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FACSIMILE TRANSMITTAL SHEET

TO:	Jon M. Van Dyke, Professor	FROM:	[REDACTED]
COMPANY:	University of Hawaii Law School	DATE:	3/1/99 -02/04/99
FAX NUMBER:	[REDACTED]	TOTAL NO. OF PAGES INCLUDING COVER:	5
PHONE NUMBER:	[REDACTED]	SENDER'S REFERENCE NUMBER:	
RE:	HB 559 - Blood Quantum	YOUR REFERENCE NUMBER:	

- URGENT  
 FOR REVIEW  
 PLEASE COMMENT  
 PLEASE REPLY  
 PLEASE RECYCLE

NOTES/COMMENTS:

*John, Refusing per your request today, will call you when I get an update on status of HB 559.*

I am faxing you HB 559 on blood quantum for your information per our conversation. I spoke with Kina and he thinks it would be a good idea to have a meeting on the work you were doing on blood quantum at Scotty's request. Either Kina or I will get back to you. Mahalo.

PRIORITY

BOT, LNR, HOU,  
GAD

H.B. NO. 559

HOUSE OF REPRESENTATIVES  
TWENTIETH LEGISLATURE, 1999  
STATE OF HAWAII

A BILL FOR AN ACT

RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The Hawaiian Homes Commission Act, 1920, as  
 2 amended (HHCA), now dictates the status of a people indigenous to  
 3 Hawaii as being unqualified for the very benefits mandated for  
 4 them from the very inception of that act. The HHCA is in its  
 5 seventy-seventh year, and the struggle of Hawaiians in proving  
 6 their blood quantum continues because of the absence of adequate  
 7 genealogical records, such as birth, marriage, and death  
 8 documents. It is time that all Hawaiians of not less than fifty  
 9 per cent blood quantum and less be recognized as native Hawaiians  
 10 if they have an ancestor who, prior to 1921, had fifty per cent  
 11 blood quantum of the races inhabiting the Hawaiian Islands before  
 12 1778.

13 This Act, upon its approval by Congress, corrects the  
 14 essence of division of the Hawaiian people into two races of  
 15 people: native Hawaiian with not less than fifty per cent blood  
 16 quantum and non-native Hawaiian with less than fifty per cent  
 17 Hawaiian blood quantum.

18 SECTION 2. The Hawaiian Homes Commission Act, 1920, as  
 19 amended, is amended by adding a new section to be appropriately  
 20 designated and to read as follows:

HB HMS 1171

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1       "§       . All applicants on the wait list for an award under  
2 the Hawaiian Homes Commission Act, 1920, as amended, as of  
3 December 31, 1999, shall have priority for an award over any  
4 person submitting an application for an award on January 1, 2000,  
5 or later. All applicants on the wait list as of December 31,  
6 1999, shall continue to have priority for an award until  
7 receiving at least one award or until the year 2021, whichever  
8 comes first."

9       SECTION 3. Section 201, Hawaiian Homes Commission Act,  
10 1920, as amended, is amended by amending the definition of  
11 "native Hawaiian" to read:

12       "Native Hawaiian" means any descendant of a person who,  
13 prior to 1921, had not less than one-half part of the blood of  
14 the races inhabiting the Hawaiian Islands previous to 1778."

15       SECTION 4. The proposed amendments of the Hawaiian Homes  
16 Commission Act, 1920, as amended, as set forth in this Act, shall  
17 be submitted to the Congress of the United States for approval  
18 upon the affirmative vote of the legislature.

19       SECTION 5. The amendments made by this Act to the Hawaiian  
20 Homes Commission Act, 1920, as amended, are declared to be  
21 severable and, if any section, sentence, clause, or phrase, or  
22 the application thereof to any person or circumstance is held  
23 ineffective because there is a requirement of having the consent

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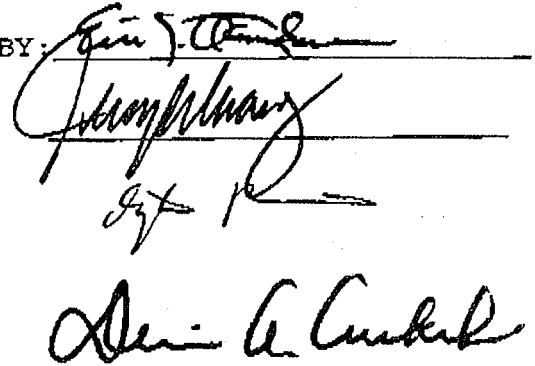
1 of the United States to take effect, then that portion shall take  
2 effect only upon the granting of consent by the United States,  
3 and the effectiveness of the remainder of these amendments of the  
4 application thereof shall not be affected.

5 SECTION 6. New statutory material is underscored.

6 SECTION 7. This Act shall take effect on December 31, 1999.

7  
8

INTRODUCED BY:



JAN 22 1999

HB 555

**REPORT TITLE:**  
HHCA

**DESCRIPTION:**

Defines "native Hawaiian" as a descendant of a person who, prior to 1921, had no less than fifty per cent Hawaiian blood. Provides that those on the current wait list receive priority until all have at least one award, or the year 2021, whichever comes first.