

STAND. COM. REP. NO.

1281

Honolulu, Hawaii

APR 15 2011

RE: S.R. No. 29  
S.D. 1

Honorable Shan S. Tsutsui  
President of the Senate  
Twenty-Sixth State Legislature  
Regular Session of 2011  
State of Hawaii

Sir:

Your Committee on Judiciary and Labor, to which was referred  
S.R. No. 29 entitled:

"SENATE RESOLUTION REQUESTING THE GOVERNOR TO SUPPORT  
LEGISLATION THAT REDESIGNATES DISCOVERERS' DAY IN HAWAII TO  
INDIGENOUS PEOPLES' DAY,"

begs leave to report as follows:

The purpose and intent of this measure is to support  
legislation that redesignates the second Monday in October as  
Indigenous Peoples Day.

Your Committee received testimony in support of this measure  
from Le Aupuni O Hawaii, HPACH, and twenty-two individuals. Your  
Committee received testimony in opposition to this measure from  
one individual.

Your Committee finds that this measure is based on the  
Declaration of the Rights of Indigenous Peoples, which was adopted  
on September 13, 2007, by the United Nations General Assembly.  
The Declaration sets out the individual and collective rights of  
the world's 370 million native peoples, calls for the maintenance  
and strengthening of their cultural identities, and emphasizes  
their right to pursue development in keeping with their own needs  
and aspirations.

Your Committee believes that the use of the name Discoverers'  
Day to recognize the first arrival of non-Polynesians to Hawaii is  
problematic because of the inhumane nature of the concept of

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discovery as applied to humans as opposed to things. Since 1992, an increasing number of American states, cities, local governments, and institutions have renamed or abolished Columbus Day. Indigenous Peoples Day and Native American Day are two of the most prominent names now used to recognize the day.

Your Committee has amended this measure by:

- (1) Amending its title for accuracy; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee concurs with the intent and purpose of S.R. No. 29, as amended herein, and recommends its adoption in the form attached hereto as S.R. No. 29, S.D. 1.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary and  
Labor,



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CLAYTON HEE, Chair



The Senate  
 Twenty-Sixth Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Judiciary and Labor**  
**JDL**

Bill / Resolution No.:* <b>SR 29</b>	Committee Referral: <b>JDL</b>	Date: <b>3/28/11</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
HEE, Clayton (C)	✓			
SHIMABUKURO, Maile (VC)	✓			
GABBARD, Mike	✓			
IHARA, Jr., Les	✓			
SLOM, Sam				✓
<b>TOTAL</b>	<b>4</b>	<b>0</b>	<b>0</b>	<b>1</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Only one measure per Record of Votes