
A BILL FOR AN ACT

RELATING TO HISTORIC PRESERVATION REVIEWS.

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

1 SECTION 1. The legislature finds that section 6E-8, Hawaii
2 Revised Statutes, plays an important role in the protection and
3 management of the State's historic properties and burial sites.
4 Section 6E-8(b), Hawaii Revised Statutes, requires the
5 department of Hawaiian home lands, prior to any proposed project
6 relating to lands under its jurisdiction, to consult with the
7 department of land and natural resources regarding the effect of
8 the project upon historic property or a burial site.

9 The purpose of this Act is to allow the department of
10 Hawaiian home lands to assume review of the effect of any
11 proposed project on historic properties or burial sites for
12 lands under its jurisdiction.

13 SECTION 2. Section 6E-8, Hawaii Revised Statutes, is
14 amended by amending subsection (b) to read as follows:

15 "(b) [The] Notwithstanding subsection (a), the department
16 of Hawaiian home lands [~~7, prior to~~] may assume review of any
17 proposed project relating to lands under its jurisdiction [~~7~~



1 ~~shall consult with the department regarding the effect of the~~
2 ~~project upon historic property or a burial site.] pursuant to~~
3 this section and pursuant to any administrative rule adopted
4 thereunder; provided that the department of Hawaiian home lands
5 shall:

- 6 (1) Designate the review to a Hawaiian home lands
7 preservation officer having professional competence
8 and experience in the field of historic preservation;
- 9 (2) Ensure that copies of all reports, maps, and
10 documents, including those reflecting the Hawaiian
11 home lands preservation official's comments,
12 recommendations, and decisions, are provided to the
13 department to be incorporated into the historic
14 preservation digital document management system and
15 library;
- 16 (3) Acquire adequate resources and establish processes for
17 staff to perform the review; and
- 18 (4) Consult with the office of Hawaiian affairs during the
19 review for sites that are significant under criteria
20 "e".



1 The department shall retain authority for review under this
2 section for projects affecting properties listed or nominated
3 for inclusion in the Hawaii register of historic places, or the
4 national register of historic places."

5 SECTION 3. This Act does not affect rights and duties that
6 matured, penalties that were incurred, and proceedings that were
7 begun before its effective date.

8 SECTION 4. Statutory material to be repealed is bracketed
9 and stricken. New statutory material is underscored.

10 SECTION 5. This Act shall take effect upon its approval.



Report Title:

DHHL; Historic Preservation; Project Reviews of Proposed State Projects

Description:

Allows the Department of Hawaiian Home Lands to assume historic preservation review of any proposed project for lands under its jurisdiction except for projects affecting properties listed or nominated for inclusion in the Hawaii register of historic places or the national register of historic places; provided that the Department of Hawaiian Home Lands consult with the Office of Hawaiian Affairs during the review for certain sites. (SD1)

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