(a) By deleting the words and comma “soil conservation,” from the fifth paragraph thereof.
(b) By deleting the words “the Hawaii soil conservation committee and” from the last paragraph thereof.

SECTION 3. Upon the transfer of functions of any previously existing department, office or other agency as provided by this Act, all records, equipment, files, supplies, contracts, books, papers, documents, maps, appropriations and other property theretofore made, used, acquired or held by any such previously existing department, office or agency in the exercise of the functions transferred shall be transferred under the direction of the governor to the department succeeding to such functions.

SECTION 4. This Act shall take effect upon its approval.

(Aprilved May 29, 1967.)

A Bill for an Act Amending the Hawaiian Homes Commission Act of 1920, as Amended.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. The second sentence of subsection 208(5) of the Hawaiian Homes Commission Act of 1920, as amended, is hereby amended to read as follows:

"Such interest shall not, except in pursuance of such a transfer, mortgage, or pledge to or holding for or agreement with a native Hawaiian or Hawaiians approved of by the department, or for any indebtedness due the department for taxes, or for any other indebtedness the payment of which has been assured by the department, including loans from governmental agencies where such loans have been approved by the department, be subject to attachment, levy, or sale upon court process."

SECTION 2. Section 208 of the Hawaiian Homes Commission Act of 1920, as amended, is hereby amended by adding a new subsection to read as follows:

"(8) The department may assure the repayment of loans to lessees from governmental agencies where such loans have been approved by the department, up to the limits prescribed in section 215; provided that the lessee has no indebtedness due the department and the department shall not make any loans to the lessee while loans from governmental agencies are outstanding; provided further that upon receipt of notice of default in the payment of such loans, the department may, upon failure of the lessee to cure the default within 60 days, cancel the lease and thereupon use its best efforts to redispose of the tract to a qualified and responsible native Hawaiian or Hawaiians as a new lessee who will assume the obligation of the outstanding debt thereby assured, and make payments to the governmental agency from available funds either for the monthly payments as they become due and pay-
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H. B. 138.
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able or for the amount of the debt. In no event shall the aggregate amount 
of the loan assured by the department exceed $500,000.”

SECTION 3. Subsection 213(b)(3) of the Hawaiian Homes Commis­ 
sion Act of 1920, as amended, is hereby amended to read as follows:
“Where the dwelling is on Hawaiian home lands, anything in the Act to 
the contrary notwithstanding, either the department or governmental agencies, 
may make loans, and the loans made in connection with the purchase or erec­ 
tion or improvement of dwellings shall be subject to applicable provisions of 
the Act, and such terms and conditions as the department may, by rules and 
regulations not inconsistent with the provisions of this legislative amendment 
to such Act, promulgate; provided that this section is not intended to change 
the qualifications of lessees or constitute a reduction or impairment of the 
Hawaiian home loan fund, Hawaiian home operating fund or Hawaiian home 
development fund. Loans made to lessees by governmental agencies shall 
be approved by the department, and the department may assure the pay­ 
ment of such loans, provided that the department shall reserve the following 
rights, among others: the right of succession to the lessee's interest and 
assumption of the contract of loan; right to require that written notice be 
given to the department immediately upon default or delinquency of the 
lessee; and any other rights necessary to protect the monetary and other 
interests of the department.”

SECTION 4. The fourth sentence of the first paragraph of section 216, 
Hawaiian Homes Commission Act of 1920, as amended, is amended to 
read as follows:
“The department shall have a first lien upon the borrower’s or lessee’s 
interest in any lease, growing crops, either on his tract or in any collective 
contract or program, livestock, machinery and equipment purchased with 
moneys loaned by the department, and in any dwellings or other permanent 
 improvements on any leasehold tract, to the amount of all principal and 
interest due and unpaid and of all taxes and insurance and improvements 
paid by the department, and of all indebtedness of the borrower, the 
payment of which has been assured by the department, including loans from 
governmental agencies where such loans have been approved by the depart­ 
ment.”

SECTION 5. Section 218 of the Hawaiian Homes Commission Act of 
1920, as amended, is hereby repealed in its entirety.

SECTION 6. This Act shall take effect upon its approval.
(Approved May 29, 1967.)

ACT 147

H. B. 190.
A Bill for an Act to Amend Part III, Chapter 5 of the Revised Laws of 
Hawaii 1955, as Amended, Relating to Hours of Work of Public Officers 
and Employees, and Making an Appropriation Therefor.