

JAN 18 2023

---

---

# A BILL FOR AN ACT

RELATING TO THE STATE HISTORIC PRESERVATION DIVISION.

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

1           SECTION 1. The legislature finds that the department of  
2 land and natural resources' state historic preservation division  
3 serves to protect and preserve historic properties significant  
4 to Hawaii's history through several program areas. The  
5 legislature further finds that under section 23-5, Hawaii  
6 Revised Statutes, the auditor may examine and inspect all  
7 accounts, books, records, files, papers, and documents and all  
8 financial affairs of every department, office, agency, and  
9 political subdivision.

10           The purpose of this Act is to require the auditor to  
11 conduct a performance audit of all the programs within the state  
12 historic preservation division of the department of land and  
13 natural resources.

14           SECTION 2. The auditor shall conduct a performance audit  
15 of all the programs within the state historic preservation  
16 division of the department of land and natural resources. The  
17 audit shall include but not be limited to:



# S.B. NO. 78

- 1           (1) Whether the state historic preservation division has  
2           adequate staffing and resources to conduct timely  
3           project reviews;
- 4           (2) An evaluation of whether the review and response to  
5           submittals is completed within the timeframes  
6           established by rule;
- 7           (3) Current project review practices, including efforts to  
8           identify categorical exemptions; historic properties  
9           and districts that should have special protections or  
10          treatment; identification of types of sites that do  
11          not require permit review; filing systems; and efforts  
12          to streamline processes such as the discovery process  
13          for burial sites;
- 14          (4) Record retention methodologies;
- 15          (5) Standardization of monitoring protocols, including the  
16          establishment of cultural impact assessment guidance;
- 17          (6) The actions, initiatives, and performance of the state  
18          historic preservation division to address the existing  
19          project review backlog; and
- 20          (7) Any recommended improvements, including proposed  
21          legislation, to update, redefine or realign the state



# S.B. NO. 78

1 historic preservation division's mission and  
2 organization based on balancing cultural and historic  
3 preservation with the State's evolving land  
4 development needs.

5 SECTION 3. The auditor shall submit a report of its  
6 findings and recommendations, including any proposed  
7 legislation, to the legislature no later than twenty days prior  
8 to the convening of the regular session of 2024.

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

10

INTRODUCED BY: 



# S.B. NO. 78

**Report Title:**

Auditor; Performance Audit; Department of Land and Natural Resources; State Historic Preservation Division

**Description:**

Requires the Auditor to conduct a performance audit of the Department of Land and Natural Resources' State Historic Preservation Division.

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

