
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~~[, prior to]~~ may assume review of any
17 proposed project relating to lands under its jurisdiction~~[,~~



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; and

16 (3) Provide the department with written notice of the
17 following at least forty-five days before the date on
18 which the department of Hawaiian home lands will
19 assume responsibility for project review under this
20 section:



- 1 (A) That it has employed a qualified preservation
- 2 officer;
- 3 (B) A description of the procedures that will be
- 4 employed to ensure that all of the documentation
- 5 described in paragraph (2) will be provided to
- 6 the department; and
- 7 (C) The date on which the department of Hawaiian home
- 8 lands will assume responsibility for project
- 9 review under this section; provided further that
- 10 the date shall also be made publicly available
- 11 through posting on the department of Hawaiian
- 12 home lands' website.

13 The department shall retain authority for review under this
14 section for projects affecting properties listed or nominated
15 for inclusion in the Hawaii register of historic places or the
16 national register of historic places."

17 SECTION 3. This Act does not affect rights and duties that
18 matured, penalties that were incurred, and proceedings that were
19 begun before its effective date.

20 SECTION 4. Statutory material to be repealed is bracketed
21 and stricken. New statutory material is underscored.



1 SECTION 5. This Act shall take effect on July 1, 3000.



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. Establishes certain written notice requirements for the Department of Hawaiian Home Lands. Effective 7/1/3000. (HD2)

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

