawaiians the right to the use and occupancy of a tract or tracts of Hawaiian home lands within the following acreage limits per each lessee: (1) not more than forty acres of agriculture lands or lands used for aquaculture purposes; or (2) not more than one hundred acres of irrigated pastoral lands and not more than one thousand acres of other pastoral lands; or (3) not more than one acre of any class of land to be used as a residence lot; provided that in the case of any existing lease of a farm lot in the Kalaniana'ole Settlement on Molokai, a residence lot may exceed one acre but shall not exceed four acres in area, the location of such area to be selected by the department; provided further that a lease granted to any lessee may include two detached farm lots or aquaculture lots, as the case may be, located on the same island and within a reasonable distance of each other, one of which, to be designated by the department, shall be occupied by the lessee as the lessee's home, the gross acreage of both lots not to exceed the maximum acreage of an agricultural, pastoral, or aquacultural lot, as the case may be, as provided in this section.

(b) The title to lands so leased shall remain in the State. Applications for tracts shall be made to and granted by the department, under such regulations, not in conflict with any provisions of this title, as the department may prescribe. The department shall, whenever tracts are available, enter into such a lease with any applicant who, in the opinion of the department, is qualified to perform the conditions of such lease.

(c)(1) The department is authorized to grant licenses as easements for railroads, telephone lines, electric power and light lines, gas mains, and the like. The department is also authorized to grant licenses for lots within a district in which lands are leased under the provisions of this section, for:

(A) Churches, hospitals, public schools, post offices, and other improvements for public purposes; and

(B) Theaters, garages, service stations, markets, stores, and other mercantile establishments



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[Home](#) » Applications & Wait List

APPLICATIONS & WAIT LIST

Oahu Applications Branch

In response to COVID-19, the Oahu Applications Branch is operating by appointment only until further notice. Call (808) 620-9220 to schedule an appointment.

- [Applying for Hawaiian Home Lands](#)
- [Application Wait Lists](#)
- [Application Forms](#)
 - [Request an Application Forms Packet](#)
 - [Change of Address Form](#)
- [DNA Procedures](#)
- [Frequently Asked Questions by New Applicants](#)
- [Frequently Asked Questions by Applicants Who Are on the Waiting List](#)



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[Home](#) » [Applications & Wait List](#) » Applying for Hawaiian Home Lands

APPLYING FOR HAWAIIAN HOME LANDS

LOA'A KA 'ĀINA HO'OPULAPULA

Aloha Kākou!

Welcome to the Hawaiian Home Lands program. The program has its roots in the [Hawaiian Homes Commission Act of 1920](#), as amended. It provides native Hawaiians with several benefits that we hope will assist you and your 'ohana for generations to come. Entry into the program, however, depends largely upon you. In the course of applying for a homestead, you may find yourself embarking on a journey of discovery into your family's history. While it often takes time, for most people it is a process well worth the effort.

This site is designed to make your entry into the program as smooth and fruitful as possible. Like the 'ulu tree, the Hawaiian Home Lands program can provide sustenance for generations to come.

Eligibility Requirements:

To be eligible to apply for a Hawaiian Home Lands [homestead](#) lease, you must meet two requirements:

- You must be at least 18 years of age; and
- You must be a native Hawaiian, defined as “any descendant of not less than one-half part of the blood of the races inhabiting the Hawaiian Islands previous to 1778.” This means you must have a blood quantum of at least 50 percent Hawaiian. This requirement remains unchanged since the HHCA's passage in 1921.

Request an Application Forms Packet

- [Request an Application Forms Packet](#)

Primary Documents

Birth certificates (Certificates of Live Birth and Certifications of Live Birth) and Certificates of Hawaiian Birth are the primary documents used to determine native Hawaiian

qualification.

The Department of Hawaiian Home Lands accepts both Certificates of Live Birth (original birth certificate) and Certifications of Live Birth because they are official government records documenting an individual's birth. The Certificate of Live Birth generally has more information which is useful for genealogical purposes as compared to the Certification of Live Birth which is a computer-generated printout that provides specific details of a person's birth. Although original birth certificates (Certificates of Live Birth) are preferred for their greater detail, the State Department of Health (DOH) no longer issues Certificates of Live Birth. When a request is made for a copy of a birth certificate, the DOH issues a Certification of Live Birth.

If the DOH does not have a birth certificate on file for any of your parents or grandparents, you must obtain a "no-record certification." A "no-record certification" tells Department of Hawaiian Home Lands staff that the DOH searched its files and cannot find the records requested. At a minimum, the DHHL asks that applicants produce certified copies of birth certificates, certificates of Hawaiian birth, or no-record certifications for the following people:

Yourself (if your present legal name differs from the name listed on your birth certificate, you must also submit a marriage certificate, a divorce decree, or a legal name change decree to account for this difference);

- Your natural father;
- Your natural mother;
- Your natural father's parents;
- Your natural mother's parents; and
- Your natural great-grandparents if applicable (submit these if your grandparents were born after the 1920s)

*****IMPORTANT*****

(1) Birth certificates of adopted individuals must be cleared through family court. (Please ask DHHL staff for assistance.)

(2) Out-of-state and foreign birth records [i.e. FS-240 ("Consular Report of Birth Abroad of a Citizen of the United States of America"), DS-1350 ("Certification of Report of Birth"), etc.] must be accompanied by notarized affidavits from the biological parents.

Secondary Documents

There are times when the birth certificates for yourself and/or your parents or grandparents are not available and you have gotten "No-record" certifications from DOH. DHHL may accept secondary documents that establish family ties or blood quantum in place of primary documents.

The following are some of the secondary documents which may be used. The list is in the preferred order of priority:

- Certified marriage certificates for your biological parents, grandparents, etc. (If these are not available, you will need a “no-record certification” from the Department of Health);
- Certified death certificates for your biological parents, grandparents, etc. (If these are not available, you will need a “no-record certification” from the Department of Health);
- Family history charts and documents such as marriage, divorce and death records from the State of Hawaii Archives, state courts, public libraries or U.S. Census records;
- Official baptismal records from your church or other church documents showing your race or the race of your ancestors;
- Official records from the files of military services, schools or hospitals;
- Employment records;
- A written statement from your physician or, in the case of a relative’s death, a written statement from the mortuary which handled the burial;
- Newspaper clippings from *Obituaries* and *Vital Statistics* sections; and
- Affidavits, meaning sworn and notarized statements, from knowledgeable persons who can verify an individual’s ancestral claims. These would primarily be from parents, grandparents and other close relatives.

Birth Certificates (Adoption)

If you are adopted, you must establish proof of your native Hawaiian ancestry through your biological parents, not your adoptive parents. In the past Family Court records regarding adoptions have been sealed. Under current Hawaii State law, however, there are procedures by which an adopted individual may obtain information contained in the sealed records. In some cases, DHHL staff may be able to assist you with this process. (See Sections 578-14.5 and 578-15, Hawaii Revised Statutes.)

Inconclusive Documents

Sometimes an applicant may be confused by DHHL’s request for more documentation. Usually, if a request is made for more documentation, it is because a question regarding a person’s application or genealogy has been raised. For example, the document presented may refer to the applicant as “Part-Hawaiian,” “Caucasian-Hawaiian,” “Hawaiian-Chinese” or “Portuguese-Hawaiian.” Often an applicant will interpret statements like this to mean the individual is 50 percent Hawaiian. In fact, because the percentage of Hawaiian is not specified, additional documentation will be required to identify the full-blooded Hawaiian ancestor(s). Once this ancestor(s) is identified, the blood quantum amount is brought forward to the current generation, dividing the blood quantum amount in half with each new generation. The amount of Hawaiian blood an applicant has is identified and documented through this process.

Variation in Names or Single Names

If a document shows a variation in names, such as the difference between a name on a birth certificate and a marriage certificate, more documentation will be requested to explain the difference. This also holds true if the document in question shows only a surname or a single name.

Reasonable Basis for More Documentation

DHHL staff may ask for additional documentation if, for example, a nontraditional Hawaiian surname of “Bennett” is listed with the race given as “Hawaiian”. Another reason why more documentation might be requested is if the age of the applicant doesn’t match the age presented on the document in question.

Where to Get Your Documents

The state Department of Health, the state Archives, and the state Bureau of Conveyances are just a few places where you can look for and obtain primary and secondary documents. Certified copies of records can be obtained for a fee.

The addresses, telephone numbers, and office hours for several of these sources can be found at the end of this section.

Other sources are the state Circuit and Family Courts, the state libraries, hospitals, schools, religious organizations, and the LDS Family History Centers operated by the Mormon Church. Although personnel at the History Centers will assist in your research, they will not do your research for you.

You may also use copies of documents in DHHL’s files of a relative who is a homestead lessee or applicant. However, you must obtain written permission from your relative in order for DHHL to use that relative’s genealogical information for your application.

Application Processing

DHHL will return an incomplete application, along with instructions, advising the applicant to produce further evidence to verify his or her Hawaiian ancestry. If an applicant disagrees with the action taken by DHHL on his or her completed application, he or she has 30 days from receipt of the written notice to petition DHHL for an appearance before the Hawaiian Homes Commission to address the action taken on the application.

Types of Homestead Leases

Once you have your documents proving your native Hawaiian ancestry in order, you’ll need to decide what kind of homestead lease you would like to receive.

There are three kinds of homestead leases: residential, agricultural, and pastoral.

You may apply for one of the following:

- One residential lot;
- One agricultural lot;
- One pastoral lot;
- One residential lot and one agricultural lot; OR
- One residential lot and one pastoral lot.

You **may not** apply for all three types of homestead leases. **Nor** may you apply for both an agricultural lot and a pastoral lot.

Although you **may apply** for leases on separate islands, you cannot hold leases on separate islands. Say, for example, the first lease you obtain is for a residential lot on Oahu. You also applied for agricultural land on Maui. At the time you are offered the agricultural lot on Maui, you will have to decide which island you are going to homestead, because you cannot have leases on two islands.

Homestead Lease Availability by Island

Island	Type of Available Homestead Lease
Hawaii	Residential, Agricultural and Pastoral
Kauai	Residential, Agricultural and Pastoral
Lanai	Residential
Maui	Residential, Agricultural and Pastoral
Molokai	Residential, Agricultural and Pastoral
Oahu	Residential and Agricultural

Available Residential Awards

The homestead program offers a range of residential awards that include, but are not limited to:

- Fully improved lots with new homes on them.
- Fully improved vacant lots.
- Vacant lots with minimal improvements.

DHHL recognizes that beneficiaries come from diverse financial backgrounds. As a result, DHHL has formed cooperative partnerships with several nonprofit and governmental organizations to provide beneficiaries with as many housing options as possible. For example, both self-help housing and Habitat for Humanity homes have been constructed on Hawaiian home lands.

If you are selected for an award and you choose not to accept it for whatever reason, please *kokua* and let DHHL know as soon as possible that you are deferring the award. This gives the next qualified applicant an opportunity to get a homestead lease.

Benefits of a Hawaiian Home Lands Homestead Lease

Perhaps you're still considering applying for a homestead lease. Here's something to think about – the advantages of being a Hawaiian homestead lessee. Among the many benefits are:

- Annual lease rent of \$1.00 per year;
- 99-year lease;
- Lease term which can be extended for an additional 100 years, allowing you to pass your homestead from generation to generation;
- Seven-year exemption from real property tax;
- Complete exemption of tax on land;
- Minimal real property tax after the first seven years (applies only to County of Kauai and City and County of Honolulu, Oahu);
- Taxing of assessed value of improvements on property (Hawaii and Maui counties only);
- Homeowner's exemption (to be filed with respective county's real property tax office);
- Low interest government loans (contact DHHL for more information); and
- Ability to use the equity in your property to obtain loans (contact DHHL for more information).

Applying for a Homestead Lease

Once you are ready to apply for a homestead lease, you may either call or go to the DHHL Application's Office in Honolulu or the DHHL District Office closest to you and ask for a homestead application packet.

The homestead application packet contains the following:

- Letter of Welcome
- Application for Lease of Hawaiian Home Lands
- Addendum to Application
- Designation of Successor to Application Rights for Homestead Lease
- Kumu 'Ohana Worksheet
- Consent for Release of Information

There are two ways to submit an application. You can mail in the completed and notarized form, along with certified copies of the necessary documentation. These certified copies will be returned



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[Home](#) » [Applications & Wait List](#) » Application Waiting List

APPLICATION WAITING LIST

If you are having trouble viewing the PDF files in your web browser, try Right-Clicking on the desired link and selecting “Download Linked File” from the popup list, then view the downloaded file in Adobe Reader or Adobe Acrobat. Please be sure to update to the latest version of the [Adobe Reader](#) PDF reader software (free).

AS OF JUNE 30, 2023

- [Application Waiting List Alpha A-K](#)
- [Application Waiting List Alpha L-Z](#)
- [Application Waiting List O'ahu](#)
- [Application Waiting List Maui](#)
- [Application Waiting List Hawai'i](#)
- [Application Waiting List Kaua'i](#)
- [Application Waiting List Moloka'i](#)
- [Application Waiting List Lanai](#)
- [Waiting List Summary](#)

[WAITING LIST APPLICATION ARCHIVE \(2010 – 2022\)](#)

(Lists are updated at least annually)

Name	App Date	Area Code	Area Rank	I/W Rank	Mail Code	Inactive	Zip Code	Priority
AALONA, GARY K	06 03 1993	291		1791			96717	
AALONA, GARY K	06 03 1993	293		1114			96717	
AALONA, JILL L.K.	03 01 1960	133	26	64			96717	B
AALONA, THADDEUS P SR	07 30 1993	291		1822			96717	
AALONA, THADDEUS P SR	07 30 1993	393		2484			96717	
AALONA, VENUS N	06 15 1993	291		1796			96731	
AALONA, VENUS N	06 15 1993	293		1118			96731	
AAMOLD, ADELA	02 06 2014	193		9468			78723	
AANA, BENJAMIN K.D.	02 12 2015	392		1855			96819	
AANA, BENJAMIN K.D.	02 12 2015	393		5331			96819	
AANA, DERIAH K	06 17 1994	191		686			96817	
AANA, DERIAH K	06 17 1994	193		2609			96817	
AANA, MINERVA L.K.	01 28 2002	391		4842			96720	
AANA, MINERVA L.K.	04 29 1999	393		3085			96720	
AARONA, FRANCINE	07 10 1985	291		85			96819	
AARONA, JAMES K	07 16 1985	291		90			96790	
AARONA, RAINEE L.U.	11 24 1995	291		2108			96779	
AARONA, RAINEE L.U.	11 24 1995	293		1286			96779	
AARONA, SHERILYNN K.M.	04 24 1995	191		839			96795	
AARONA-LORENZO, DONNA E.K.	06 25 1986	291		601			96790	
ABABON, CAROL E	02 11 1986	593		160		K	89104	
ABAD, SHIRLEY ANN	04 22 1997	193		3336			96726	
ABAD, SHIRLEY ANN	07 11 1988	391		2124			96726	
ABADILLA, ANABETH K.H.	05 13 1985	393		595			96786	
ABALOS, MICHELE M.M.	10 18 2022	193		11256			96701	
ABALOS, MICHELE M.M.	01 11 1991	391		2808			96701	
ABARO, BRENDA L	07 06 2006	193		6242			96792	
ABARO, BRENDA L	07 06 2006	291		3457			96792	
ABATAYO, VERADELL L	09 11 2015	193		9832			90250	
ABAYA, DANIEL	03 08 2010	393		4847			34433	
ABAYA, LAVERNE K	07 25 1986	191		177			96707	
ABBEY, AGNES H	08 18 1986	293		412		K	89118	
ABBEY, DANNELLE L.A.	09 06 1985	291		154			96793	
ABBEY, NORMA P	02 09 2005	593		944		R	89103	
ABBEY, RICHARD L JR	11 03 2000	191		1595			96797	
ABBEY, RICHARD L JR	11 03 2000	193		4296			96797	
ABBEY, WENDELL	12 16 1999	593		822		K	89107	
ABBOTT, ELIZABETH L	04 06 1994	391		3567			96761	
ABBOTT, ELIZABETH L	04 06 1994	393		2570			96761	
ABBOTT, JASMINE U.T.M.	10 05 2009	191		3041			96819	
ABBOTT, JASMINE U.T.M.	10 05 2009	193		7821			96819	
ABCEDE, JOYCE L	09 05 1989	191		373		D	96706	
ABCEDE, JOYCE L	08 05 1996	193		3199		D	96706	
ABE, ELLA A.K.	03 28 2008	191		2843			96717	
ABE, ELLA A.K.	03 28 2008	193		7053			96717	
ABE, KIMBERLY J.K.	08 11 2000	392		1092			96743	
ABE, KIMBERLY J.K.	07 21 2022	393		5960			96743	
ABE, ROBERTA L	01 02 1996	191		958		R	96825	
ABE, ROBERTA L	01 02 1996	193		3046		R	96825	
ABEJON, ALLISON K	08 17 1992	191		510			96795	
ABEL, KEOLAHOU C.M.	07 17 2006	291		3468			48827	
ABEL, KEOLAHOU C.M.	07 17 2006	293		2425			48827	
ABELL, LISA K	04 16 1991	591		914		K	96746	
ABELL, LISA K	04 16 1991	593		543		K	96746	
ABELLA, MARTHA S	11 07 2012	193		9112			76179	
ABELLANA, GWENDOLYN	01 11 1978	193		884		K	96792	
ABENES, LEIMANA K	06 16 1989	391		2363			96720	
ABENES, LEIMANA K	06 16 1989	393		1809			96720	
ABERILLA, NORENE	03 24 1975	133	471	651			96744	
ABERILLA, NORENE	10 24 1990	391		2747			96744	
ABIHAI, PAULETTE D.L.	10 21 1975	143	55	685			96748	
ABIHAI, PAULETTE D.L.	09 02 2008	291		3890			96748	
ABILEY, CAROLANN I.K.	06 19 1986	391		1057			96797	
ABILEY, CAROLANN I.K.	08 30 1978	393		157			96797	
ABILLA, TIANA K	06 12 2014	391		6681			96817	
ABILLA, TIANA K	06 12 2014	393		5265			96817	
ABORDO, ELEANOR K	01 18 1996	191		973			96816	
ABORDO, ELEANOR K	01 18 1996	193		3059			96816	
ABORDO, ZELEI M	06 14 1976	133	494	751			96814	
ABRAHAM, ARLENE L	11 28 1989	391		2503			96795	
ABRAHAM, AURINO B	09 27 2004	193		5437		R	96734	
ABRAHAM, AURINO B	09 27 2004	291		2993		R	96734	
ABRAHAM, FRANKLIN M	11 28 2011	193		8774			96797	
ABRAHAM, HAZEL L	10 31 1991	191		457			84074	
ABRAHAM, HAZEL L	10 31 1991	193		2223			84074	
ABRAHAM, JAMES M	10 05 1999	293		1458			96790	
ABRAHAM, JARELYNN L	10 02 2012	193		9092			96792	
ABRAHAM, JOHN K	04 28 1999	391		4442			96792	
ABRAHAM, JOHN K	04 28 1999	393		3084			96792	
ABRAHAM, LUCY	06 16 1986	191		155			96795	
ABRAHAM, MAKAI O C	02 13 1996	392		859			96725	
ABRAHAM, MAKAI O C	02 13 1996	393		2787			96725	
ABRAHAM, RAYETTE-DEE B.K.	07 09 1986	392		185			96720	
ABRAHAM, TEDLINA N	07 15 2009	191		3011			96707	
ABRAHAM, TEDLINA N	07 15 2009	193		7698			96707	
ABRAHAM, TIMOTHY K	09 26 2005	391		5463			96725	
ABRAHAM, TIMOTHY K	09 26 2005	393		4017			96725	
ABRAHAM, WILLOUGHBY I	04 25 1990	391		2614			96720	
ABRAHAM, WILLOUGHBY I	04 25 1990	393		1945			96720	
ABREU, ALBERT J	07 26 1996	291		2172			99009	
ABREU, ALBERT J	07 26 1996	293		1325			99009	
ABREU, KUU IPO W	06 23 2015	392		1869			96743	
ABREU, KUU IPO W	06 23 2015	393		5365			96743	
ABREU, MELVIN H	12 08 1969	343	20	50			96701	C
ABRIGO, MARLENE K	08 08 1996	191		1042			96786	
ABRIGO, MARLENE K	08 08 1996	193		3201			96786	
ABULON, CATHY H	01 09 2006	291		3304			96768	
ABULON, CATHY H	01 09 2006	293		2237			96768	

From: dhhl.icro1@hawaii.gov
To: [Burrows-Nuuanu, Leatrice W](#)
Subject: New submission from Submit Agendized Testimony
Date: Wednesday, July 03, 2024 9:00:14 AM

Name

Gerilynn Medeiros

Email

g3medeiros@gmail.com

Please Identify Agenda Item(s):

E-1

Pick One:

Both - Submit Testimony Below

Message

Aloha Chairman & Commissioners

Representatives of trustees on behalf of the Native Hawaiian Beneficiaries of these islands.

My name is Gerilynn Medeiros aka Moku.

I thank you for this opportunity to speak before this Commission.

As my concern draws attention to South Point Ka'u KaLae Hawaii.

1. Ka'u \$5.7 milliom dollar Water Development/Imporvemebt Project

- Near Completed as of June 11, 2024.
- 100,000 gallon conncrete water tank (phase 1 & 2)
- Water Filling Consumption Spigot
- Replacement Regulating valves
- Amazing work by the way..(isemoto construction)
- \$20 million more dollars is needed to complete the project (phase 3)

1. Subdivide 25 pastoral lots amongst the 25 Lessees

2. Individual TMK#s per Lot

3. Add water Laterals and Meters to each Lot

4. Fix road to County Standards

Now we as Native Hawaiian Beneficiaries of this land who have been here

For 32 years as cattle ranchers without water to our lots. Having to go to the county water spigot for decades and we are suppose to continue to do the same here (mahalo nui for bringing water closer) but if you know S.P its windy, dry, dusty & dirty majority the year.

Now this project is a Historically Awaited Water Project for S.P Beneficiaries.

But, how unfortunate to recognize that we have to wait....for another (32 more years).

While water lines already exists flowing from DWS#108 passing through the Pastoral Lots an into the 1933 Morse Airfield Military Fuel Tank entering in one side and spilling out the other end. Regardless it was brought to this commissions attention on Sept. 17, 2023 at Ka'u special meeting it has continued to spill.

It is not right, and the obvious reason and purpose is to generate business ventures to the Green sands beach for the benefit of the Government and never the people is just Wrong.

1. South Point Complex Special District) Natioonal Historical Landmark

Now, we continue further down to the South Point Complex " Special District" as identified by the Government under Executive Order #1609 Kalae boat landing and park registered as a National Historical Landmark (NHL) State Inventory of Historical Properties (SIHP# 5010-75-04140)National

Register of Historical Landmark (NRHL) under the National Historical Preservations Act (NHPA) Section 106.

- 7 TMK#'s (9 TMK's Total/2 deleted) within this Special District area.

- 1) Only 1 TMK# is Clearly Identified within the Project area

- 2) 1 more TMK is identified throughout maps within the 2016 draft and 2018 Final S.P Resources Management Plans an Assessment prepared by Townscape Inc.

- National Park Services will have oversight of S.P as identified which by

- 1) Installing a security gate/checkpoint

- 2) Collect a fee

- 3) Enforce Federal rules and laws

- Construct Parking Area, walking paths, emergency road etc.

1. Park and Hike

2. Emergency road (should be used for emergency only as identified)

So if i may ask.. Where on the island or islands that where there is a checkpoint/security gate that is NOT operated by the NPS and the land behind it is Native Hawaiian Beneficial trust land?

However, there are many disparities an concerning within this entire Kama'oa Pu'ueo ahupua'a project area from top to bottom. However, it is but most disappointing to see that trust land is being taken away, locked up, sold off, developed on, an exchanged by the Government to benefit no other than the Government.

How unfortunate is it that the the Choices and Decisions the Government makes has changed the lives of many many Native Hawaiians for 100+ years over

Rules and Laws have been amended over and over to fit the needs and wants of the Government and never the people.

Come July 1, 2024 more rules and laws will take in effect.

(HB 2640- Cash Awards to any beneficiary to remove them from the waitlist)

Its just insane how this train just keeps on rolling, overthrow, claim, own, take, sell, exchange, and now pay.

It is by far the Fiduciary Duty of both the United States and State of Hawaii to faithfully administer the provisions of the Hawaiian Homes Commissions Act of 1920 (HHCA) for the betterment of the Native Hawaiian Beneficiaries as complete Responsibilities under section 5 of the Hawaii Admissions Act was transferred to HHCA.

I'm going to leave with saying this: if you have heard your tutu, papa tell you the story of What Happen to The Hawaiian People and Their Land with tears in their eyes if not crying, remembering like it was yesterday....an today you cry an feel...

Then You are Hawaiian...

Doing our job RIGHT for the reasons its created for is wat should matter.

For You and For Me...For ALL!

Thank You Chairman as well as Commissioners representatives of trustees on behalf of the Native Hawaiian Beneficiaries of these islands for all that you have done to make all things happen.

Mahalo nui

Moku Medeiros



HAWAIIAN HOME LANDS

HAWAIIAN HOMES COMMISSION · DEPARTMENT OF HAWAIIAN HOME LANDS

Hawaiian Homes Commission **June 17 – 18, 2024** **Office of the Chairman** **Item C-2 Resource Development Budget** June 17, 2024



BACKGROUND

Per the DHHL Planning System, funding is one major implementation tool to carry out HHC-approved plans, construction and improvement projects, and rehabilitation programs.

Federal opportunity

- Infrastructure Investment and Jobs Act, 2021
- Inflation Reduction Act, 2022
- Expires 2026

- Existing Federal programs (pre--2021)



Opportunity

DHHL — at the right place, at the right time

- **Mission and service area**
- **Leveraging power — State \$600 million and land**
- **Track record**



Achievements

Since November 2023:

- **Re-instatement of \$5 M annual set-aside for water infrastructures financing**
- **Submitted 9 proposals, totaling over \$33 M**
(Refer to Exhibit B)
- **Secured free technical assistance**



Ramping Up

We need more hands to help

Budget Breakdown:

• Project Planning	\$1,650,000
• Grant writing/ technical studies	\$1,065,000
• Policy Advocacy	\$585,000
• Post-award: Grants administration, Compliance, project management	<u>\$900,000</u>
Total budget request (Account T-25-902)	\$4,200,000

Refer to Exhibit A



Federal Cost-Share or Match

A future discussion on a process on handling match fund requirements for both DHHL proposals and community requests

- Many federal proposals require a non-federal cost-share or match
- Amount required is on a proposal-by-proposal basis and is needed throughout the year
- Increasing community requests for DHHL to supply matching funds for community projects

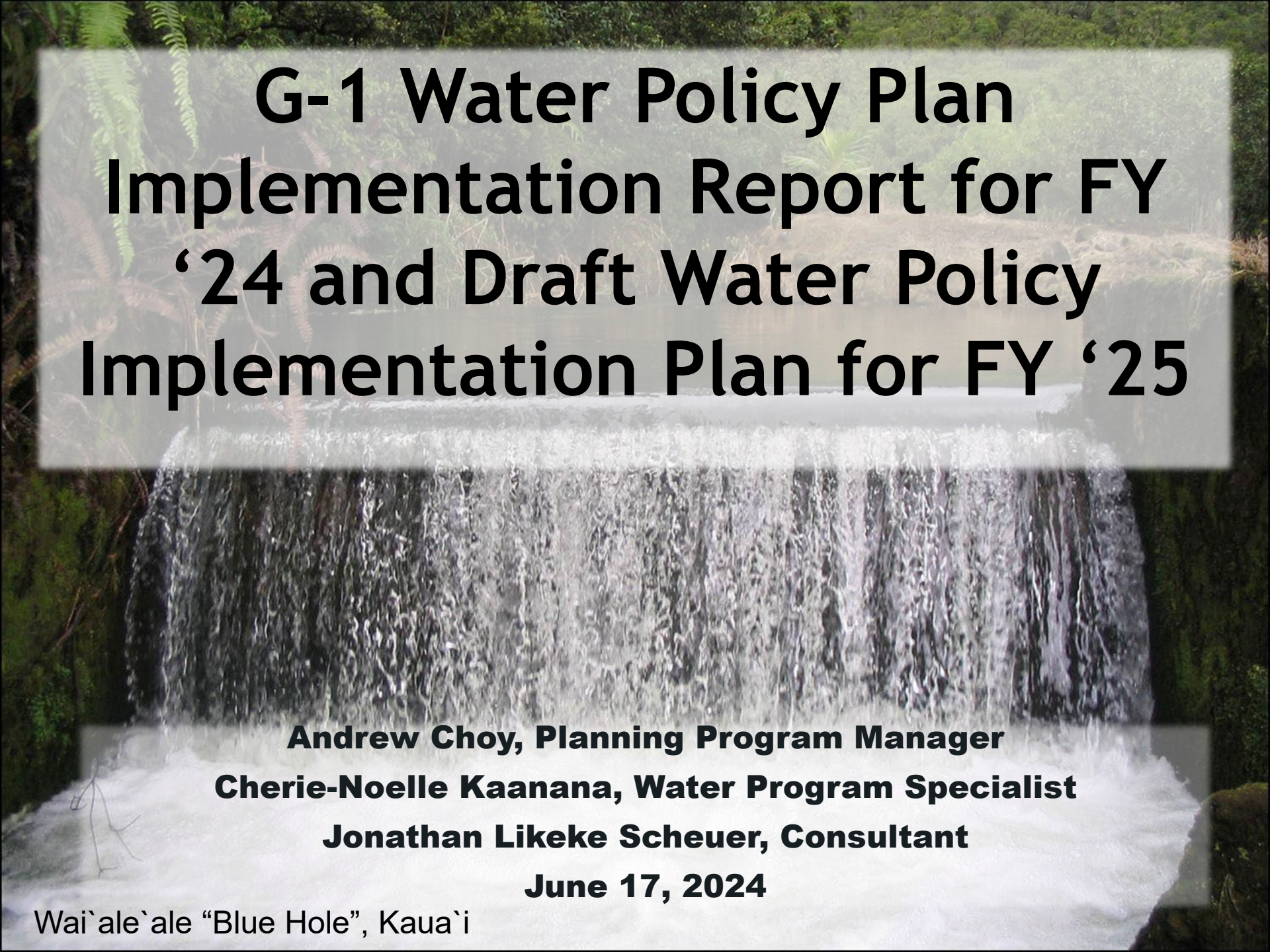


MAHALO



DEPARTMENT OF HAWAIIAN HOME LANDS

www.dhhl.hawaii.gov

A photograph of a waterfall cascading over rocks in a lush, green forest. The water is white and frothy as it falls. The background is filled with dense foliage and ferns.

G-1 Water Policy Plan Implementation Report for FY '24 and Draft Water Policy Implementation Plan for FY '25

Andrew Choy, Planning Program Manager

Cherie-Noelle Kaanana, Water Program Specialist

Jonathan Likeke Scheuer, Consultant

June 17, 2024

Wai`ale`ale "Blue Hole", Kaua`i

- 
- I. Historical Context**
 - II. The HHC Water Policy Plan (WPP)
Development and Content**
 - III. WPP IP Report FY 2024**
 - IV. WPP IP FY 2025**

**Context: 1920: During Debates over the
Passage of the Hawaiian Homes
Commission Act**

Context: 1920

“I have also pointed out that this would be a costly experiment. This \$1,000,000 revolving fund that would be set aside the first clatter out of the box, if this bill was passed would be only a part of the expense of this experiment. If they go to acquiring water rights and constructing irrigation systems, it will cost anything running up into the millions of dollars. And it all comes out of the white taxpayers’ pockets.



A.G.M Robertson

Context: 1920

“You will note that all ‘cultivated sugar-cane lands’ are excluded from ‘available lands’...thus confining the lands available for the rehabilitation project to those upon which it is not possible for the Hawaiian or anyone else to make good. In short, it gives the plantation all arable and the Hawaiians all arid lands.”



Albert Horner

Context: 1957: From an Article in the *Honolulu Record*



Context: 1957

“One hundred qualified Hawaiians could be placed on Hawaiian Homes Commission land, at Waimanalo quickly if the Suburban Water System says it will supply water to families given homestead land.

“The Suburban Water System, which has been supplying water for new subdivisions near Waimanalo, and plans to supply water to the huge subdivision at Waimanalo-Kailua junction area, says its water supply is low.

Context: 1957

“Many are asking why this could be when Harold Castle's Kaneohe Ranch is getting ample water for it's' subdivisions and is planning more subdivisions with hundreds of homes....

“The bog-down of homesteading of HHC land, it is reported, is getting the attention of Delegate John A. Burns”

Context: 1991: From the Preamble of Act 325, SLH 1991



Context: 1991

“Since passage of the Hawaiian Homes Commission Act of 1921, the shortage of available water has been one of the primary reasons for the failure of administrators to settle native Hawaiians on Hawaiian homesteads under Section 207 of the Hawaiian Homes Commission Act.”

99

STATE OF HAWAII

Context: 2002: *Native Hawaiian Homestead Water Reservation Rights: Providing Good Living Conditions for Native Hawaiian Homesteaders.* By Shonda Liu. 25 Hawaii L. Rev. 85



East Maui Irrigation System

Context: 2002

“Although native Hawaiian homesteaders do have a right to reserve water, reservations have been made for only the islands of O'ahu and Moloka'i, leaving Kaua'i, Maui, Lana'i and the Big Island without any reservation. It has even been argued that the amounts reserved for O'ahu & Moloka'i are not adequate and fail to meet the actual needs of homesteaders.”

Context: 2002

Failing to ensure all homesteaders with adequate water reservations violates section 220 of the HHCA and the State Constitution, and places the DHHL in breach of its fiduciary duty.

WPP Development (2012 - 2014)

- **Background Research**
- **Scoping Interviews**
- **2013 beneficiary meetings (Hawai`i x 2, O`ahu x 3, Kaua`i, Molokai, Maui, Lāna`i)**
- **Key themes identified**
- **Feb 2014 Draft approved, ten more beneficiary meetings**
- **June 2014 approval**

WPP Content: Sections

- **Vision**
- **Mission**
- **Values**
- **Policies**
- **Goals**
- **Implementation Program**

Four Priority Goals

- 1. Affirmatively Communicate**
- 2. Aggressively advocate**
- 3. Water Assets Inventory**
- 4. Watershed Protection**

II. WPP IP FY 2024 – Notable Accomplishments

- **Filing of a Water Use Permit Application in Maui Komohana**
- **Nomination and confirmation of one member of the East Maui Water Authority (‘Aha Wai o Maui Hikina)**
- **Continued progress on development of two new well sites in North Kona.**
- **Three rounds of statewide beneficiary training**
- **Completing hiring of the of the Department Water Resource Management Specialist**

IV. WPP IP FY 2025 – Major Goals

- **Focus on Maui**
 - **Maui Komohana – development and rights including Water Use Permit Application**
 - **Maui Hikina – `Aha Wai o Maui Hikina**
- **Continued Water Source Development**
- **Continued Training**
- **Seek reservations and water**
- **Molokai water due diligence**
- **Waimea Watershed Agreement**

Nīnau?

