

Honolulu, Hawaii

**MAR 21 2025**

RE: H.B. No. 830  
H.D. 2  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-Third State Legislature  
Regular Session of 2025  
State of Hawaii

Sir:

Your Committees on Water and Land and Housing, to which was referred H.B. No. 830, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION  
REVIEWS,"

beg leave to report as follows:

The purpose and intent of this measure is to promote more timely reviews of projects by requiring the Department of Land and Natural Resources, through the State Historic Preservation Division and subject to approval from the appropriate island burial council, to contract its review of proposed state projects, projects on privately-owned historic property, and projects affecting historic properties to third-party consultants if the Department is unable to complete its review within sixty days.

Your Committees received testimony in support of this measure from the Hawai'i Association of REALTORS, NAIOP Hawaii, Grassroot Institute of Hawaii, and one individual.

Your Committees received comments on this measure from the Department of Land and Natural Resources; Office of Hawaiian Affairs; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Maui Chamber of Commerce; and AAC Consulting.



Your Committees find that while the historic preservation review requirements play an essential role in the protection and management of the State's historic and cultural resources, these requirements impede development, exacerbating the shortage of affordable housing in the State. Your Committees further find that permit applicants also face significant delays in obtaining county permits that require historic preservation review because of the overwhelming volume of submissions for review. Your Committees also find that requiring the Department of Land and Natural Resources (Department) to contract with third parties for the review of certain projects will reduce the Department's backlog of reviews. Accordingly, this measure streamlines the historic preservation review process to expedite development in the State.

Your Committees note the concerns in the testimony of the Department regarding funding for the recruitment and retention of qualified third-party consultants and the liability assumed by the Department when retaining a third-party consultant. Your Committees further note that S.B. No. 1002, S.D. 2 (2025), was already passed by the Senate and is a substantially similar measure that also requires the Department to retain a third-party consultant to review proposed state projects and projects affecting historic properties under certain conditions. Your Committees also note that the Department prefers the language in S.B. No. 1002, S.D. 2, as it addresses some of the concerns raised by the Department in its testimony.

Accordingly, your Committees have amended this measure by:

- (1) Inserting language specifying that the Department shall contract its review of a proposed state project involving the development of residential units intended as affordable housing if the Department, after an initial evaluation, determines that it will not be able to complete its review within sixty days;
- (2) Inserting language requiring that the project proponent of a state-proposed project pay for the reasonable fee requirements of the third-party consultant;
- (3) Inserting language specifying that the Department shall contract its review of a proposed project affecting



historic property that involves the development of residential units intended as affordable housing if the Department, after an initial evaluation, determines that it will not be able to complete its review within sixty days;

- (4) Inserting language requiring that the project proponent of a proposed project affecting historic property pay the reasonable fee requirements of a third-party consultant;
- (5) Specifying that the Department shall publish on its website proposed rules governing the recruitment and retention of third-party consultants;
- (6) Inserting language requiring that the Department present its proposed final rules to the Board of Land and Natural Resources within one year of publishing the proposed rules on its website;
- (7) Inserting a blank appropriation for the State Historic Preservation Division to recruit and retain qualified third-party consultants;
- (8) Deleting language that would have repealed this measure on June 30, 2031;
- (9) Amending section 1 to reflect its amended purpose;
- (10) Making certain provisions effective on July 1, 2027; and
- (11) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Water and Land and Housing that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 830, H.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 830, H.D. 2, S.D. 1, and be referred to your Committees on Judiciary and Ways and Means.



Respectfully submitted on  
behalf of the members of the  
Committees on Water and Land  
and Housing,

  
STANLEY CHANG, Chair

  
LORRAINE R. NOYE, Chair



The Senate  
Thirty-Third Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Water and Land**  
**WTL**

Bill / Resolution No.:* <b>HB 830 HD 2</b>	Committee Referral: <b>WTL/HOU, JDC/WAM</b>	Date: <b>03/10/25</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: <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <input type="checkbox"/> Pass, unamended 2312         </div> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, with amendments 2311         </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310         </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313         </div> </div>				
<b>Members</b>	<b>Aye</b>	<b>Aye (WR)</b>	<b>Nay</b>	<b>Excused</b>
INOUE, Lorraine R. (C)	✓			
ELEFANTE, Brandon J.C. (VC)	✓			
CHANG, Stanley	✓			
MCKELVEY, Angus L.K.				✓
DECORTE, Samantha	✓			
<b>TOTAL</b>	<b>4</b>	<b>0</b>	<b>0</b>	<b>1</b>
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted         <input type="checkbox"/> Not Adopted         </div>				
Chair's or Designee's Signature: 				
Distribution: <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <div style="text-align: center;">Original File with Committee Report</div> <div style="text-align: center;">Yellow Clerk's Office</div> <div style="text-align: center;">Pink Drafting Agency</div> <div style="text-align: center;">Goldenrod Committee File Copy</div> </div>				

\*Only one measure per Record of Votes

The Senate  
Thirty-Third Legislature  
State of Hawai'i

Record of Votes  
Committee on Housing  
HOU

Bill / Resolution No.:* <b>HB 830, HD2</b>	Committee Referral: <b>JDC/ WTL/HOU, WAM</b>	Date: <b>3/18/2025</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: <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> Pass, unamended 2312         </div> <div> <input checked="" type="checkbox"/> Pass, with amendments 2311         </div> <div> <input type="checkbox"/> Hold 2310         </div> <div> <input type="checkbox"/> Recommit 2313         </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
CHANG, Stanley (C)	✓			
HASHIMOTO, Troy N. (VC)	✓			
AQUINO, Henry J.C.	✓			
KANUHA, Dru Mamo	✓			
FEVELLA, Kurt				✓
<b>TOTAL</b>	<b>4</b>	<b>0</b>	<b>0</b>	<b>1</b>
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted           <input type="checkbox"/> Not Adopted         </div>				
Chair's or Designee's Signature:				
<div style="display: flex; justify-content: space-between; font-size: small;"> <div>Distribution:</div> <div>Original</div> <div>Yellow</div> <div>Pink</div> <div>Goldenrod</div> </div> <div style="display: flex; justify-content: space-between; font-size: x-small; margin-top: 2px;"> <div>File with Committee Report</div> <div>Clerk's Office</div> <div>Drafting Agency</div> <div>Committee File Copy</div> </div>				

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