

Kaiali'i Kahele - Chairperson
Keoni Souza - Vice Chairperson
Dan Ahuna - Trustee, Kaua'i & Ni'ihau
Kaleihikina Akaka - Trustee, O'ahu
Keli'i Akina, Ph.D. - Trustee, At-Large
Luana Alapa - Trustee, Moloka'i & Lāna'i
Brickwood Galuteria - Trustee, At-Large
Carmen "Hulu" Lindsey - Trustee, Maui
John D. Waihee IV - Trustee, At-Large



Phone: (808) 594-1888
Fax: (808) 594-1868

**OFFICE OF HAWAIIAN AFFAIRS
BOARD OF TRUSTEES**

560 N. Nimitz Hwy., Suite 200
Honolulu, HI 96817

MEETING OF THE BOARD OF TRUSTEES

DATE: Thursday, August 13, 2026

TIME: 10:00 A.M.

PLACE: Remote Meeting via Interactive Conference Technology

This meeting will be held virtually and may be viewed live via OHA's website at www.oha.org/livestream or listened to by phone by dialing (213) 338-8477 and entering Webinar ID: 954 2127 4052. Additionally, this meeting can be viewed live on 'Ōlelo Community Media <https://olelo.org/>. A physical meeting location will be open to the public for those who wish to provide oral testimony or observe the meeting in person at: Office of Hawaiian Affairs, 560 N. Nimitz Hwy., Suite 200, Honolulu, HI 96817.

AS AMENDED - AGENDA

I. Call to Order

II. Approval of Minutes

1. March 5, 2026
2. March 11, 2026

III. New Business

A. Alaka'i Awards Recipients 2026 (April - June, 2026)

- B. Action Item BOT #26-11:** Approve the formation of an Ad Hoc Committee to develop an execution plan for the management and expenditure of trust resources appropriated under Act 032 (Gov. Msg. No. 1132) from the Carry-Forward Trust Holding Account and transferred to the Office of Hawaiian Affairs for the exclusive purpose of funding Native Hawaiian programs and services addressing critical short-term needs in education, health, economic development, and community-based initiatives. The Ad Hoc Committees work will be known as the "Malu Project"

IV. Executive Session§

A. Approval of Executive Session Minutes

1. December 18, 2025

- B.** The Board anticipates convening in an executive meeting pursuant to HRS § 92-5(a)(4) to receive updated information and consult with its legal counsel, and take any necessary action regarding the Board's powers, duties, privileges, immunities, and liabilities with respect to matters relating to Stacy Kealohalani Ferreira v. OHA, Civil No. 1CCV-25-0001822, including whether OHA should appeal the First Circuit Court's August 6, 2026 ruling denying OHA's motion to compel arbitration.

V. New Business – continued

- C.** Legal Matters: Discussion and possible Board action regarding non-privileged matters relating to Stacy Kealohalani Ferreira v. OHA, Civil No. 1CCV-25-0001822, including consideration of whether OHA should appeal the First Circuit Court's August 6, 2026 ruling denying OHA's motion to compel arbitration.

VI. Community Concerns and Celebrations

VII. Announcements

VIII. Adjournment

If you need an auxiliary aid/service or other accommodation due to a disability, please contact Keola Fong at (808) 626-5484 or by email at keolaf@oha.org as soon as possible. Requests made as early as possible have a greater likelihood of being fulfilled. Upon request, this notice is available in alternate/accessible formats.

In the event that the livestream public broadcast is interrupted and cannot be restored, the meeting may continue as audio-only through the phone number and Webinar ID provided at the beginning of this agenda. Meeting recordings will be made available on OHA's website <https://www.oha.org/about/leadership/board-of-trustees/> as soon as practicable after the meeting.

Public Testimony will be called for each agenda item and must be limited to matters listed on the meeting agenda. Community Concerns and Celebrations is not limited to matters listed on the meeting agenda. Hawai'i Revised Statutes, Chapter 92, prohibits Board members from discussing or taking action on matters not listed on the meeting agenda.

The board packet will be available for the public to inspect at OHA's main office located at 560 N. Nimitz Hwy., Suite 200, Honolulu, HI 96817, no later than three full business days before the meeting. The board packet will also be made available on OHA's website, <https://www.oha.org/bot> as soon as practicable thereafter.

§ Notice: This portion of the meeting will be closed pursuant to HRS § 92-5.

Testimony can be provided to the Board of Trustees either as: (1) written testimony or (2) live, oral testimony online, by telephone, or at the physical meeting location during the remote meeting.

- (1) Persons wishing to provide written testimony on items listed on the agenda should submit testimony via email to botmeetings@oha.org or via postal mail to Office of Hawaiian Affairs, Attn: Board of Trustees Meeting Testimony, 560 N. Nimitz Hwy., Suite 200, Honolulu, HI 96817. Testimony is requested to be received at least twenty-four hours prior to the scheduled meeting to allow board members with sufficient time to review the testimony before the meeting. All written testimony will be posted on OHA's meeting website. Please omit or redact any personal information (e.g., name, email address, phone number, home address, or materials) that you do not want to be disclosed publicly online.
- (2) Persons wishing to provide oral testimony online during the remote meeting, please click on the link below:
<https://zoom.us/j/95421274052>

To provide oral testimony online, you will need:

- (1) a computer or mobile device to connect to the remote meeting;
- (2) internet access; and
- (3) a microphone to provide oral testimony.

Persons wishing to provide oral testimony by telephone during the remote meeting may dial the phone number listed at the beginning of this agenda and enter the corresponding Webinar ID. Telephone participants will be able to provide oral testimony during the meeting.

Persons wishing to provide oral testimony at the physical meeting location can sign up the day of the meeting at the physical meeting location.

If you willfully disrupt the meeting, support staff will remove you from the Zoom meeting. You can continue to view the remainder of the meeting on the livestream or by telephone, as provided at the beginning of this agenda.

Oral testimony online, by telephone or at a physical meeting location will be limited to five (5) minutes



Trustee Kaiali'i Kahele
Chairperson, Board of Trustee

8/6/2026
Date



II. Approval of Minutes

- 1. March 5, 2026**
- 2. March 11, 2026**

DRAFT

STATE OF HAWAI‘I
OFFICE OF HAWAIIAN AFFAIRS
560 N. NIMITZ HIGHWAY, SUITE 200
(In-Person Meeting)

The OHA Board of Trustees meeting can be viewed and observed via livestream on OHA’s website at www.oha.org/livestream or listened by phone: (213) 338-8477.

**A physical meeting location open to the general public will be available at the
Nā Lama Kukui 560 N. Nimitz Hwy., Honolulu, HI. 96817**

This meeting can be viewed at:

Video 1: <https://www.youtube.com/live/Dl0uSiiIf6M?si=cvwSHiTcuvvgJv6NK>

Minutes of the
BOARD OF TRUSTEES MEETING
MINUTES
March 5, 2026
9:00 a.m.

ATTENDANCE:

Chairperson Kaiali‘i Kahele
Vice Chair Keoni Souza
Chair Emerita Lindsey
Trustee Dan Ahuna
Trustee Luana Alapa
Trustee Kaleihikina Akaka
Trustee Keli‘i Akina
Trustee Brickwood Galuteria
Trustee John Waihe‘e IV.

BOT STAFF:

Aleena Auyoung, Interim COS
Lehua Itokazu, Board Secretary
Carina Lee, Trustee Aide
Remy Keliïhoomalu, Trustee Aide
LeiAnn Durrant, Trustee Aide
Pohailani Kealoha, Trustee Aide
Mark Watanabe, Trustee Aide
Anuheia Diamond, Trustee Aide
Yvonne Mahelon, Trustee Aide

ADMINISTRATION:

Summer Sylva, Interim Administrator
K.Sean Kekina, COO
Everett Ohta, General Counsel
Kaponi Kiakona, Counsel
Bill Brenan, Dir. of Communications
Ryan Lee, Dir. Resource Mgmt – Financial Assets CFO
Sandi Stancil, Executive Assistant
Daniel Sandomire, Managing Director of Real Estate-Land Division
Leanne Gentry, Investment Land Asset Manager
Lori Walker, Legacyland Manager
Royce Cambell, Operations Manager
Deja Ostrowski, Public Policy Manager
Chantelle Belay, Grnats Manager
Lise Vaughan – Sekona, Director of Community Engagement

GUEST:

Linda Schatz
James Maioho
Starr K. Maioho
Hina Nobu
Tiare Lawrence

Call to Order (4:22 | 9:02 am)

Chair Kaiali'i Kahele Calls the Board of Trustees Meeting to order for Thursday, March 5, 2026, at 9:02 a.m. Board Secretary, please do a roll call.

MEMBERS			Present	Notes
TRUSTEE	DAN	AHUNA	X	
TRUSTEE	KALEI	AKAKA		Joins meeting at 9:04 am
TRUSTEE	KELI'I	AKINA	X	
TRUSTEE	LUANA	ALAPA	X	
TRUSTEE	BRICKWOOD	GALUTERIA	X	
TRUSTEE	CARMEN "HULU"	LINDSEY	X	
TRUSTEE	KEONI	SOUZA	X	
TRUSTEE	JOHN	WAIHE'E		Joins meeting at 9:16 am
CHAIRPERSON	KAIALI'I	KAHELE	X	
			7	

At the Call to Order, **SEVEN (7)** Trustees are PRESENT, thereby constituting a quorum.

Chair Kahele *Chair Kahele summarized.* This meeting can be viewed on OHA's website at www.oha.org/livestream. The meeting will be livestreamed at www.oha.org/livestream and on 'Ōlelo TV Channel 49. Members of the public joining via Zoom will participate through a webinar format and may testify on agenda items by using the "raise hand" feature; when recognized, attendees will be promoted to panelist status to provide testimony and then returned to attendee status, consistent with HRS §92-9. All participants are respectfully asked to silence their cell phones.

K.Sean Kekina, COO takes a moment to introduce OHA staff.

Chair Kahele announces Board staff in attendance of the Board meeting.

(6:59 | 9:05 am)

Approval of Minutes

A. January 16, 2026

Vice Chair Souza moves to approve the January 16, 2026 minutes.

9:05 am Vice Chair Souza reads the following motion:						
To approve the January 16, 2026 minutes						
9:06 am Vote Taken	1	2	'A E	A'O LE	KANAL UA (ABST AIN)	EXCUSED

TRUSTEE DAN AHUNA			X			
TRUSTEE KALEI AKAKA			X			
TRUSTEE KELI'I AKINA			X			
TRUSTEE LUANA ALAPA			X			
TRUSTEE BRICKWOOD GALUTERIA			X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA	X		X			
TRUSTEE JOHN WAIHE'E						
CHAIRPERSON KAI KAHELE			X			
			8			
MOTION: [X] UNANIMOUS [] PASSED [] DEFERRED [] FAILED						
Motion passes with a EIGHT (8) Yes votes, Zero (0) No votes and Zero (0) Excused vote.						

(8:12 | 9:08 am)

Status of OHA Activities

A. Informational Briefing on Kaka‘ako Makai – Hawai‘i Community Development Authority (HCDA) Community Planning Update (Land Assets Division)

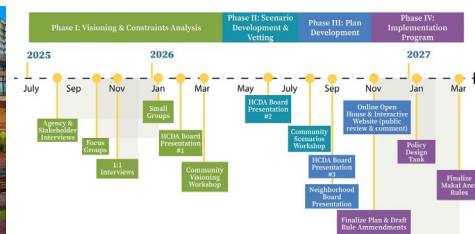
Daniel Sandomire, Managing Director of Real Estate-Land Division *summarized.*

Kaka‘ako Makai
HCDA Community Planning Update on Rezoning Efforts
February 24, 2026



HCDA is revisiting its Kaka‘ako Makai rules, including zoning restrictions and the possibility of allowing housing, which directly affects OHA’s Kaka‘ako Makai lands. HCDA has held several outreach meetings and is preparing for a larger community visioning workshop on March 7 at the SALT Barn. OHA has been encouraging supporters to attend, align with key messaging, and use materials that explain what is currently allowed and what could be possible with housing as an added use. Updated watercolor renderings show potential development under current HCDA rules, including public and green space, continuous public access, a waterfront promenade, 200-foot towers on OHA lands, and lower buildings along the harbor front. The concept emphasizes a livable, welcoming area with public gathering spaces, harbor views, dining, retail, and design features that account for shoreline setbacks and sea level rise. After the workshop, HCDA will review public input, continue receiving testimony, and develop recommendations as part of its rulemaking process.

The community sentiment reflects support for housing in Kaka‘ako Makai, particularly housing that serves local residents. There is also interest in creating a more vibrant and active area with appropriate development and public use. While community members support some density, they generally prefer a scale of development that is less intense than what exists on the mauka side. The concept presented aligns with that feedback by showing housing, active uses, and development at a more moderate scale. The presenter stated that this approach is expected to receive broad community support.



Snapshot of community sentiment

- The community as a whole wants to see vibrant uses in the Makai area, not status quo
- There is some broad support for housing for locals in Kaka‘ako Makai
- The community feels that Kaka‘ako Makai density should not mirror Mauka, in fact, Mauka is too dense

March 7th is the first HCDA Community Visioning Workshop open to the public at large

Linda Schatz summarized. The upcoming Saturday event marks the beginning of broader community input on HCDA’s Kaka‘ako Makai process. HCDA is expected to release three scenarios in June, which may include different levels of housing, no housing, and other potential uses such as hospitality, senior care, and other flexible uses. The next three months were described as critical for continuing to support housing, especially mixed-income housing for local residents rather than luxury housing. After the June scenarios are released, HCDA is expected to collect comments for another three months before narrowing the options to one preferred scenario around September or the fall. The presenter noted the importance of maintaining current density and, if possible, allowing additional density, while also recognizing community concerns that some nearby mauka-side projects have been too dense. OHA will continue outreach and remain engaged with HCDA throughout the process.

Lori Walker, Legacyland Manager summarized. Reiterate the invitation for people to participate in the March 7 workshop, if available. The workshop was described as an important opportunity to engage with HCDA and the broader community. The presenter emphasized the importance of showing support and momentum for developing housing on OHA’s Kaka‘ako Makai properties.

Linda Schatz summarized. There has been no contact with HCDA yet. Based on HCDA’s published timeline in an updated flyer, it appears that HCDA is working toward answering key questions before the next legislative session, including whether uses will be expanded and what steps are needed to move the area forward. The timeline indicates that HCDA intends to develop a final scenario by September, obtain additional public comments in the fall, and finalize the plan and draft amended rules by November. This schedule appears designed to provide the Legislature with a clearer direction before the legislative session begins in January, particularly if community input supports priorities such as housing for local residents. There has been no confirmation from HCDA that this is the intended legislative strategy, and HCDA may not be able to make such a commitment if the planning process changes or scenarios cannot be reconciled. Staff will follow up with HCDA to better understand its intentions and report back at the next session.

They have met with housing advocacy groups, tenants, area associations, and other broad-based community stakeholders. Similar concerns are also being raised through testimony on projects in the makai area. The concerns being heard include current residents not wanting their views blocked, as well as broader community input regarding redevelopment in the makai area. At the same time, it was noted that increased density is often necessary for affordable housing to be achievable and financially feasible. Staff stated that these comments and

concerns are being heard through multiple channels and at different levels, reflecting a range of community perspectives on redevelopment, housing, density, and impacts to existing residents.

(58:48 | 9:57 am)

New Business

Information Briefing on the proposed Air Force Maui Optical and Supercomputing Site Small Telescope Advanced Research Facility (AMOS STAR) at the Maui Space Surveillance Complex (MSSC) on Haleakalā (Presenter: Kāko‘o Haleakalā).

Hina Nubo *summarized.* Protection of Haleakalā requires recognition of the worldview of kūpuna and an understanding of the mountain as a sacred, living ancestral system from sea to summit. Haleakalā as a two-million-year-old system connected to ancestral plants, animals, akua, and ‘ohana, with the summit or piko serving as a sacred source of life force that nourishes the entire mountain. The ecosystems of Haleakalā, including the East Maui watershed, forests, clouds, fog drip, freshwater, volcanic lands, and native species, are understood as part of one interconnected ancestral system. She referenced the roles of Kāne, Kanaloa, Haumea, Pele, Poli‘ahu, Lilinoe, and other ancestral forces in shaping and sustaining the mountain, and stated that Hawaiian plants and animals are family, creating a familial and ancestral obligation to protect Haleakalā.

Her testimony also placed the issue within the broader context of 133 years of Hawaiian resistance following the illegal overthrow and ongoing injustices involving Hawaiian lands. The speaker stated that the summit lands are ceded lands, referenced the 1957 grant or lease involving the FAA, expressed concern that too much development has already occurred on the mountain, and opposed any additional telescopes on Haleakalā.

Tiare Lawrence *summarized.* The testimony stated that Kilakila ‘O Haleakalā was founded in 2005 to protect the summit of Haleakalā from telescope and military development, following earlier resistance in the 1990s led by kūpuna including Uncle Charlie Maxwell, Uncle Les Kuloloio, Uncle Ed Lindsey, and others. The speaker recognized founding leaders of Kilakila o Haleakalā and explained that the organization’s purpose is to protect the sacredness of Haleakalā, oppose expansion of astronomical and military facilities, advocate for Native Hawaiian rights, and challenge permits and approvals through legal action.

The organization’s legal history related to the Daniel K. Inouye Solar Telescope, formerly known as the Advanced Technology Solar Telescope. Kilakila ‘O Haleakalā challenged agency compliance with environmental and procedural laws, was initially denied a contested case hearing, and later received a favorable Hawai‘i Supreme Court ruling, although the telescope was already partially constructed by that time. The speaker also noted subsequent permit proceedings, contested case actions, and court decisions, and stated that Kāko‘o Haleakalā was later formed as a younger hui to support the kūpuna-led efforts of Kilakila o Haleakalā, including during the Mauna Kea movement. Furthermore community opposition to the proposed AMOS STAR Haleakalā telescope project. The speaker stated that 2024 scoping hearings were held in Kahului, Kīhei, Pukalani, and Hāna, with more than 500 attendees and more than 600 written comments opposing further telescope and military development on Haleakalā. The draft EIS was released in December 2025, that a petition was started to request an extension of the public comment period, and that recent hearings in Kīhei and Pukalani were filled with opposition, with only one testifier in support and some individuals unable to testify due to time limitations.

Hina Nobu *summarized.* Concerns were raised regarding the draft EIS, including whether the project redesign may avoid full HEPA review. The testimony stated that HRS Chapter 343 may apply because the proposed site is on state land within a conservation district and may affect a traditional cultural place. Legal support was requested to review this issue and identify possible options. Additional concerns included the limited discussion of alternative sites, the detection of arsenic above acceptable levels, the proposed containment-in-place approach, possible groundwater impacts, and the unresolved 700-gallon fuel spill at the summit. It was also noted that the facility is intended to observe near-Earth orbit objects, and concerns were raised that the draft EIS did not adequately explain why Haleakalā is the necessary location.

Concerns were also raised about potential impacts to endangered species, including ‘āhinahina and ‘ua‘u, and whether consultation requirements were adequately addressed. The testimony disputed the draft EIS statement that the project site does not contain critical ‘āhinahina habitat and noted that construction activity, ground disturbance, and vibration could affect nearby plants and ‘ua‘u burrows. The unresolved fuel spill cleanup was described as especially concerning given Haleakalā’s fragile ecosystem.

Tiare Lawrence *summarized.* Concerns were raised that the unresolved fuel spill at Haleakalā, with cleanup still incomplete three years later, affects public trust in allowing additional development on the sacred summit. The testimony connected this concern to a broader pattern of military-related environmental harm in Hawai‘i, including examples such as Red Hill and Mākuā Valley. She questioned the project’s national security justification and asked who is being protected, particularly if Maui or Hawai‘i could become a target in future space-related conflicts. It was noted that community members have raised concerns about who would protect the people of Maui if additional military-related development increases risk to the island. Potential legal vulnerabilities identified included cumulative impacts from existing observatories, impacts to endangered species, Native Hawaiian cultural practices, conservation district protections, public trust and ceded lands obligations, possible violations of HRS Chapter 343, and inconsistency with the Maui Community Plan. Support from OHA was requested, including continued assistance similar to OHA’s prior support for Kilakila o Haleakalā through funding for the Native Hawaiian Legal Corporation.

Hina Nobu *summarized.* Several areas in Pu‘u Kōlekole, including portions of what is referred to as “Science City,” have been leased. The lands were set aside by executive order by Governor Quinn, the last Territorial Governor, who allowed the lands to be leased. The understanding is that the State administers most of the leases in the Pu‘u Kōlekole area. There is also a small parcel that is believed to have been given to the Federal Aviation Administration (FAA), which is administering a lease to the Department of the Air Force, under the Department of War, and ultimately to the Space Force. The current understanding is that this is a lease of State land; however, legal counsel would be needed to confirm the accuracy of these details.

Tiare Lawrence *summarized.* Shares that Kumu Kaleikoa raised the question how did you get access to the lands was obtained. It was noted that a request was made at the scoping hearing for the Draft Environmental Impact Statement (DEIS) to present the facts regarding how the so-called lease was acquired; however, that information was not included in the DEIS. Concerns were expressed that clear title has not been shown, and that characterizing the land as federal land could allow the project to avoid compliance with the Hawai‘i Environmental Policy Act (HEPA) and Section 343. It was stated that HEPA and Chapter 343 should apply, and that this is why support is being sought for legal counsel. She also shares that UH leases this land for \$1/ year and the lease is up in 2031.

Chair Emerita Lindsey request that the administration seek help from the Native Hawaiian Legal Corporation for this issue.

(1:34:52 | 10:33 am)

Committee on Beneficiary Advocacy and Empowerment – March 4, 2026
2026 OHA State Legislative Bill Package – Matrix 1

Trustee Galuteria reads the following:

Your Committee on Beneficiary Advocacy and Empowerment, having met yesterday, March 4th, and after full and free discussion, recommends approval of the following motions to the board of trustees.

Matrix 1

He states there is no motion required for Matrix 1 (no vote taken on Matrix 1)

(1:36:24 | 10:34 am)

2026 Legislature: OHA Position on Bills Naming OHA - Matrix 2

Trustee Galuteria reads the following:

Move to approve staff bill positions for bills naming OHA as presented in Matrix 2.

10:34am Trustee Galuteria reads the following motion:						
Move to approve staff bill positions for bills naming OHA as presented in Matrix 2.						
10:35 am Vote Taken	1	2	A'E	A'OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN AHUNA			X			
TRUSTEE KALEI AKAKA			X			
TRUSTEE KELI'I AKINA			X			
TRUSTEE LUANA ALAPA			X			
TRUSTEE BRICKWOOD GALUTERIA	X		X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA						Stepped away
TRUSTEE JOHN WAIHE'E			X			
CHAIRPERSON KAI KAHELE			X			
			8			
MOTION: ☐ UNANIMOUS ☒ PASSED ☐ DEFERRED ☐ FAILED						
Motion passes with a EIGHT (8) Yes votes, Zero (0) No votes and Zero (0) Excused vote.						

(1:37:15 | 10:35 am)

2026 Legislature: OHA Position on Bills Affecting the Public Land Trust - Matrix 3

(1:37:24 | 10:36 am)

Testimony

James Maioho *summarized.* The testifier stated that the Office of Hawaiian Affairs was created to ensure that Native Hawaiians have a strong voice within government and emphasized that OHA's role is to communicate the will of the Hawaiian people to the State, not the State's will to the Hawaiian people. The testifier expressed concern that matters involving the public land trust, iwi kūpuna, burial councils, historic preservation, Chapter 6E protections, military leases, geothermal expansion, land use, and development are not merely regulatory issues but matters central to Native Hawaiian identity, ancestral responsibility, and trust obligations. The testifier stated that OHA should not take neutral positions on issues affecting trust lands because neutrality itself is a position, and urged the Board to adopt a clearer decision-making framework that prioritizes whether actions directly benefit Kānaka, provide financial benefit, reduce costs, improve housing security, restore connection to 'āina, and better utilize underused trust lands. The testifier encouraged OHA trustees to defend, not merely manage, the inheritance and interests of Native Hawaiian beneficiaries, and indicated an intent to bring forward ideas in the coming months for more effective and affordable use and rehabilitation of trust lands for the benefit of Kānaka.

Trustee Galuteria reads the following:

Move to approve staff's recommendations for bills affecting the Public Land Trust as presented in Matrix 3 except

- **HB 1603 Comment > Monitor**
- **HB 2395 Comment > Monitor**
- **SB 2003 Comment > Monitor**
- **HB 2593 Oppose > Monitor**

10:41 am Trustee Galuteria reads the following motion:

**Move to approve staff's recommendations for bills affecting the Public Land Trust as presented in Matrix 3
Except for**

- **HB 1603 Comment > Monitor**
- **HB 2395 Comment > Monitor**
- **SB 2003 Comment > Monitor**
- **HB 2593 Oppose > Monitor**

10:42 am Vote Taken	1	2	‘AE	A‘OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN AHUNA			X			
TRUSTEE KALEI AKAKA			X			
TRUSTEE KELI‘I AKINA			X			
TRUSTEE LUANA ALAPA			X			

TRUSTEE BRICKWOOD GALUTERIA	X		X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA			X			
TRUSTEE JOHN WAIHE'E			X			
CHAIRPERSON KAI KAHELE			X			
			9			
MOTION: [X] UNANIMOUS [] PASSED [] DEFERRED [] FAILED						
Motion passes with a NINE (9) Yes votes, Zero (0) No votes and Zero (0) Excused vote.						

(1:44:14 | 10:42 am)

2026 Legislature: OHA Position on Bills Affecting Natural Resources and Native Hawaiian Traditional & Customary Practices - Matrix 4

(1:44:35 | 10:43 am)

Testimony

Ohana Unity Party summarized. The testifier commented on Matrix 3 regarding the public land trust, despite its prior approval, and expressed concern that OHA may be receiving less than the amount owed from public land trust revenues. The testifier stated that based on the figures presented, OHA should receive approximately \$78 million annually, calculated as 20% of \$394 million, but is capped at \$21.5 million, resulting in an estimated shortfall of approximately \$58 million to \$60 million per year. The testifier disputed the State's statement that OHA is not a state entity, citing article XII, section 5 of the Hawai'i State Constitution, which establishes OHA, provides that it holds property in trust for Native Hawaiians and Hawaiians, and creates a board of trustees. The testifier characterized OHA as a semi-autonomous state agency and referenced prior litigation involving OHA and the State over public land trust revenues and the sale of ceded lands. The testifier also cited HRS § 10-3, describing OHA as the principal public agency responsible for programs and activities relating to Native Hawaiians, and stated that public land trust revenues should be fully paid to OHA because those funds could support programs benefiting Native Hawaiian beneficiaries.

Trustee Galuteria reads the following:

Moves to approve staff's bill position recommendations for bills affecting Natural Resources & Native Hawaiian Traditional & Customary Practices as presented in Matrix 4.

10:45 am Trustee Galuteria reads the following motion:						
Moves to approve staff's bill position recommendations for bills affecting Natural Resources & Native Hawaiian Traditional & Customary Practices as presented in Matrix 4.						
10:46 am Vote Taken	1	2	'AE	A'OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN AHUNA			X			

TRUSTEE KALEI AKAKA			X			
TRUSTEE KELI'I AKINA			X			
TRUSTEE LUANA ALAPA			X			
TRUSTEE BRICKWOOD GALUTERIA	X		X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA			X			
TRUSTEE JOHN WAIHE'E			X			
CHAIRPERSON KAI KAHELE			X			
			9			
MOTION: ☒ UNANIMOUS ☐ PASSED ☐ DEFERRED ☐ FAILED						
Motion passes with a NINE (9) Yes votes, Zero (0) No votes and Zero (0) Excused vote.						

(1:48:17 | 10:46 am)

2026 Legislature: OHA Position on Bills Affecting Native Hawaiian Housing – Matrix 5

Trustee Galuteria reads the following:

Motion to approve staffs bill position recommendations for bills affecting Native Hawaiian Housing as presented in Matrix 5 except

- **HB 1728 Support > Monitor**

10:46 am Trustee Galuteria reads the following motion:						
Motion to approve staffs bill position recommendations for bills affecting Native Hawaiian Housing as presented in Matrix 5.						
Except for HB 1728 Support > Monitor						
10:46 am Vote Taken	1	2	‘AE	A‘OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN AHUNA			X			
TRUSTEE KALEI AKAKA			X			
TRUSTEE KELI'I AKINA			X			
TRUSTEE LUANA ALAPA			X			

TRUSTEE BRICKWOOD GALUTERIA	X		X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA			X			
TRUSTEE JOHN WAIHE'E			X			
CHAIRPERSON KAI KAHELE			X			
			9			
MOTION: [X] UNANIMOUS [] PASSED [] DEFERRED [] FAILED						
Motion passes with a NINE (9) Yes votes, Zero (0) No votes and Zero (0) Excused vote.						

(1:49:18 | 10:47 am)

2026 Legislature: OHA Position on Bills Affecting Native Hawaiian Health - Matrix 6

Trustee Galuteria reads the following:

To approve recommendations for bills affecting Native Hawaiian health as presented in matrix 6 except

- **HB 1790 Support with Amendments > Support**

10:47 am Trustee Galuteria reads the following motion:						
To approve recommendations for bills affecting Native Hawaiian health as presented in matrix 6 except						
• HB 1790 Support with Amendments > Support						
10:48am Vote Taken	1	2	'AE	A'OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN AHUNA			X			
TRUSTEE KALEI AKAKA			X			
TRUSTEE KELI'I AKINA			X			
TRUSTEE LUANA ALAPA			X			
TRUSTEE BRICKWOOD GALUTERIA	X		X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA			X			
TRUSTEE JOHN WAIHE'E			X			

CHAIRPERSON KAI KAHELE			X			
			9			
MOTION: [X] UNANIMOUS [] PASSED [] DEFERRED [] FAILED						
Motion passes with a NINE (9) Yes votes, Zero (0) No votes and Zero (0) Excused vote.						

(1:50:11 | 10:48 am)

2026 Legislature: OHA Position on Bills Affecting Native Hawaiian Education - Matrix 7

Trustee Galuteria reads the following:

Motion to approve recommendations for bills affecting Native Hawaiian Education as presented in Matrix 7

10:48 am Trustee Galuteria reads the following motion:						
Motion to approve recommendations for bills affecting Native Hawaiian Education as presented in Matrix 7						
10:48am Vote Taken	1	2	‘AE	A‘OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN AHUNA			X			
TRUSTEE KALEI AKAKA			X			
TRUSTEE KELI‘I AKINA			X			
TRUSTEE LUANA ALAPA			X			
TRUSTEE BRICKWOOD GALUTERIA	X		X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA			X			
TRUSTEE JOHN WAIHE‘E			X			
CHAIRPERSON KAI KAHELE			X			
			9			
MOTION: [X] UNANIMOUS [] PASSED [] DEFERRED [] FAILED						
Motion passes with a NINE (9) Yes votes, Zero (0) No votes and Zero (0) Excused vote.						

(1:50:56 | 10:49 am)

2026 Legislature: OHA Position on Bills Affecting Native Hawaiian Economic Stability - Matrix 8

Trustee Galuteria reads the following:

Move to approve recommendations for bills affecting economic stability as presented in Matrix 8.

10:49 am Trustee Galuteria reads the following motion:						
Move to approve recommendations for bills affecting economic stability as presented in Matrix 8.						
10:49 am Vote Taken	1	2	‘AE	A‘OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN AHUNA			X			
TRUSTEE KALEI AKAKA			X			
TRUSTEE KELI‘I AKINA			X			
TRUSTEE LUANA ALAPA			X			
TRUSTEE BRICKWOOD GALUTERIA	X		X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA			X			
TRUSTEE JOHN WAIHE‘E			X			
CHAIRPERSON KAI KAHELE			X			
			9			
MOTION: [X] UNANIMOUS [] PASSED [] DEFERRED [] FAILED						
Motion passes with a NINE (9) Yes votes, Zero (0) No votes and Zero (0) Excused vote.						

(1:51:40 | 10:50 am)

2026 OHA Position on Bills Affecting Hawai‘i Revised Statutes Chapter 6E (Iwi kupuna and historic preservation) - Matrix 9

Trustee Galuteria reads the following:

Move to approve recommendations for bills affecting Hawaii revised statutes Chapter 6E Iwi kupuna and Historic Preservation in Matrix 9

10:50 am Trustee Galuteria reads the following motion:						
Move to approve recommendations for bills affecting Hawaii revised statutes Chapter 6E Iwi kupuna and Historic Preservation in Matrix 9						
10:50 am Vote Taken	1	2	‘AE	A‘OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN AHUNA			X			
TRUSTEE KALEI AKAKA			X			
TRUSTEE KELI‘I AKINA					X	
TRUSTEE LUANA ALAPA			X			
TRUSTEE BRICKWOOD GALUTERIA	X		X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA			X			
TRUSTEE JOHN WAIHE‘E			X			
CHAIRPERSON KAI KAHELE			X			
			8			
MOTION: ☐ UNANIMOUS ☒ PASSED ☐ DEFERRED ☐ FAILED						
Motion passes with a EIGHT (8) Yes votes, Zero (0) No votes and ONE (1) Abstention vote.						

(1:52:33 | 10:50 am)

2026 Legislature: OHA Position on Governor’s Messages for State Board and Commission Confirmations – Matrix 10

Trustee Galuteria reads the following:

Moves to approve the recommendations for uh the 2026 legislature OHA position on governor's messages for state board and commission confirmations Matrix 10.

10:50 am Trustee Galuteria reads the following motion:						
Moves to approve the recommendations for uh the 2026 legislature OHA position on governor's messages for state board and commission confirmations Matrix 10.						
10:51 am Vote Taken	1	2	‘AE	A‘OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN AHUNA			X			
TRUSTEE KALEI AKAKA			X			

TRUSTEE KELI'I AKINA			X			
TRUSTEE LUANA ALAPA			X			
TRUSTEE BRICKWOOD GALUTERIA	X		X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA			X			
TRUSTEE JOHN WAIHE'E			X			
CHAIRPERSON KAI KAHELE			X			
			9			
MOTION: [X] UNANIMOUS [] PASSED [] DEFERRED [] FAILED						
Motion passes with a NINE (9) Yes votes, Zero (0) No votes and ONE (1) Abstention vote.						

(1:53:42 | 10:53 am)

C. Committee on Budget and Finance – February 4, 2026

- 1. Action Item BF#26-02 (revised): Approval of OHA funding for Ho‘ākoakoa Lāhui event sponsorship awards for the following organizations and events for Fiscal Year 2025–2026, Quarter 4:**
 - 7. Hānai Kaiāulu – Maku‘u Cardboard to Soil Festival**
 - 10. Boys & Girls Club of Hawai‘i – Project Hope**
 - 14. Purple Maia Foundation – Hawai‘i Cooperative Hui Gathering**

Trustee Waihe‘e reads the following:

Mr. Chairman, your Committee on Budget and Finance having met on and engage in full and free discussion, I’d like to move that we approve OHA funding for Hoakoakoa Sponsorship Awards for the following Organizations and Events for Fiscal Year 2025–2026,

Quarter 4:

- 7. Hānai Kaiāulu – Maku‘u Cardboard to Soil Festival – Decline sponsorship funding for item 7**
- 10. Boys & Girls Club of Hawai‘i – Project Hope – Approve sponsorship funding in the amount of \$11,250.00 for item 10.**
- 14. Purple Maia Foundation – Hawai‘i Cooperative Hui Gathering – Approve sponsorship funding in the amount of \$11,250.00 for item 14.**

10:53 am Trustee Waihe'e reads the following motion:						
move that we approve OHA funding for Hoakoakoa Sponsorship Awards for the following Organizations and Events for Fiscal Year 2025–2026,						
Quarter 4:						
7. Hānai Kaiāulu – Maku'u Cardboard to Soil Festival – Decline sponsorship funding for item 7						
10. Boys & Girls Club of Hawai'i – Project Hope – Approve sponsorship funding in the amount of \$11,250.00 for item 10.						
14. Purple Maia Foundation – Hawai'i Cooperative Hui Gathering – Approve sponsorship funding in the amount of \$11,250.00 for item 14.						
10:55 am Vote Taken	1	2	‘AE	A'OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN AHUNA			X			
TRUSTEE KALEI AKAKA			X			
TRUSTEE KELI'I AKINA			X			
TRUSTEE LUANA ALAPA			X			
TRUSTEE BRICKWOOD GALUTERIA			X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA			X			
TRUSTEE JOHN WAIHE'E	X		X			
CHAIRPERSON KAI KAHELE			X			
			9			
MOTION: [X] UNANIMOUS [] PASSED [] DEFERRED [] FAILED						
Motion passes with a NINE (9) Yes votes, Zero (0) No votes and ONE (1) Abstention vote.						

(1:59:22 | 10:56 am)

D. Committee on Investment and Land Management – February 18, 2026

1. Action Item ILM #26-03: Approval of the Native Hawaiian Trust Fund Investment Policy Amendment - Incorporation of Investment Lands Policies and Update to Hawai'i Investment Lands Allocation Range. 2nd reading.

Vice Chair Souza reads the following:

Move to approve the Native Hawaiian Trust Fund Investment Policy Amendment. This is the incorporation of investment lands policy and update to Hawaii investment lands allocation range.

10:56 am Vice Chair Souza reads the following motion:						
move to approve the Native Hawaiian Trust Fund Investment Policy Amendment. This is the incorporation of investment lands policy and update to Hawaii investment lands allocation range. (2 nd reading)						
10:57 am Vote Taken	1	2	‘AE	A‘OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN AHUNA			X			
TRUSTEE KALEI AKAKA			X			
TRUSTEE KELI‘I AKINA			X			
TRUSTEE LUANA ALAPA			X			
TRUSTEE BRICKWOOD GALUTERIA			X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA	X		X			
TRUSTEE JOHN WAIHE‘E			X			
CHAIRPERSON KAI KAHELE			X			
			9			
MOTION: [X] UNANIMOUS [] PASSED [] DEFERRED [] FAILED						
Motion passes with a NINE (9) Yes votes, Zero (0) No votes and ONE (1) Abstention vote.						

(1:59:22 | 10:57 am)

2. Action Item ILM #26-04: Approval of Amendments to the Native Hawaiian Trust Fund Spending Policy to Implement a Hybrid Spending Methodology and Related Revisions. 2nd reading

Vice Chair Souza reads the following:

Move to approve amendments to the Native Hawaiian Trust Fund spending policy to implement the hybrid spending methodology and related revisions.

10:56 am Vice Chair Souza reads the following motion:						
I'd like to move to approve amendments to the Native Hawaiian Trust Fund spending policy to implement the hybrid spending methodology and related revisions. (2 nd reading)						
10:57 am Vote Taken	1	2	‘AE	A‘OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN			X			

AHUNA						
TRUSTEE KALEI AKAKA			X			
TRUSTEE KELI'I AKINA			X			
TRUSTEE LUANA ALAPA			X			
TRUSTEE BRICKWOOD GALUTERIA			X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA	X		X			
TRUSTEE JOHN WAIHE'E			X			
CHAIRPERSON KAI KAHELE			X			
			9			
MOTION: ☒ UNANIMOUS ☐ PASSED ☐ DEFERRED ☐ FAILED						
Motion passes with a NINE (9) Yes votes, Zero (0) No votes and ONE (1) Abstention vote.						

(2:00:43 | 10:59 am)

Community Concerns and Celebrations

Ohana Unity Party *summarized.* The testifier expressed concern about the potential economic and investment impacts of escalating conflict involving Iran, including rising oil prices, increased shipping costs, supply-chain disruptions, and effects on Hawai'i projects such as Kaka'ako and other commercial real estate developments. The testifier suggested that OHA consider risk mitigation strategies and referenced possible investment sectors, including oil, shipping, energy, and defense-related companies, while clarifying that the intent was to manage financial exposure rather than support war. The testifier also commented on Haleakalā, military and aerospace uses of land, concerns about federal leadership and international accountability, and the need for OHA to receive sufficient funding, including revenues tied to the public land trust, to carry out its constitutional mandate under Article XII, Section 5 for the betterment of Native Hawaiians and Hawaiians.

(2:04:31 | 11:02 am)

Announcements

Trustee Akaka *summarized.* Trustee requested that, as Budget and Finance Committee and Board of Trustees meetings approach discussions on sponsorships and grants, OHA provide advance public notice regarding application timelines, including when application periods are nearing closure or when new application periods are expected to open. Trustee also requested that interested entities be given clear information about eligibility requirements and how they may qualify to apply.

Chair Kahele Shares there following announcements:

- Board meeting next Wednesday at 9:00 am
- BSA satellite office in Waimea at the Parker Ranch Shopping Center tomorrow, Friday.

Recognizes K.Sean to the table.

K.Sean Kekina, COO *summarized.* It was announced that OHA will hold its next all-OHA offsite and learning opportunity, now named Lākou Ho‘okahi, meaning “to stand together,” for the quarterly events previously discussed at the board table. The event is scheduled for Monday, March 9, and will include visits to ‘Iolani Palace and Kawaiaha‘o Church. Staff are asked to arrive by 8:15 a.m., with the program beginning at 9:00 a.m. Both locations will provide guided tours and learning experiences through a private, tailored, and curated program for OHA staff. It was also noted that the offsite will not involve heavy hana and will focus on learning and ‘ike exchange.

Chair Kahele Shares there following announcements:

- FY26 and FY27 Budget Briefings will take start on March 18th at the Budget and Finance Committee meeting.
- OHA will do an internal Management training – Friday, March 18, 2026 at 8:30 am
- Near future OHA will start the performance evaluation window in the spring of 2026.

Trustee Akaka *summarized.* Trustee shared mana‘o with K. Sean regarding future gatherings and suggested that the frequency of these gatherings be considered on an annual or biannual basis, keeping in mind staff time away from their regular hana, the coordination required, and the resources involved. Trustee also requested that, in addition to ‘Iolani Palace, the visit include discussion of Mission Houses and the Hawaiian Historical Society.

(2:20:55 | 11:19 am)

Adjournment

Vice Chair Souza moves to adjourn meeting.

Adjournment – vote taken at 11:19 am							
TRUSTEE		1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
DAN	AHUNA			X			
KALEI	AKAKA			X			
KELI'I	AKINA			X			
LUANA	ALAPA			X			
BRICKWOOD	GALUTERIA			X			
CARMEN HULU	LINDSEY			X			
KEONI	SOUZA	X		X			
JOHN	WAIHE'E			X			
CHAIR KAIALI'I	KAHELE			X			
TOTAL VOTE COUNT				9			

Chair Kahele Adjourns the Board of Trustees meeting at 11:19m.

Respectfully submitted,

Lehua Itokazu
Board Secretary

As approved by the Board of Trustees on XXXXX, 2026

Kaiali‘i Kahele
Chairperson, Board of Trustees

Attachments: (All handouts will be added once minutes are approved)

DRAFT

DRAFT

STATE OF HAWAII
OFFICE OF HAWAIIAN AFFAIRS
560 N. NIMITZ HIGHWAY, SUITE 200
(In-Person Meeting)

The OHA Board of Trustees meeting can be viewed and observed via livestream on OHA's website at www.oha.org/livestream or listened by phone: (213) 338-8477.

**A physical meeting location open to the general public will be available at the
Nā Lama Kukui 560 N. Nimitz Hwy., Honolulu, HI. 96817**

This meeting can be viewed at:

Video 1: <https://www.youtube.com/live/NRpMIgjr4Ko?si=HgZPDedaK1-AzS3D>

**Minutes of the
BOARD OF TRUSTEES MEETING
MINUTES
March 11, 2026
9:00 a.m.**

ATTENDANCE:

Chairperson Kaiali'i Kahele
Vice Chair Keoni Souza
Chair Emerita Lindsey
Trustee Luana Alapa
Trustee Kaleihikina Akaka
Trustee Keli'i Akina
Trustee Brickwood Galuteria

ADMINISTRATION:

Summer Sylva, Interim Administrator
K.Sean Kekina, COO
Everett Ohta, General Counsel
Kaponi Kiakona, Counsel
Bill Brenan, Dir. of Communications
Ryan Lee, Dir. Resource Mgmt – Financial Assets CFO
Sandi Stancil, Executive Assistant
Corey Nakamoto, Human Resource Director
Hailama Farden
Leina'ala Ley, Dir. of Advocacy
Arlene Aguinaldo, IT Specialist

BOT STAFF:

Aleena Auyoung, Interim COS
Lehua Itokazu, Board Secretary
Carina Lee, Trustee Aide
Remy Keli'hoomalu, Trustee Aide
LeiAnn Durrant, Trustee Aide
Pohailani Kealoha, Trustee Aide
Mark Watanabe, Trustee Aide
Anuheia Diamond, Trustee Aide
Yvonne Mahelon, Trustee Aide

GUEST:

Paul Alston, Counsel
John Mackey,

Call to Order (1:01 | 9:03 am)

Chair Kaiali'i Kahele Calls the Board of Trustees Meeting to order for Thursday, March 11, 2026, at 9:03 a.m. Board Secretary, please do a roll call.

MEMBERS			Present	Notes
TRUSTEE	DAN	AHUNA		Excused
TRUSTEE	KALEI	AKAKA	X	
TRUSTEE	KELI'I	AKINA	X	
TRUSTEE	LUANA	ALAPA	X	
TRUSTEE	BRICKWOOD	GALUTERIA	X	
TRUSTEE	CARMEN "HULU"	LINDSEY	X	
TRUSTEE	KEONI	SOUZA	X	
TRUSTEE	JOHN	WAIHE'E		Excused
CHAIRPERSON	KAIALI'I	KAHELE	X	
			8	

At the Call to Order, **EIGHT (8)** Trustees are PRESENT, thereby constituting a quorum.

Chair Kahele *Chair Kahele summarized.* This meeting can be viewed on OHA's website at www.oha.org/livestream. The meeting will be livestreamed at www.oha.org/livestream and on 'Ōlelo TV Channel 49. Members of the public joining via Zoom will participate through a webinar format and may testify on agenda items by using the "raise hand" feature; when recognized, attendees will be promoted to panelist status to provide testimony and then returned to attendee status, consistent with HRS §92-9. All participants are respectfully asked to silence their cell phones.

K.Sean Kekina, COO recognizes staff attending the Board meeting.

New Business

(3:14 | 9:06 am)

- A. Request for approval to waive the following agenda items—2026 Legislative Session and Rapid Response Approval testimony submittal updates and bill position Matrices 1-10—from the Committee on Beneficiary Advocacy and Empowerment (BAE) to the Board of Trustees, pursuant to the Office of Hawaiian Affairs Board of Trustees Bylaws (September 4, 2025), Article VIII, Section M.**

Trustee Galuteria reads the following:

Request to waive the BAE 2026 legislative session and rapid response approval testimony submitted updates and bill positions on 1 to 10 matrixes.

(3:53 | 9:06 am)

Testimony

Germaine Meyers *Summarized.* A community member from the Wai'anāe Coast testified in opposition to waiving the legislative matrices directly to the Board without full review by the Beneficiary Advocacy and

Empowerment Committee. The testifier stated that the matrices represent OHA’s formal policy positions on bills affecting Native Hawaiians and Hawaiians statewide, guide OHA testimony, and influence public policy decisions at the State Capitol. The testifier encouraged the Board to preserve robust committee review to ensure transparency, thoughtful deliberation, and meaningful beneficiary engagement before final Board action.

9:06 am Trustee Galuteria reads the following motion:						
Request to waive the BAE 2026 legislative session and rapid response approval testimony submitted updates and bill positions on 1 to 10 matrices.						
9:10 am Vote Taken	1	2	‘AE	A‘OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN AHUNA						X
TRUSTEE KALEI AKAKA			X			
TRUSTEE KELI‘I AKINA			X			
TRUSTEE LUANA ALAPA			X			
TRUSTEE BRICKWOOD GALUTERIA	X		X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA			X			
TRUSTEE JOHN WAIHE‘E						X
CHAIRPERSON KAI KAHELE			X			
			7			
MOTION: ☐ UNANIMOUS ☒ PASSED ☐ DEFERRED ☐ FAILED						
Motion passes with a SEVEN (7) Yes votes, Zero (0) No votes and Zero (0) Excused vote.						

(7:32 video)

B. Administration Update – 2026 Legislative Session and Rapid Response Approval Testimony Submittal Updates – *No deliberation or decision-making*

C. OHA Positions on 2026 Legislative Bills

1. 2026 OHA State Legislative Bill Package – Matrix 1

Leina‘ala Ley, Director of Advocacy *summarized*. Reported that three bills from OHA’s legislative package remain active: the commercial aquarium collection bill, the Land Use Commission bill, and the Island Burial Council bill. All three bills were transmitted to the Senate the previous day; however, committee referrals had not yet been made. This was provided as the latest update on Matrix 1.

(8:36 | 9:12 am)

2. 2026 Legislature: OHA Position on Bills Naming OHA - Matrix 2

Trustee Galuteria reads the following:

To approve OHA staff's position recommendations for bills and measures naming OHA as presented in Matrix 2 except for HB 2618

9:12 am Trustee Galuteria reads the following motion:						
To approve OHA staff's position recommendations for bills and measures naming OHA as presented in Matrix 2 except for HB 2618						
9:13 am Vote Taken	1	2	‘AE	A‘OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN AHUNA						X
TRUSTEE KALEI AKAKA			X			
TRUSTEE KELI‘I AKINA			X			
TRUSTEE LUANA ALAPA			X			
TRUSTEE BRICKWOOD GALUTERIA	X		X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA			X			
TRUSTEE JOHN WAIHE‘E						X
CHAIRPERSON KAI KAHELE			X			
			7			
MOTION: ☐ UNANIMOUS ☒ PASSED ☐ DEFERRED ☐ FAILED						
Motion passes with a SEVEN (7) Yes votes, Zero (0) No votes and Zero (0) Excused vote.						

(10:42 | 9:14 am)

3. 2026 Legislature: OHA Position on Bills Affecting the Public Land Trust - Matrix 3

Trustee Galuteria reads the following:

Motion to approve OHA staff positions for bills affecting the Public Land Trusts and presented in Matrix 3.

9:14 am Trustee Galuteria reads the following motion:						
Motion to approve OHA staff positions for bills affecting the Public Land Trusts and presented in Matrix 3.						
9:14 am Vote Taken	1	2	‘AE	A‘OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN AHUNA						X
TRUSTEE KALEI AKAKA			X			
TRUSTEE KELI‘I AKINA			X			
TRUSTEE LUANA ALAPA			X			
TRUSTEE BRICKWOOD GALUTERIA	X		X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA			X			
TRUSTEE JOHN WAIHE‘E						X
CHAIRPERSON KAI KAHELE			X			
			7			
MOTION: ☐ UNANIMOUS ☒ PASSED ☐ DEFERRED ☐ FAILED						
Motion passes with a SEVEN (7) Yes votes, Zero (0) No votes and Zero (0) Excused vote.						

(12:05 | 9:15 am)

4. 2026 Legislature: OHA Position on Bills Affecting Natural Resources and Native Hawaiian Traditional & Customary Practices - Matrix 4

Trustee Galuteria reads the following:

To Approve OHA staff's positions recommendations for bills and measures affecting Natural Resources, Native Hawaiian Traditional, and Customary practices – Matrix 4

(12:44 | 9:15 am)

Testimony

Germaine Meyers summarized. Testimony on HB1981 emphasized that Hawai‘i’s renewable energy and climate initiatives, including efforts to assess carbon sequestration, geothermal, and underground water resources, must meaningfully consider impacts on Native Hawaiian communities, cultural resources, and environmental stewardship. The testifier noted that Wai‘anae Coast communities already host major infrastructure serving O‘ahu, including landfills and a large solar project, and urged that any future geothermal or subsurface resource development, including potential use of DHHL lands in Lualualei Valley, include

meaningful consultation with Native Hawaiian communities and beneficiaries, respect cultural practices and community input, and ensure infrastructure impacts are distributed fairly across the island.

9:18 am Trustee Galuteria reads the following motion:						
To Approve OHA staff's positions recommendations for bills and measures affecting Natural Resources, Native Hawaiian Traditional, and Customary practices – Matrix 4						
9:19 am Vote Taken	1	2	‘AE	A‘OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN AHUNA						X
TRUSTEE KALEI AKAKA			X			
TRUSTEE KELI‘I AKINA			X			
TRUSTEE LUANA ALAPA			X			
TRUSTEE BRICKWOOD GALUTERIA	X		X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA			X			
TRUSTEE JOHN WAIHE‘E						X
CHAIRPERSON KAI KAHELE			X			
			7			
MOTION: ☐ UNANIMOUS ☒ PASSED ☐ DEFERRED ☐ FAILED						
Motion passes with a SEVEN (7) Yes votes, Zero (0) No votes and Zero (0) Excused vote.						

(17:02 | 9:20 am)

5. 2026 Legislature: OHA Position on Bills Affecting Native Hawaiian Housing – Matrix 5

(17:36 video)

Testimony

Germaine Meyers *summarized*. Testimony was provided regarding SB2423 and HB1734, relating to residential lot size and subdivision regulations, with a request that both measures be added to Matrix 5, Native Hawaiian Housing, for OHA’s formal review. The testifier noted concerns raised by Honolulu City Council Chair Tommy Waters that the bills could limit county authority over lot size requirements in urban districts, increase subdivision and residential density, override community-based planning, and create speculative pressure in Hawai‘i’s housing market. The testifier explained that although the Wai‘anae Coast is often viewed as rural, portions of Nānākuli, Mā‘ili, Wai‘anae, Lualualei, and Mākaha are designated urban under state law and could be directly affected by reduced lot size and subdivision requirements. Because the region has a high concentration of Native Hawaiian residents and already faces infrastructure challenges, including congestion on

Farrington Highway, limited evacuation routes, coastal flooding risks, emergency access concerns, and strains on wastewater, drainage, schools, solid waste, and public safety services, the testifier urged OHA to evaluate the potential impacts of SB2423 and HB1734 on Native Hawaiian communities and infrastructure capacity statewide.

Trustee Galuteria reads the following motion:

To approve the staff's position for bills and measures affecting Native Hawaiian Housing as presented in Matrix 5.

9:26am Trustee Galuteria reads the following motion:						
To approve the staff's position for bills and measures affecting Native Hawaiian Housing as presented in Matrix 5.						
9:27 am Vote Taken	1	2	‘AE	A‘OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN AHUNA						X
TRUSTEE KALEI AKAKA			X			
TRUSTEE KELI‘I AKINA			X			
TRUSTEE LUANA ALAPA			X			
TRUSTEE BRICKWOOD GALUTERIA	X		X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA			X			
TRUSTEE JOHN WAIHE‘E						X
CHAIRPERSON KAI KAHELE			X			
			7			
MOTION: ☐ UNANIMOUS ☒ PASSED ☐ DEFERRED ☐ FAILED						
Motion passes with a SEVEN (7) Yes votes, Zero (0) No votes and Zero (0) Excused vote.						

(24:39 | 9:27 am)

6. 2026 Legislature: OHA Position on Bills Affecting Native Hawaiian Health - Matrix 6

Trustee Galuteria reads the following motion:

To approve staff positions for bills affecting native Hawaiian Health as presented in Matrix 6.

9:28 am Trustee Galuteria reads the following motion:						
To approve staff positions for bills affecting native Hawaiian Health as presented in Matrix 6.						
9:29 am Vote Taken	1	2	‘AE	A‘OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN AHUNA						X
TRUSTEE KALEI AKAKA			X			
TRUSTEE KELI‘I AKINA			X			
TRUSTEE LUANA ALAPA			X			
TRUSTEE BRICKWOOD GALUTERIA	X		X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA			X			
TRUSTEE JOHN WAIHE‘E						X
CHAIRPERSON KAI KAHELE			X			
			7			
MOTION: ☐ UNANIMOUS ☒ PASSED ☐ DEFERRED ☐ FAILED						
Motion passes with a SEVEN (7) Yes votes, Zero (0) No votes and Zero (0) Excused vote.						

(26:13 | 9:29 am)

7. 2026 Legislature: OHA Position on Bills Affecting Native Hawaiian Education - Matrix 7

(26:24 video)

Testimony

Germaine Meyers *summarized*. Testimony on Legislative Matrix 7 expressed support for OHA’s advocacy on student transportation measures, including HB780 and SB2395, noting that transportation is a key barrier to attendance and educational equity for Native Hawaiian students. The testifier cited Nānākuli High and Intermediate School data showing high Native Hawaiian and economically disadvantaged enrollment, low consistent attendance, and low academic proficiency rates, and urged OHA to continue addressing systemic barriers affecting students on the Wai‘anae Coast. The testifier also urged caution on proposals to hire

unlicensed teachers, stating that efforts to address teacher shortages should not lower educational standards for students already facing significant challenges.

Trustee Galuteria reads the following motion:

Move to approve Recommendations for bills affecting Native Hawaiian Education as presented in Matrix 7.

9:35 am Trustee Galuteria reads the following motion:						
Move to approve Recommendations for bills affecting Native Hawaiian Education as presented in Matrix 7.						
9:36 am Vote Taken	1	2	‘AE	A‘OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN AHUNA						X
TRUSTEE KALEI AKAKA			X			
TRUSTEE KELI‘I AKINA			X			
TRUSTEE LUANA ALAPA			X			
TRUSTEE BRICKWOOD GALUTERIA	X		X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA			X			
TRUSTEE JOHN WAIHE‘E						X
CHAIRPERSON KAI KAHELE			X			
			7			
MOTION: ☐ UNANIMOUS ☒ PASSED ☐ DEFERRED ☐ FAILED						
Motion passes with a SEVEN (7) Yes votes, Zero (0) No votes and Zero (0) Excused vote.						

(33:15 | 9:37 am)

8. 2026 Legislature: OHA Position on Bills Affecting Native Hawaiian Economic Stability – Matrix 8

Trustee Galuteria reads the following motion:

To approve uh positions affecting Native Hawaiian Economic stability as presented in Matrix 8 except for SB 2662

9:38 am Trustee Galuteria reads the following motion:						
To approve uh positions affecting Native Hawaiian Economic stability as presented in Matrix 8 except for SB 2662 from Monitor > Comment						
9:38 am Vote Taken	1	2	‘AE	A‘OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN AHUNA						X
TRUSTEE KALEI AKAKA			X			
TRUSTEE KELI‘I AKINA			X			
TRUSTEE LUANA ALAPA			X			
TRUSTEE BRICKWOOD GALUTERIA	X		X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA			X			
TRUSTEE JOHN WAIHE‘E						X
CHAIRPERSON KAI KAHELE			X			
			7			
MOTION: ☐ UNANIMOUS ☒ PASSED ☐ DEFERRED ☐ FAILED						
Motion passes with a SEVEN (7) Yes votes, Zero (0) No votes and Zero (0) Excused vote.						

(36:03 | 9:39 am)

9. 2026 OHA Position on Bills Affecting Hawai‘i Revised Statutes Chapter 6E (Iwi kupuna and historic preservation) - Matrix 9

Trustee Galuteria reads the following motion:

To approve recommendations for bills and measures affecting Hawaii Revised Statutes Chapter 6 Iwi Kupuna and Historical Preservation as presented in Matrix 9.

9:39 am Trustee Galuteria reads the following motion:						
To approve recommendations for bills and measures affecting Hawaii Revised Statutes Chapter 6 Iwi Kupuna and Historical Preservation as presented in Matrix 9.						
9:3 am Vote Taken	1	2	‘AE	A‘OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN AHUNA						X
TRUSTEE KALEI AKAKA			X			

TRUSTEE KELI'I AKINA			X			
TRUSTEE LUANA ALAPA			X			
TRUSTEE BRICKWOOD GALUTERIA	X		X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA			X			
TRUSTEE JOHN WAIHE'E						X
CHAIRPERSON KAI KAHELE			X			
			7			
MOTION: ☐ UNANIMOUS ☒ PASSED ☐ DEFERRED ☐ FAILED						
Motion passes with a SEVEN (7) Yes votes, Zero (0) No votes and Zero (0) Excused vote.						

(37:40 video)

10. 2026 Legislature: OHA Position on Governor's Messages for State Board and Commission Confirmations – Matrix 10

There is no discussion or action taken on this agenda item.

Chair request to take the agenda out of order – there is unanimous consent.

9:41 an Recess is taken

9:46 am Board Reconvenes

(43:02 | 9:48 am)

Announcements

Chair Kahele summarized. Recognizes Corey Nakamoto, Director of Human Resources as he is leaving OHA. Chair recognizes his years of service as an important function for any organization because at its core, fundamentally, it deals with people and people are our most important asset here at the Office of Hawaiian Affairs.

Corey Nakamoto shares his thoughts and says mahalo to everyone. Trustees also share their mana'o and aloha to Corey.

(52:27 video)

Executive Session§

- A. Legal Matters.** The Board anticipates convening in an executive meeting pursuant to HRS § 92-5(a)(4) to receive updated information, consult with its legal counsel, and take any necessary action regarding the Board's powers, duties, privileges, immunities, and liabilities with respect to matters relating to the defense of Stacy Kealohalani Ferreira v. OHA, Civil No. 1CCV-25-0001822

(52:40 video)

Testifier

Germaine Meyers *summarized.* The testifier acknowledged the need for confidential legal discussion but encouraged the Board to continue prioritizing transparency, accountability, and strong governance practices. The testimony stated that internal governance and legal disputes can affect beneficiary confidence in OHA's institutional stability and public trust. The testifier emphasized that clear communication, fiduciary responsibility, and safe spaces for beneficiaries to raise concerns are important to maintaining trust between OHA and the communities it serves.

Chair request for a motion to move into executive session pursuant to HRS § 92- 5(a)(4)

Trustee Souza moves the motion.

Chair Emerita Lindsey *summarized.* Introduces John Mackey, a partner of Goodsill. He has been assigned to four Trustees to be our legal counsel and requests that he be in executive session.

Chair Kahele *summarized.* States that John Mackey can speak to OHA's Board Counsel, Paul Alston or General Counsel, Everett Ohta before being allowed to join executive session.

(56:26 | 9:58 am)

Trustee Akaka *summarized.* Makes a motion to request that John Mackey be allowed to be apart of the executive session.

9:58 am Trustee Akaka reads the following motion:			Moves to request John Mackey to join executive session			
10:00 am Vote Taken	1	2	‘AE	A’OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN AHUNA						X
TRUSTEE KALEI AKAKA			X			
TRUSTEE KELI’I AKINA			X			
TRUSTEE LUANA ALAPA			X			
TRUSTEE BRICKWOOD GALUTERIA				X		
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE KEONI SOUZA				X		
TRUSTEE JOHN WAIHE’E						X
CHAIRPERSON KAI KAHELE				X		
			4	3		
MOTION: [] UNANIMOUS [] PASSED [] DEFERRED [X] FAILED						
Motion dies with a FOUR (4) Yes votes. THREE (3) No votes and TWO (2) Excused vote.						

Trustee Akaka According to HRS§ 92-4, of the members present, if it includes at 2/3 of the vote, it would pass.

*Discussion takes place among various counsel – **Motion fails.***

10:04 am Vice Chair Souza moves to						
Excuse the Board into Executive Session pursuant to HRS Section 92-5 (a)(4)						
10:04 am Vote Taken	1	2	‘AE	A‘OLE	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE DAN AHUNA						X
TRUSTEE KALEI AKAKA				X		
TRUSTEE KELI‘I AKINA				X		
TRUSTEE LUANA ALAPA				X		
TRUSTEE BRICKWOOD GALUTERIA			X			
TRUSTEE CARMEN HULU LINDSEY				X		
TRUSTEE KEONI SOUZA			X			
TRUSTEE JOHN WAIHE‘E						X
CHAIRPERSON KAI KAHELE			X			
			3	4		
MOTION: ☐ UNANIMOUS ☐ PASSED ☐ DEFERRED ☒ FAILED						
Motion dies with a THREE (3) Yes votes, FOUR (4) No votes and TWO (2) Excused vote.						

(1:01:22 | 10:05 am)

Announcements

Chair Kahele announces the following:

1. Standing Committee meeting will happen next Wednesday, March 18, 2026
2. Board of Trustees meeting on Thursday, March 19, 2026

K.Sean Kekina, COO *summarized.* An update was provided regarding current inclement weather conditions and ongoing monitoring by county and state agencies. Employees were advised that weather conditions may change rapidly and were asked to check their email frequently for OHA updates. Safety was emphasized as the primary concern, particularly for employees traveling to the office. Reminds everyone to take the post survey regarding the all OHA offsite work day.

Vice Chair Souza There will be no ILM Committee meeting next week, March 18th.

(1:04:11 | 10:07 am)

Adjournment

Vice Chair Souza moves to adjourn meeting.

Adjournment – vote taken at 11:19 am							
TRUSTEE		1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
DAN	AHUNA						X
KALEI	AKAKA			X			
KELI'I	AKINA			X			
LUANA	ALAPA			X			
BRICKWOOD	GALUTERIA			X			
CARMEN HULU	LINDSEY			X			
KEONI	SOUZA	X		X			
JOHN	WAIHE'E						X
CHAIR KAIALI'I	KAHELE			X			
TOTAL VOTE COUNT				7			

Chair Kahele Adjourns the Board of Trustees meeting at 11:19m.

Respectfully submitted,

Lehua Itokazu
Board Secretary

As approved by the Board of Trustees on XXXXX, 2026

Kaiali'i Kahele
Chairperson, Board of Trustees

Attachments: (All handouts will be added once minutes are approved)



III. New Business

A. Alaka'i Awards Recipients 2026 (April - June, 2026)



III. New Business

- B. Action Item BOT #26-11:** Approve the formation of an Ad Hoc Committee's to develop an execution plan for the management and expenditure of trust resources appropriated under Act 032 (Gov. Msg. No. 1132) from the Carry-Forward Trust Holding Account and transferred to the Office of Hawaiian Affairs for the exclusive purpose of funding Native Hawaiian programs and services addressing critical short-term needs in education, health, economic development, and community-based initiatives. The Ad Hoc Committees work will be known as the "Malu Project"



OFFICE OF HAWAIIAN AFFAIRS

Action Item

BOARD OF TRUSTEES

August 13, 2026

BOT #26-11

Action Item:

Approve the formation of an Ad Hoc Committee to conduct a comprehensive review and develop recommendations for the Board of Trustees' consideration regarding the management, allocation, timing, and expenditure of trust resources appropriated to the Office of Hawaiian Affairs pursuant to Act 032, Session Laws of Hawai'i 2026 (Gov. Msg. No. 1132) and transferred from the Carry-Forward Trust Holding Account in the sum of \$55,000,000. The Ad Hoc Committee shall develop and present to the Board for review, consideration, modification, and final approval a proposed framework for the use and management of the transferred funds in a manner consistent with the purposes and limitations established by Act 032, including funding for Native Hawaiian programs and services addressing critical, short-term funding needs in education, health, economic development, and community-based initiatives. The Ad Hoc Committee's work shall be known as the "Malu Project."

Co-Prepared by:

August 9, 2026

Brickwood Galuteria
Chairperson, Beneficiary Advocacy & Empowerment Committee

Date

Co-Prepared by:

August 9, 2026

Grace Chen
Budget Chief

Date

Co-Prepared by:

August 9, 2026

Summer Sylva
Interim Chief Administrator/CEO

Date

Reviewed by:

August 9, 2026

Kapono F. H. Kiakona
Legal Counsel, Board of Trustees

Date

Approved by:

August 9, 2026

Kaiali'i Kahele
Chairperson, Board of Trustees

Date

I. PROPOSED ACTION

Approve the formation of an Ad Hoc Committee, whose work shall be known as the “Malu Project,” to conduct a comprehensive review and develop recommendations for the Board of Trustees’ consideration regarding the management, allocation, timing, and expenditure of trust resources appropriated to the Office of Hawaiian Affairs pursuant to Act 032 (Gov. Msg. No. 1132), Session Laws of Hawai‘i 2026, from the Carry-Forward Trust Holding Account in the sum of \$55,000,000.

Purview. The purview of the Ad Hoc Committee shall be to develop and present to the Board of Trustees for its review, consideration, modification, and final approval a proposed framework for the use and management of the transferred funds in a manner consistent with the purposes and limitations established by Act 032, including funding for Native Hawaiian programs and services addressing critical, short-term funding needs in education, health, economic development, and community-based initiatives.

Nothing in this action shall be construed to delegate, diminish, or otherwise limit the Board of Trustees’ authority, discretion, or fiduciary responsibility to determine the ultimate allocation, management, timing, and expenditure of the transferred funds. Final decisions concerning the use, allocation, retention, investment, or expenditure of the funds shall remain exclusively with the Board of Trustees and shall be subject to such further Board action as the Board determines appropriate.

Members. The Voting Members of the Ad Hoc Committee are as follows:

- (a) Trustee Brickwood Galuteria;
- (b) Trustee John Waihe‘e IV;
- (c) Poni Askew, Director – Economic & Business Resilience;
- (d) Keola Fong, Legal Counsel;
- (e) Dhiren Patel, Chief Financial Officer; and
- (f) Summer Sylva, Interim Chief Administrator/CEO.

OHA Project Supervisor Lauwa‘eomakanakualoha Clayton will serve as the Administrative Assistant and Project Supervisor for the Ad Hoc Committee.

Trustee Brickwood Galuteria will serve as the Chair of the Ad Hoc Committee, and Trustee John Waihe‘e IV will serve as its Vice Chair.

Additionally, the Ad Hoc Committee may invite non-voting advisory participants, as needed, including representatives from the Ali‘i Trusts, Native Hawaiian organizations, financial institutions, philanthropic organizations, organizations with expertise in Native Hawaiian federal funding and grants administration, economic development organizations, and other public, private, or nonprofit entities whose expertise would assist the Ad Hoc Committee in fulfilling its purpose. The number of non-voting advisory participants shall not exceed ten (10) at any one time.

Term. The Ad Hoc Committee shall sunset at the completion of its assigned tasks or at the discretion of the Board of Trustees Chairperson, subject to later adjustment, but in no event no later than November 2, 2026.

II. ISSUE

Whether or not the Board of Trustees will approve the formation of an Ad Hoc Committee to conduct a comprehensive review and develop recommendations for the Board’s consideration regarding the management, allocation, timing, and expenditure of the \$55,000,000 in trust resources appropriated to the Office of Hawaiian Affairs pursuant to Act 032, Session Laws of Hawai‘i 2026 (Gov. Msg. No. 1132), and transferred from the Carry-Forward Trust Holding Account.

The Ad Hoc Committee, if established, would develop and present to the Board of Trustees for review, consideration, modification, and final approval a proposed framework for the use and management of the transferred funds consistent with the purposes and limitations established by Act 032, including funding Native Hawaiian programs and services addressing critical, short-term funding needs in education, health, economic development, and community-based initiatives.

The Board of Trustees’ consideration of this issue would include whether and how to establish the Ad Hoc Committee, its composition and scope of work, and the appropriate process for developing recommendations regarding the timing, allocation, management, and expenditure of the transferred funds, while preserving the Board of Trustees’ ultimate authority and discretion over the disposition and use of such funds.

III. BACKGROUND & DISCUSSION

A. Board of Trustees Bylaws Basis for an Ad Hoc Committee

The Board of Trustees Bylaws, approved on September 4, 2025, defines, notes, and specifies the parameters of Ad Hoc Committee(s), as described below.

Article II – DEFINITIONS.

Defines “Ad Hoc Committee” as a committee created by the Board of Trustees for a one-time purpose or to focus on examining a specific topic and subject to a deadline by which the work must be completed or else the Ad Hoc Committee is dissolved.

Article VI – DUTIES OF OFFICERS AND MEMBERS

The Bylaws note that “The Chairperson...shall...appoint members of Ad Hoc Committees...and designate the Committee Chairperson and Committee Vice-Chairperson of such Ad Hoc Committees.”

Article VIII – COMMITTEES OF THE BOARD

E. Ad Hoc Committees

1. From time to time, there shall be such Ad Hoc Committees, as designated by the Chairperson, the members of which shall be appointed by the Chairperson, and subject to approval of the Board by a simple majority (5) vote.

There shall be a minimum of three (3) members on each Ad Hoc Committee, at least one of whom shall be a member of the Board and who shall be the Chairperson of the Ad Hoc Committee.

2. The term of the Ad Hoc Committees shall expire at the completion of the assigned task or at a specific time that is determined for each Ad Hoc Committee at the time of the appointment of said Committee or at the discretion of the Chairperson.

- a. All communications and advice from an Ad Hoc Committee shall be made to the Chairperson of the Board no later than ten (10) days before a Board meeting.*
- b. All communications and advice to an Ad Hoc Committee shall be made by the Chairperson of the Board.
- c. All Ad Hoc Committee members, with the exception of Board members, shall serve on a voluntary basis without compensation, other than reasonable expenses, such as travel, parking, and meals.
- d. In the event that two (2) or more Board members are appointed to an Ad Hoc Committee, HRS Chapter 92, as amended, will apply, unless one of the appointed Board members is also the Chairperson of the Board.

**Note: Although the OHA BOT Bylaws provide for reporting by the Ad Hoc Committee to the Chairperson of the Board, this Ad Hoc Committee will report directly to the Board of Trustees at a duly-noticed public meeting in order to avoid impermissible serial communications between the two Trustee-members of the Ad Hoc Committee and the Chairperson of the Board.*

B. Context for the Formation of an Ad Hoc Committee (“Malu Project”) to develop and present to the Board of Trustees for review, consideration, modification, and final approval a proposed framework for the use and management of the \$55,000,000 in trust resources appropriated to the Office of Hawaiian Affairs pursuant to Act 032, Session Laws of Hawai‘i 2026 (Gov. Msg. No. 1132), and transferred from the Carry-Forward Trust Holding Account, consistent with the purposes and limitations established by Act 032, including funding Native Hawaiian programs and services addressing critical, short-term funding needs in education, health, economic development, and community-based initiatives.

The Office of Hawaiian Affairs (OHA) occupies a unique place in Hawai‘i’s constitutional and statutory framework. In 1978, the people of Hawai‘i affirmed the State’s trust obligations to Native Hawaiians by ratifying constitutional amendments establishing OHA and charging it with managing income and proceeds from the Public Land Trust for the benefit of Native Hawaiians. Article XVI, section 7, further directed the State to enact legislation to fulfill those obligations. In 1979, the Legislature enacted chapter 10, Hawai‘i Revised Statutes, establishing OHA’s purposes and the duties of its trustees.

OHA’s mandate therefore extends beyond the administration of programs and services. As recognized by the Legislature, chapter 10, Hawai‘i Revised Statutes, recognizes OHA’s role in facilitating conditions that support self-determination and nation-building for the Native Hawaiian people, as determined by Native Hawaiians themselves, without prescribing a particular form, structure, or pathway of governance. OHA’s work is informed by this broader purpose: to improve the conditions of Native Hawaiians in ways that strengthen the lāhui’s ability to determine its own future, sustain its communities, and build the capacity necessary to exercise greater self-determination.

The Legislature has expressly recognized these circumstances. Act 032, Session Laws of Hawai‘i 2026, acknowledges that recent reductions in federal funding for programs serving Native Hawaiians have increased the need for resources from OHA’s pro rata share of Public Land Trust income and proceeds to ensure continuity of essential services. The Act accordingly provides interim financial support while broader reconciliation efforts and a comprehensive Public Land Trust framework are developed. It further contemplates a process through which the State may initiate and conduct negotiations with OHA toward a comprehensive Public Land Trust reconciliation framework, including the restoration, management, and eventual transfer of lands to a sovereign Native Hawaiian entity, reflecting the State’s recognition of Native Hawaiian self-determination and the return of land stewardship to Native Hawaiian people.

Against this backdrop, OHA’s consideration of how to deploy the \$55,000,000 appropriated under Act 032 is not simply a response to a temporary budget shortfall. It is an exercise of OHA’s distinct constitutional, statutory, and fiduciary responsibility to protect and advance the interests of its beneficiaries and to facilitate conditions that support the continued strength, self-determination, and nation-building of the Native Hawaiian people.

OHA’s role is not to supplant the State or federal governments’ ongoing responsibilities to Native Hawaiians, but to exercise its independent fiduciary authority to protect and advance the interests of its beneficiaries when those interests are affected by the loss of other sources of support. That authority and responsibility extend to assessing resulting impacts and determining how its own resources can be responsibly and strategically deployed to protect those interests.

The “Malu Project” is intended to provide a clear, responsible, transparent, and Board-directed process for undertaking that assessment and developing recommendations for the prudent use and management of the \$55,000,000 appropriated to OHA pursuant to Act 032, Session Laws of Hawai‘i 2026. The Project will examine the effects of federal funding reductions; identify critical, short-term funding needs; consider opportunities to preserve and strengthen programs and community capacity; and recommend how OHA’s trust resources may have the greatest impact consistent with Act 032 and OHA’s broader constitutional and statutory mandate.

The name “Malu Project” was recommended by M. Puakea Nogelmeier, PhD, Polopeka Welo, UH Mānoa Luna Ho‘okō, Awaiaulu. *Malu* conveys the meaning of being protected, safe, or sheltered—reflecting the Project’s purpose of providing a measure of protection and support to Native Hawaiian beneficiaries and communities during a period of significant funding uncertainty, while helping preserve the conditions necessary for the lāhui to thrive and determine its own future..

The committee’s primary charge is to identify and assess significant reductions, delays, withholdings, or eliminations in State and federal funding for programs and services serving Native Hawaiians, with particular attention to critical, short-term funding needs in the areas identified in Act 032, Session Laws of Hawai‘i 2026: education, health, economic development, and community-based initiatives. Once identified, the Ad Hoc Committee will assess the scale, severity, and anticipated duration of identified funding gaps and their potential impacts on the continuity and delivery of essential services, the stability and capacity of Native Hawaiian-serving organizations and communities, and the well-being, resilience, and long-term outcomes for Native Hawaiian beneficiaries and families. The assessment should also consider whether and to what extent existing State or federal funding obligations are likely to be restored, replaced, or otherwise addressed through other sources.

Based on these findings, the Ad Hoc Committee shall develop a transparent, equitable, and structured process for the Board of Trustees’ consideration for evaluating requests and opportunities for supplemental or bridge funding from OHA’s Act 032 resources. The process should identify appropriate criteria for assessing need, urgency, impact, sustainability, beneficiary reach, organizational capacity, and alignment with OHA’s constitutional and statutory mandate and the purposes and limitations of Act 032.

The Ad Hoc Committee shall further consider the appropriate timing and sequencing of the deployment of the Act 032 resources, including the relative merits of making funds available for immediate critical needs, reserving funds for emerging or anticipated needs, and prudently retaining or managing funds pending further Board action. In developing its recommendations, the Committee shall consider how OHA’s resources can complement, rather than unnecessarily supplant, State and federal responsibilities while protecting continuity of essential services and strengthening the conditions necessary for Native Hawaiian self-determination, community resilience, and nation-building.

The Ad Hoc Committee shall present its findings, proposed evaluation process, and recommendations to the Board of Trustees for review, consideration, modification, and final approval. Nothing in the Committee’s charge shall be construed to authorize the Committee to independently allocate, encumber,

invest, expend, or otherwise commit any portion of the Act 032 resources. All final decisions regarding the management, allocation, timing, and expenditure of such resources shall remain with the Board of Trustees.

C. Relevant Timeline

On May 22, 2026, Governor Josh Green, M.D., signed into law Act 032 of the Thirty-Third Hawai‘i State Legislature, which authorized a one-time appropriation of \$55 million from the Carry-Forward Trust Holding Account, established pursuant to Executive Orders 06-06 and 22-04. The Act directs the Director of Finance to transfer these funds to OHA during Fiscal Year 2026–2027 solely for the purpose of supporting Native Hawaiian programs and services with critical, short-term funding needs in education, health, economic development, and community-based initiatives. The legislation expressly prohibits the use of these funds for planning, developing, or constructing residential or mixed-use projects or related infrastructure. Additionally, Act 032 requires OHA to submit annual reports to the Hawai‘i State Legislature detailing the expenditure of the appropriated funds and clarifies that this one-time appropriation neither replaces nor offsets the State's constitutional and fiduciary obligations under the Public Land Trust, nor establishes any precedent regarding future transfers of Public Land Trust revenues to OHA.

On July 16, 2026, the \$55 million appropriation was transferred to OHA’s account within the State of Hawai‘i Department of Accounting and General Services’ Financial Accounting and Management Information System (FAMIS).

On July 17, 2026, OHA received the funds and deposited the \$55 million into its designated Bank of Hawaii interest-bearing savings account established to hold the SB 903 funds. The account currently earns an annual percentage yield (APY) of 3.5% and is maintained as a public funds deposit that is collateralized in accordance with applicable Hawaii public funds requirements.

As of August 4, 2026, the account balance was \$55,062,253.11.

D. Expected Outcomes

The Ad Hoc Committee will meet regularly and provide written updates and recommendations to the Board of Trustees. Their work will include coordination with state agencies and community partners to avoid duplication and strengthen collective response efforts. The Ad Hoc Committee will sunset upon completion of its mandate, but no later than November 2, 2026, unless extended or reconstituted by the Board of Trustees. Through this effort, OHA seeks to create a transparent, equitable, and structured process to respond to federal cuts and protect vital programs that uplift our people. The Ad Hoc Committee’s work will help ensure continuity of services, strengthen partnerships, and reinforce OHA’s commitment to the health and well-being of Native Hawaiians across Hawai‘i.

E. Funding Source

No dedicated funding is needed to authorize and form an Ad Hoc Committee. Any resources needed to carry out Ad Hoc Committee-related activities will conform with existing budgetary (e.g., realignment), spending and procurement authorities, policies, and procedures.

F. Conclusion

The formation of this Ad Hoc Committee will provide the Board of Trustees with a dedicated governance structure to guide the prudent management and expenditure of trust resources appropriated under Act 032 (Gov. Msg. No. 1132).

Through the Malu Project, the Ad Hoc Committee will assess critical funding gaps affecting programs and services that benefit Native Hawaiians, establish objective criteria for evaluating needs, and develop recommendations for the strategic use of these one-time resources in accordance with OHA’s constitutional and statutory responsibilities and the purposes and limitations established by Act 032.

The Ad Hoc Committee’s work will position the Board of Trustees to respond deliberately to a changing funding landscape while preserving the integrity of its decision-making and considering how OHA resources may complement, rather than unnecessarily supplant, State and federal funding responsibilities. Engagement with subject matter experts, community leaders, governmental partners, and other stakeholders will help ensure that recommendations are informed, fiscally sound, and directed toward meaningful and measurable outcomes for Native Hawaiians.

Given the unprecedented size and one-time nature of the \$55 million appropriation, a dedicated Ad Hoc Committee is an appropriate exercise of the Board of Trustees’ fiduciary responsibility. The Ad Hoc Committee will provide the oversight, discipline, and stewardship necessary to help the Board of Trustees determine where and when these resources can have the greatest impact, while protecting the trust and advancing the interests of current and future generations of Native Hawaiians.

Approval of this Action Item authorizes the formation of the Ad Hoc Committee and formally initiates the Malu Project on behalf of OHA’s beneficiaries, with all final decisions regarding the management, allocation, timing, and expenditure of the Act 032 resources remaining with the Board of Trustees.

IV. TIMEFRAME

Immediate action is recommended.

V. BUDGET AUTHORIZATION

No funding is required at this time.

VI. RECOMMENDATION

Approve the formation of an Ad Hoc Committee (“Malu Project”) to develop and present to the Board of Trustees for review, consideration, modification, and final approval a proposed framework for the use and management of the \$55,000,000 in trust resources appropriated to the Office of Hawaiian Affairs pursuant to Act 032, Session Laws of Hawai‘i 2026 (Gov. Msg. No. 1132), and transferred from the Carry-Forward Trust Holding Account, consistent with the purposes and limitations established by Act 032, including funding Native Hawaiian programs and services addressing critical, short-term funding needs in education, health, economic development, and community-based initiatives.

VII. ALTERNATIVES

- A. Amend the recommended action; or
- B. Do not approve the recommended action.

VIII. REFERENCES

- A. Legislative Bill SB903
- B. \$55M B&F Transfer, Deposit Information into OHA Holding Account

A BILL FOR AN ACT

RELATING TO HAWAIIAN AFFAIRS.

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

1 SECTION 1. The legislature finds that Public Law 103-150,
2 states, inter alia, that the Republic of Hawaii ceded 1,800,000
3 acres of crown, government, and public lands of the Kingdom of
4 Hawaii, without the consent of or compensation to the Native
5 Hawaiian people of Hawaii or their sovereign government, and
6 that the indigenous Hawaiian people never directly relinquished
7 their claims to their inherent sovereignty as a people or over
8 their national lands to the United States.

9 In Act 226, Session Laws of Hawaii 2022 (Act 226), which in
10 part established the public land trust working group, the
11 legislature stated in relevant part:

12 "It is incumbent upon the legislature to enact
13 legislation that upholds its trust responsibilities
14 and duty of care to native Hawaiians to:

15 (1) Account for all ceded lands in the public
16 lands trust inventory;



1 (2) Account for all income and proceeds derived
2 from the public land trust; and

3 (3) Transfer the full twenty per cent pro rata
4 share of income and proceeds from the public
5 land trust annually to the office of
6 Hawaiian affairs (OHA) for the betterment
7 of the conditions of native Hawaiians.

8 The genesis and source of the State's public land
9 trust responsibility to native Hawaiians are the
10 historical events that led to the illegal overthrow
11 of the Kingdom of Hawaii; the transfer of
12 approximately 1,800,000 acres of crown, government,
13 and public lands to the United States under the 1898
14 Joint Resolution of Annexation without the consent of
15 and without compensation to the native Hawaiian people
16 or their sovereign government; the admission of Hawaii
17 as a state of the Union in 1959, with the explicit
18 trust responsibility and requirement in section 5(f)
19 of the 1959 Admission Act that one of the five
20 purposes of the public land trust is that the income
21 and proceeds from the public land trust are to be used



1 "for the betterment of the conditions of native
2 Hawaiians"; and the 1978 Constitutional Convention's
3 recognition that native Hawaiians are one of the
4 beneficiaries of the public land trust and the
5 creation of OHA to manage and administer the specific
6 allocation of "all income and proceeds from that pro
7 rata portion of the [public land] trust . . . for
8 native Hawaiians" (Article XII, section 6, of the
9 Hawaii State Constitution). The United States and
10 the courts have consistently affirmed the trust nature
11 of the government and crown lands, including large
12 tracts of ceded lands used for military or other
13 purposes under federal control.

14 In 1959, as a condition of its admission into
15 the Union, the State of Hawaii agreed to hold certain
16 lands granted to the State by the United States in a
17 public trust for five purposes delineated in
18 section 5(f) of the Admission Act, which provides in
19 relevant part:

20 The lands granted to the State of Hawaii by
21 subsection (b) of this section and public lands



1 retained by the United States under subsections (c)
2 and (d) and later conveyed to the State under
3 subsection (e), together with the proceeds from the
4 sale or other disposition of any such lands and the
5 income therefrom, shall be held by said State as a
6 public trust [(1)] for the support of the public
7 schools and other public educational institutions,
8 [(2)] *for the betterment of the conditions of native*
9 *Hawaiians, as defined in the Hawaiian Homes Commission*
10 *Act, 1920, as amended, [(3)] for the development of*
11 *farm and home ownership on as widespread a basis as*
12 *possible [(4)] for the making of public improvements,*
13 *and [(5)] for the provision of lands for public use.*
14 Such lands, proceeds, and income shall be managed and
15 disposed of for one or more of the foregoing purposes
16 in such manner as the constitution and laws of said
17 State may provide, and their use for any other object
18 shall constitute a breach of trust for which suit may
19 be brought by the United States.

20 *(Emphasis added.)*



1 In 1978, the people of Hawaii affirmed the
2 State's trust obligation to native Hawaiians by
3 ratifying constitutional amendments from the
4 Constitutional Convention, including article XII,
5 sections 4, 5, and 6, of the Hawaii State
6 Constitution, which established OHA and charged it
7 with managing income and proceeds from the public land
8 trust for the benefit of native Hawaiians. Article
9 XVI, section 7, of the Hawaii State Constitution
10 required the State to enact legislation to comply with
11 its trust obligations. Thus, in 1979, legislation,
12 codified as chapter 10, Hawaii Revised Statutes, set
13 forth the purposes of OHA and described the duties of
14 its trustees.

15 In September 1981, an initial land inventory by
16 the department of land and natural resources listed
17 approximately 1,271,652 acres, falling woefully short
18 of its duty to provide a complete inventory of the
19 public land trust lands. Additionally, the state land
20 information management system does not include all
21 lands held by all state entities.



1 Act 273, Session Laws of Hawaii 1980, enacted
2 section 10-13.5, Hawaii Revised Statutes, to
3 implement OHA's pro rata share and required that OHA
4 receive "[t]wenty per cent of all funds derived from
5 the public land trust[.]" This legislative directive
6 addressing the constitutional mandate has led to a
7 series of lawsuits and legislative enactments
8 concerning OHA's constitutional pro rata share of the
9 public land trust. The State and OHA have labored to
10 resolve the political question of the statutory pro
11 rata share of income and proceeds derived from the
12 public land trust, and payment to OHA.

13 Act 178, Session Laws of Hawaii 2006, affirmed
14 the State's trust obligation to native Hawaiians by
15 requiring that the department of land and natural
16 resources provide an annual accounting of
17 revenue-generating public trust lands and the amounts
18 derived from those lands to the legislature. The
19 measure also set a fixed amount of \$15,100,000 from
20 the pro rata share of the public land trust income
21 and proceeds due to OHA for the betterment of the



1 conditions of native Hawaiians until further action
2 is taken by the legislature for this purpose.

3 Act 15, Session Laws of Hawaii 2012, (Act 15)
4 was enacted to address past-due amounts, which
5 accumulated during the period between November 7,
6 1978, up to and including June 30, 2012, of income
7 and proceeds from the public land trust owed to OHA
8 by implementing an agreement between the State and
9 OHA for the State to convey certain lands in Kakaako,
10 Oahu, to OHA valued at approximately \$200,000,000.
11 Act 15 did not, however, address the State's
12 constitutional obligations relating to OHA's twenty
13 per cent pro rata share of the income and proceeds
14 from the public land trust generated after June 30,
15 2012. Notably, a 2015-2016 financial review initiated
16 by OHA found that the minimum amount of total gross
17 receipts from sources that OHA has historically
18 claimed was approximately \$394,322,163 in the fiscal
19 year 2015-2016. Twenty per cent of this gross amount
20 is approximately \$78,900,000."



1 In 2022, the legislature found that to uphold its
2 constitutional trust obligation and duty to native Hawaiians, it
3 needed to enact another legislative measure in light of the
4 information, data, and facts provided to the legislature by
5 state agencies since the enactment of Act 178, Session Laws of
6 Hawaii 2006, more than a decade earlier.

7 Act 226 was enacted to:

- 8 (1) Increase the office of Hawaiian affairs' interim
9 annual share of the income and proceeds of the public
10 land trust beginning in fiscal year 2022-2023 from
11 \$15,100,000 to \$21,500,000;
12 (2) Appropriate \$64,000,000 to the office of Hawaiian
13 affairs; and
14 (3) Establish a public land trust working group (working
15 group) to determine the pro rata share of income and
16 proceeds from the public land trust due annually to
17 the office of Hawaiian affairs after June 30, 2022.

18 The legislature finds that Act 54, Session Laws of Hawaii
19 2011 (Act 54), mandates the establishment of a comprehensive
20 information system to inventory and maintain information about
21 the lands of the public land trust as described in section 5(f)



1 of the Admission Act and article XII, section 4, of the Hawaii
2 State Constitution. The department of land and natural
3 resources worked with a consultant to develop a public land
4 trust information system (information system) to satisfy the
5 requirements of Act 54. The information system will be a
6 geographic information system that is intended for a complete
7 inventory of all state-owned and county-owned lands, as well as
8 a complete inventory of encumbrances issued by state and county
9 agencies over these lands. To meet these goals, each state or
10 county agency must submit comprehensive lists of its land and
11 encumbrance inventories.

12 The legislature further finds that the working group
13 established under Act 226 was assigned to:

- 14 (1) Account for all ceded lands in the public land trust
15 inventory;
16 (2) Account for all income and proceeds from the public
17 land trust; and
18 (3) Subsequently determine the twenty per cent pro rata
19 share of income and proceeds from the public land
20 trust due annually to the office of Hawaiian affairs



1 for the betterment of the conditions of Native
2 Hawaiians.

3 In December 2023, the working group submitted to all state
4 agencies that hold title to, maintain management control over,
5 or otherwise use ceded lands, a written request to provide
6 information, data, documents, and maps to ensure that those
7 agencies have completely and accurately identified and reported
8 to the department of land and natural resources: (1) all ceded
9 land parcels for the purpose of an inventory; and (2) all income
10 and proceeds collected or received from the public land trust.

11 The working group has been informed that the last financial
12 review by an outside independent accounting firm of the pro rata
13 share was the fiscal year 2015-2016 financial review initiated
14 by the office of Hawaiian affairs. At the time, the financial
15 review identified total gross receipts from historically claimed
16 public land trust revenue sources in the minimum amount of
17 approximately \$394,322,163 in fiscal year 2015-2016. Twenty per
18 cent of this gross amount is approximately \$78,900,000. The
19 working group found that there has been no new financial review
20 since the 2015-2016 financial review. The 2016 financial review
21 cost \$145,404.



1 The legislature notes that Act 178, Session Laws of Hawaii
2 2006 (Act 178), requires the department of land and natural
3 resources, with the cooperation of the department of budget and
4 finance and any other state department or agency that uses or
5 manages public lands, to provide an accounting of all receipts
6 from lands described in section 5(f) of the Admission Act for
7 the prior fiscal year. The working group has been informed that
8 state agencies' self-reported information for the purposes of
9 these reports is not audited or reviewed for accuracy by the
10 department of land and natural resources.

11 The working group has been informed that work began on the
12 process to procure a consultant for the information system after
13 the enactment of Act 54 and that the development of the
14 information system began in 2012 and the information system was
15 launched in October 2018. Act 54 appropriated up to \$360,000
16 from a land conservation fund for the work by an outside
17 independent consultant. The final amount for the creation of
18 the information system and training was \$340,382.

19 As part of the implementation of the information system,
20 all state and county agencies that hold title to land are
21 required to submit their entire land inventory, regardless of



1 the public land trust status, regardless of whether there are
2 any encumbrances on the land, and regardless of whether revenue
3 is being generated on the land. All state and county agencies
4 are additionally required to submit encumbrances that they have
5 issued over state-owned and county-owned land, regardless of
6 whether they hold title to that land and regardless of whether
7 they were revenue generating. This information includes all
8 encumbrances, including leases, permits, right-of-entries, and
9 easements. The goal was to have all encumbrances issued over
10 state-owned and county-owned land represented in the information
11 system.

12 As with the reporting to the department of land and natural
13 resources on public land trust revenues, the information system
14 is also based on self-reporting by state agencies and the
15 counties. There are some disclaimers about the information.
16 The department of land and natural resources has encouraged all
17 state and county departments to regularly update data in the
18 system. Updates, however, are also based on self-reported
19 information. The legislature believes that independent
20 third-party professionals need to evaluate this practice.



1 The working group has been informed that when a parcel
2 consists of both ceded and nonceded lands, the state agencies
3 use a "rule of thumb" to determine whether a parcel is ceded or
4 not. When more than fifty per cent of a parcel is ceded land,
5 it is categorized as ceded. The working group has been unable
6 to determine whether this method is detrimental to the
7 calculation of the office of Hawaiian affairs' pro rata share.
8 The legislature believes that independent third-party
9 professionals need to evaluate this practice.

10 The working group has also been informed that there are
11 many parcels without tax map key numbers in the information
12 system and therefore may not be included in the system. This
13 situation is particularly so for submerged lands, which are
14 generally considered public land trust lands. The legislature
15 believes that independent third-party professionals need to
16 evaluate how to include these parcels so that the information
17 system contains the complete and accurate inventory.

18 The working group has been informed that lands under
19 federal jurisdiction are not included in the information system
20 and that the counties do not report any of the revenue from the
21 public land trust to the department of land and natural



1 resources for the purposes of the annual accounting required
2 pursuant to Act 178 (Act 178 report).

3 To the knowledge of the working group, there has been no
4 third-party independent audit, review, or evaluation of the
5 thoroughness and accuracy of the information system or the
6 current reporting by agencies for the purpose of preparing the
7 annual Act 178 report, nor has there been any analysis or
8 comparison of the data in the information system with the data
9 in the Act 178 report.

10 The working group has conducted research and has determined
11 that the services of one or more third-party independent
12 consultants with the necessary financial, accounting, and land
13 inventory expertise will be appropriate to address the concerns
14 that have been raised regarding the thoroughness and accuracy of
15 the information system, to ensure that the working group
16 completes its objectives under Act 226.

17 The legislature further finds that Act 304, Session Laws of
18 Hawaii 1990, defined "revenue" for purposes of calculating the
19 office of Hawaiian affairs' pro rata share of public land trust
20 revenues. However, there continue to be longstanding disputes
21 regarding the proper calculation of income and proceeds derived



1 from the public land trust. The legislature also finds that
2 chapter 10H, Hawaii Revised Statutes, recognizes the role of the
3 office of Hawaiian affairs in facilitating conditions that
4 support self-determination and nation-building for the Native
5 Hawaiian people, as determined by Native Hawaiians themselves,
6 without prescribing a particular form, structure, or pathway of
7 governance. The legislature additionally finds that recent
8 reductions in federal funding for programs that serve Native
9 Hawaiians have increased the need for funds from the office of
10 Hawaiian affairs' pro rata share of income and proceeds from the
11 public land trust to ensure continuity of essential services.
12 Therefore, the legislature determines that it is necessary to
13 clarify revenue methodologies, support reconciliation efforts,
14 and provide interim financial support while a comprehensive
15 framework is developed.

16 The legislature further finds that chapter 6K, Hawaii
17 Revised Statutes, which established the Kaho'olawe island reserve
18 commission, provides a framework for the restoration,
19 management, and eventual transfer of lands to a sovereign Native
20 Hawaiian entity and reflects the State's recognition of Native



1 Hawaiian self-determination and the return of land stewardship
2 to Native Hawaiian people.

3 Accordingly, the purpose of this Act is to:

4 (1) Amend the membership and responsibilities of the
5 public land trust working group established pursuant
6 to Act 226, Session Laws of Hawaii 2022;

7 (2) Require the public land trust working group to submit
8 reports to the legislature, as follows:

9 (A) By August 1, 2027, a first interim report
10 regarding the Act 178 financial reporting and
11 accounting;

12 (B) By December 1, 2027, a second interim report
13 regarding the public land trust inventory;

14 (C) By June 1, 2028, a third interim report that
15 includes a preliminary draft of findings and
16 recommendations regarding Act 178 financial
17 reporting and accounting and the public land
18 trust inventory; and

19 (D) By October 1, 2028, a final report that includes
20 proposed legislation;



(3) Require the office of Hawaiian affairs to submit certain findings and considerations to the legislature and provide administrative support to the working group in coordination with a third-party consultant;

(4) Require the public land trust working group to evaluate and recommend a process by which the State may initiate and conduct negotiations with the office of Hawaiian affairs regarding a comprehensive public land trust reconciliation framework, to include:

(A) Determining the nature of the revenues from the public land trust that constitute the pro rata share of the office of Hawaiian affairs, considering the definition of "revenue" previously enacted by section 3 of Act 304, Session Laws of Hawaii 1990;

(B) Determining a methodology and formula for calculating the amounts necessary to fulfill the State's obligations relating to public land trust revenue claims from July 1, 2012; and



1 (C) Determining the conditions under which the office
2 of Hawaiian affairs may negotiate a master
3 settlement with the State; and

4 (5) Transfer, on a one-time basis, a portion of income and
5 proceeds from the public land trust to the office of
6 Hawaiian affairs.

7 SECTION 2. Act 226, Session Laws of Hawaii 2022, is
8 amended by amending section 3 to read as follows:

9 "SECTION 3. (a) There is established a working group to:

10 (1) Account for all ceded lands in the public land trust
11 inventory;

12 (2) Account for all income and proceeds from the public
13 land trust; and

14 (3) Subsequently determine the twenty per cent pro rata
15 share of income and proceeds from the public land
16 trust due annually to the office of Hawaiian affairs
17 for the betterment of the conditions of Native
18 Hawaiians.

19 (b) The working group shall be ~~[comprised]~~ composed of
20 ~~[six members, three of whom three shall be]~~ the following:



1 (1) Three members appointed by the governor [~~and three of~~
2 ~~whom shall be~~];

3 (2) Three members appointed by the office of Hawaiian
4 affairs [~~board of trustees~~];

5 (3) One member appointed by the president of the senate,
6 who shall serve as an ex officio, nonvoting member;

7 (4) One member appointed by the speaker of the house of
8 representatives, who shall serve as an ex officio,
9 nonvoting member;

10 (5) One member of the senate appointed by the president of
11 the senate, who shall serve as an ex officio,
12 nonvoting member;

13 (6) One member of the house of representatives appointed
14 by the speaker of the house of representatives, who
15 shall serve as an ex officio, nonvoting member; and

16 (7) One non-governmental community member selected by the
17 members appointed pursuant to paragraphs (1) through
18 (6).

19 All members shall meet some of the following
20 qualifications: experience in financial accounting or auditing;
21 experience in complex negotiations; expertise in Native Hawaiian



1 history, governance, and legal entitlements; and demonstrated
2 commitment to the Native Hawaiian community.

3 The office of Hawaiian affairs shall select one of the
4 members appointed pursuant to paragraph (2) to serve as the
5 chairperson of the working group.

6 (c) The working group, with the cooperation of any
7 department or agency that uses, manages, or receives income,
8 proceeds, or any other funds derived from the public land trust,
9 shall prepare and submit a report of its findings and
10 recommendations, including any proposed legislation and the
11 amount it determines for the annual amount of the twenty per
12 cent pro rata share of income and proceeds from the public land
13 trust, to the legislature.

14 (d) The working group shall oversee and be responsible for
15 the completion of the following tasks, which shall be carried
16 out with the support of independent third-party professionals
17 retained to fulfill the objectives of the working group:

18 (1) Regarding the public land trust inventory:

19 (A) Document the current data collection and
20 reporting processes;



- 1 (B) Assess the accuracy, completeness, and
2 reliability of land parcels in the public land
3 trust information system;
- 4 (C) Determine whether the public land trust
5 information system complies with and fulfills the
6 purposes of Act 54, Session Laws of Hawaii 2011;
- 7 (D) Identify issues and gaps in reporting on public
8 land trust inventory and encumbrances across
9 federal, state, and county agencies;
- 10 (E) Assess the accuracy of the reporting of parcel
11 trust status; and
- 12 (F) Recommend improvements to reporting consistency,
13 land inventory accuracy, encumbrance reporting,
14 and assignments of tax map key numbers to all
15 parcels; and
- 16 (2) Regarding section 5 of Act 178, Session Laws of Hawaii
17 2006, financial reporting and accounting:
- 18 (A) Document the current processes as to how the data
19 is being collected and reported;



- 1 (B) Validate the accuracy, completeness, and
2 reliability of the reporting of revenue data
3 derived from the public land trust;
4 (C) Identify issues and gaps in reporting revenues
5 across state agencies;
6 (D) Assess the accuracy of the reporting of parcel
7 trust status; and
8 (E) Recommend improvements to financial tracking and
9 reporting consistency for all parcels.

10 (e) The working group shall evaluate and recommend a
11 process by which the State may initiate and conduct negotiations
12 with the office of Hawaiian affairs regarding a comprehensive
13 public land trust reconciliation framework, to include:

14 (1) Determining the nature of the revenues from the public
15 land trust that constitute the pro rata share of the
16 office of Hawaiian affairs, considering the definition
17 of "revenue" previously enacted by section 3 of
18 Act 304, Session Laws of Hawaii 1990;

19 (2) Determining a methodology and formula for calculating
20 the amounts necessary to fulfill the State's



1 obligations relating to public land trust revenue
2 claims from July 1, 2012; and

3 (3) Determining the conditions under which the office of
4 Hawaiian affairs may negotiate a master settlement
5 with the State.

6 (f) In addition to the report required under
7 subsection (c), the working group shall submit to the
8 legislature:

9 (1) No later than August 1, 2027, a first interim report
10 on the progress toward the preliminary financial
11 reporting and accounting related to Act 178, Session
12 Laws of Hawaii 2006, required pursuant to subsection
13 (d) (2);

14 (2) No later than December 1, 2027, a second interim
15 report on the progress toward the public land trust
16 inventory required pursuant to subsection (d) (1);

17 (3) No later than June 1, 2028, a third interim report
18 that includes a preliminary draft of findings and
19 recommendations regarding Act 178, Session Laws of
20 Hawaii 2006, financial reporting and accounting and
21 the public land trust inventory; and



1 (4) No later than October 1, 2028, a final report that
2 includes proposed legislation based on the findings
3 and considerations of the third interim report
4 submitted pursuant to paragraph (3);

5 No later than December 31, 2028, the office of Hawaiian
6 affairs shall submit to the legislature its findings and
7 considerations pursuant to subsection (e).

8 ~~[(d)]~~ (g) The office of Hawaiian affairs shall provide any
9 necessary administrative support, including preparation of the
10 ~~[report]~~ reports required by ~~[subsection (e),]~~ this Act, to the
11 working group[-] in coordination with a third-party consultant."

12 SECTION 3. (a) There is appropriated out of the
13 carry-forward trust holding account established and administered
14 by the director of finance, pursuant to executive orders 06-06
15 and 22-04, the sum of \$55,000,000 or so much thereof as may be
16 necessary for fiscal year 2026-2027, to be transferred by the
17 director of finance to the office of Hawaiian affairs as a
18 one-time transfer.

19 The transferred funds shall be used by the office of
20 Hawaiian affairs solely for Native Hawaiian programs and
21 services with critical, short-term funding needs in the areas of



1 education, health, economic development, and community-based
2 initiatives. The transferred funds may not be used for
3 planning, developing, or constructing residential or mixed-use
4 projects or related infrastructure.

5 The sum appropriated shall be expended by the department of
6 budget and finance for the purposes of this section.

7 (b) The office of Hawaiian affairs shall provide an annual
8 report to the legislature regarding the use of the funds
9 appropriated under subsection (a).

10 (c) The appropriation under subsection (a) is not intended
11 to:

12 (1) Replace or offset the State's obligations under the
13 public land trust; or

14 (2) Establish precedent for determining the amount or
15 nature of the income and proceeds from the public land
16 trust that shall be transferred to the office of
17 Hawaiian affairs.

18 SECTION 4. Nothing in this Act shall be construed to
19 alter, diminish, or affect any rights, claims, or entitlements
20 of the office of Hawaiian affairs or the beneficiaries of the



1 public land trust under federal law, the Hawaii State
2 Constitution, or state law.

3 SECTION 5. No later than fifteen days after the effective
4 date of this Act, the president of the senate and speaker of the
5 house of representatives shall appoint two members each to the
6 working group established by Act 226, Session Laws of Hawaii
7 2022, as amended by this Act.

8 SECTION 6. Statutory material to be repealed is bracketed
9 and stricken. New statutory material is underscored.

10 SECTION 7. This Act shall take effect upon its approval;
11 provided that section 3 shall take effect on July 1, 2026.



Report Title:

Public Land Trust Working Group; OHA; Public Land Trust;
Inventory; Financial Reporting and Accounting; Reports;
Appropriation

Description:

Amends the membership and responsibilities of the Public Land Trust Working Group established under Act 226, SLH 2022. Requires the Working Group to submit the following to the Legislature: by 8/1/2027, a first interim report regarding Act 178, SLH 2006, financial reporting and accounting; by 12/1/2027, a second interim report regarding the public land trust inventory; by 6/1/2028, a third interim report that includes a preliminary draft of findings and recommendations regarding Act 178 financial reporting and accounting and the public land trust inventory; and by 10/1/2028, a final report that includes proposed legislation. By 12/31/2028, requires the Office of Hawaiian Affairs to submit certain findings and considerations to the Legislature. Requires the Office of Hawaiian Affairs to provide administrative support to the Working Group in coordination with a third-party consultant. Appropriates funds from the Carry-Forward Trust Holding Account to be transferred to the Office of Hawaiian Affairs to be expended solely for Native Hawaiian programs and services with critical, short-term funding needs in the areas of education, health, economic development, and community-based initiatives. Specifies that the transferred funds may not be used for planning, developing, or constructing residential or mixed-use projects or related infrastructure. (CD1)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.



REPORT NO: MBSA121R STATE OF HAWAII
DEPARTMENT OF ACCOUNTING & GENERAL SERVICES
REPORT 106 CENTRAL WARRANT WRITER

WARRANT NUMBER LISTING BY DEPARTMENT

Z1 OFFICE OF HAWAIIAN AFFAIRS
OFFICE OF HAWAIIAN AFFAIRS

DEPT VOUCHER : 070126

COMPT VOUCHER: 000119

RED TAG IND : 1 WARRANT ROUTING: 1

ISSUE DATE: 07/16/2026

RUN DATE: 07/16/26

LINE NUMBER	P A Y E E, A D D R E S S	WARRANT AMOUNT	WARRANT NUMBER
00001	OFFICE OF HAWAIIAN AFFAIRS ACCOUNTING DEPARTMENT 560 N NIMITZ HWY STE 200 HONOLULU HI 96817-5330	55000000.00	T0000193

PAGE *	TOTAL	55000000.00
VOUCHER*	TOTAL	55000000.00
DEPT	TOTAL	55000000.00

07/16/26
REPORT NO MBSA151R

REPORT 111

Z1 OFFICE OF HAWAIIAN AFFAIRS
OFFICE OF HAWAIIAN AFFAIRS

STATE OF HAWAII
CENTRAL WARRANT WRITER
DEPARTMENT WARRANTS ISSUED REGISTER

ISSUE DATE: 07-16-2026

PAGE 1

VENDOR NUMBER	INVOICE NUMBER	DEPT. VOUCHER	INVOICE DATE	LINE NUMBER	PAYEE	WARRANT NUMBER	TRANSACTION AMOUNT	COMPTROLLER VOUCHER NO.
02		070126	00-00-0000	00001	OFFICE OF HAWAIIAN AFFAIRS	T0000193-7	55,000,000.00	000119
DIV	TOTAL COUNT						1 55,000,000.00	
DEPT	TOTAL COUNT						1 55,000,000.00	

CHECK
NUMBER

000001

STATE OF HAWAII

REMITTANCE ADVICE

DATE 07/16/2026 TO OFFICE OF HAWAIIAN AFFAIRS

VENDOR
CODE

INVOICE NUMBER	INVOICE DATE	REMITTANCE DATA	AMOUNT
	00000000	GOVERNOR MEMO 1132	55,000,00000
DBRN: 070126 OFFICE OF HAWAIIAN AFFAIRS			TOTAL 55,000,00000

NOTE: FOR ANY INQUIRY ON THIS PAYMENT, PLEASE CONTACT THE STATE AGENCY IDENTIFIED ABOVE.

0054645

THE ORIGINAL DOCUMENT HAS AN ARTIFICIAL WATERMARK ON THE BACK. HOLD AT AN ANGLE TO VIEW. ADDITIONAL SECURITY FEATURES LISTED ON BACK.

★ STATE OF HAWAII ★
HONOLULU, HAWAII

000001

59-101/1213

VOID ON
JUNE 1, 2028

DATE		
MONTH	DAY	YEAR
07	16	2026

PAY▶

EXACTLY	
DOLLARS	CENTS
\$55,000,000	00

*****55,000,000.00 DOLLARS

PAY TO THE ORDER OF

OFFICE OF HAWAIIAN AFFAIRS
ACCOUNTING DEPARTMENT
560 N NIMITZ HWY STE 200
HONOLULU HI 96817-5330MAIN BRANCH
First Hawaiian Bank
HONOLULU, HAWAIIFor and Charge Same To
TRUST FUND
Fiscal Year 2026-2027

VOUCHER: 000119 DEPARTMENT: Z1



NOTICE OF HOLD
CUSTOMER COPY

Originating Branch: 1
Date of Deposit: 07/17/2026
Deposit Amount: \$55,000,000.00
Account Number: [REDACTED]
Routing/Transit Number: 1213

We are delaying the availability
of \$55,000,000.00
from your deposit.

We are taking this action because
the checks you deposited on this day
exceed \$6,725.00.

These funds will be available on
the following business days:

Date	Amount
07-21-2026	\$6,725.00
07-24-2026	\$54,363,275.00

[REDACTED]
Customer Signature

[REDACTED]
Bank Auth

If you did not receive this notice
at the time you made the deposit,
and the check you deposited is paid,
we will refund to you any fees for the
overdrafts or returned checks that
result solely from the additional delay
that we are imposing.
To obtain a refund of such fees
call your branch of account.

Branch: 1 ID: 81
Tran number: 4 Time: 12:31 PM DUP

Go paperless with email receipts.
Ask how.

808-643-3888 (Hawaii)
1-888-643-3888 (U.S. Mainland & Canada)
1-877-553-2424 (Guam & Saipan)
1-680-483-3338 (Palau)



SAVINGS DEPOSIT RECEIPT
DUPLICATE RECEIPT

Please keep this receipt until verified with
your next statement of account. Thank you.

Transaction date: 07/17/2026
Account number: [REDACTED]
Deposit amount: \$55,000,000.00

YOUR THOUGHTS COUNT!
Share your comments at boh.com/yc

Branch: 1
ID: 81 4 12:31 PM

Go paperless with email receipts.
Ask how.

808-643-3888 (Hawaii)
1-888-643-3888 (U.S. Mainland & Canada)
1-877-553-2424 (Guam & Saipan)
1-680-483-3338 (Palau)

MEMBER FDIC

Account Summary



OFFICE OF HAWAIIAN AFFAIRS - [REDACTED]

ACCOUNT: [REDACTED] ACT 32/SB903 USD BANK ID: [REDACTED]

	Opening Ledger	Total Credits (0)	Total Debits (0)	Closing Ledger
	55,062,253.11	0.00	0.00	55,062,253.11
	FIRST DAY (08/04/2026)		LAST DAY (08/04/2026)	
Opening Ledger		55,062,253.11		-
Opening Available		55,062,253.11		-
One Day Float		0.00		0.00
Two or more Days Float		0.00		0.00
Three or more Days Float		0.00		0.00
Total Credits		0.00		0.00
Total Debits		0.00		0.00
Closing Ledger		-		55,062,253.11
Closing Available		-		55,062,253.11



IV. Executive Sessions

A. Approval of Executive Session

1. Minutes December 18, 2025

- B. The Board anticipates convening in an executive meeting pursuant to HRS § 92-5(a)(4) to receive updated information and consult with its legal counsel, and take any necessary action regarding the Board's powers, duties, privileges, immunities, and liabilities with respect to matters relating to Stacy Kealohalani Ferreira v. OHA, Civil No. 1CCV-25-0001822, including whether OHA should appeal the First Circuit Court's August 6, 2026 ruling denying OHA's motion to compel arbitration.**

- No Material for these agenda items.



IV. New Business - continued

- C. Legal Matters: Discussion and possible Board action regarding non-privileged matters relating to Stacy Kealohalani Ferreira v. OHA, Civil No. 1CCV-25-0001822, including consideration of whether OHA should appeal the First Circuit Court's August 6, 2026 ruling denying OHA's motion to compel arbitration.**

- No Material for this agenda item