STAND. COM. REP. NO. 179

Honolulu, Hawaii

, 2021

FEB 11

RE: H.B. No. 320 H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirty-First State Legislature Regular Session of 2021 State of Hawaii

Sir:

Your Committee on Water & Land, to which was referred H.B. No. 320 entitled:

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

begs leave to report as follows:

The purpose of this measure is to provide that any person who engages in certain archaeological activities without obtaining the required permission or approval from the Department of Land and Natural Resources is subject to a civil and administration violation.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs, Department of Land and Natural Resources, Historic Hawaii Foundation, Honua Consulting, and two individuals. Your Committee received comments on this measure from Cultural Surveys Hawaii.

Your Committee finds that this measure will ensure that the Department of Land and Natural Resources can consistently protect significant historic properties and burials and that archaeological activities are carried out in a manner consistent with the appropriate standards and requirements.

Your Committee has amended this measure by:

- (1) Inserting a savings clause;
- (2) Changing the effective date to January 1, 2050, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 320, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 320, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Respectfully submitted on behalf of the members of the Committee on Water & Land,

DAVID A. TARNAS Chair

State of Hawaii House of Representatives The Thirty-first Legislature

H SCR179

Record of Votes of the Committee on Water & Land

HB320 Committee	ee Referral: DAL _I JHA	A, FIN Date:	2/9/2	2021
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: □ Pass, unamended (as is) ■ Pass, with amendments (HD) □ Hold □ Pass short form bill with HD to recommit for future public hearing (recommit)				
WAL Members	Ayes	Ayes (WR)	Nays	Excused
1. TARNAS, David A. (C)	7			
2. BRANCO, Patrick Pihana (VC)	70			
	<u> </u>		<u></u>	
3. GANADEN, Sonny	J			
4. KOBAYASHI, Bertrand	7			
5 VONC Com Setom	0			d
5. KONG, Sam Satoru	0			
6. MORIKAWA, Dee	7			
o. Workawa, bee	J D			
7. OHNO, Takashi	7)		a artis dijaga ta <u>da</u>	
8. McDERMOTT, Bob	<u>, in comment of the </u>	and the second of the second o	MATERIA MATERI	4
o. MCDERMOTI, DOD				
6. WEDERWICH 1, DOD			,	
o. NICDERNIO 11, DOD				
o. NEDERNIOTT, DOD				
o. NICDERNIO 11, BOD				
o. NICDERNIOTT, BOD				
o. MCDERMOTT, BOD				
6. NICDERNIOTT, BOD				
6. NICDERNIOTT, BUD				
o. NICDERNIOTI, BUD				
6. NICDERNIOTT, BUD				
o. WEDERWOTT, BUD				
TOTAL (8)	7			1
	Not Adop	did not suppo	rt recommendation	
TOTAL (8) The recommendation is:	Not Adop	did not suppo	ort recommendation	