STAND. COM. REP. NO. 3145

Honolulu, Hawaii

FEB 2 8 2020

S.B. No. 2076 RE:

S.D. 2

Honorable Ronald D. Kouchi President of the Senate Thirtieth State Legislature Regular Session of 2020 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 2076, S.D. 1, entitled:

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

begs leave to report as follows:

The purpose and intent of this measure is to authorize the State Historic Preservation Division, in consultation with the Office of Hawaiian Affairs, to delegate to the impacted counties the responsibility for historic preservation project reviews, provided that certain requirements are met.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources and Land Use Research Foundation of Hawaii. Your Committee received testimony in opposition to this measure from Minatoishi Architects and two individuals. Your Committee received comments on this measure from the Office of Hawaiian Affairs and Society for Hawaiian Archaeology.

Your Committee finds that existing law requires agencies and officers of the State and its subdivisions, prior to project approval, to submit for review all projects that may affect historic properties to the Department of Land and Natural Resources' State Historic Preservation Division (SHPD). However, due to the current demand for construction of housing and critical

infrastructure, SHPD has an unacceptably large backlog of projects needing review. This measure would allow SHPD to delegate to the impacted counties the responsibility for historic preservation project reviews, provided that certain requirements are met.

Your Committee has amended this measure by:

- (1) Inserting an effective date of June 18, 2050, to encourage further discussion; 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 that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2076, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2076, S.D. 2.

> Respectfully submitted on behalf of the members of the Committee on Judiciary,

KARL RHOADS, Chair

The Senate Thirtieth Legislature State of Hawai'i

Record of Votes Committee on Judiciary JDC

Bill / Resolution No.:* SB 2076 SD (Committee Referral: Date: 2/24/2020				
The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye	Aye (WR)	Nay	Excused
RHOADS, Karl (C)					
KEOHOKALOLE, Jarrett (VC)		7			
GABBARD, Mike					
KIM, Donna Mercado					
FEVELLA, Kurt					
					-
			<u> </u>	-	
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TOTAL		2	2		1
Recommendation: Adopted			Not Adopted		
Chair's or Designee's Signature:					
Distribution: Original File with Committee Re	ribution: Original Yellow File with Committee Report Clerk's Office		Pink Goldenrod rafting Agency Committee File Copy		

^{*}Only one measure per Record of Votes