Section 4 – As a compact with the United States relating to the management and disposition of Hawaiian Home Lands, the HHCA shall be adopted as a provision of the constitution of the new state……and may only be amended or repealed with the Consent of the Federal Government.

HHCA Amendments without Federal Consent. The sections of the HHCA that may be amended without consent of the Federal Government are Sections 202, 206, 212, 213, 219, 220, 222, 224, 225 and paragraph 2 of Section 204….basically, administrative tasks in the HHCA.

*Still requires Federal Review to determine if consent is required or not.

HHCA Amendments that require Federal Consent. Amendments to trust fund accounts shall not be reduced or impaired by any amendment without consent of the Federal Government. Amendments that increase the benefits to lessees of Hawaiian Home Lands may be made, but the qualifications of lessees shall not be changed except with the consent of the Federal Government.

*Requires Federal Review plus Federal Approval.

Proceeds and Income from Trust Lands. All proceeds and income from trust lands shall be used ONLY in carrying out the provisions of the HHCA.

Section 5 (b) – The U.S. grants to the State of Hawaii effective upon its admission into the Union, title to all public lands…..and to all lands defined by section 203 of the HHCA……

Section 5 (f) – lands granted to the State of Hawaii…..together with proceeds from the sale or other disposition and income………shall be held in a public trust for 1) public schools; 2) betterment of the condition of native Hawaiians as defined in the HHCA; 3) farming; 4) homeownership; and 5) public use.

Such lands, proceeds, and income shall be managed…………in such a manner as the constitution and laws of said State may provide, and their use for any other object shall constitute a breach of trust for which suit may be brought by the United States.