
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) requires the department of Hawaiian home lands,
5 prior to any proposed project relating to lands under its
6 jurisdiction, to consult with the department of land and natural
7 resources regarding the effect of the project upon historic
8 property or a burial site. The purpose of this Act is to allow
9 the department of Hawaiian home lands to directly assume review
10 of proposed projects relating to lands under its jurisdiction,
11 rather than consulting the department of land and natural
12 resources for the effect of those projects upon historic
13 properties or burial sites.

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

16 "(b) [The] Notwithstanding subsection (a) to the contrary,
17 the department of Hawaiian home lands~~[, prior to]~~ may assume



1 review of any proposed project relating to lands under its
2 jurisdiction[, ~~shall consult with the department regarding the~~
3 ~~effect of the project upon historic property or a burial site]~~
4 pursuant to this section and pursuant to any administrative
5 rules adopted thereunder; provided that the department of
6 Hawaiian home lands has:

7 (1) Designated a Hawaiian home lands preservation officer
8 who has professional competence and experience in the
9 field of historic preservation;

10 (2) Ensured that copies of all reports, maps, and
11 documents, including those reflecting the Hawaiian
12 home lands preservation official's comments,
13 recommendations, and decisions, are provided to the
14 department to be incorporated into the historic
15 preservation digital document management system and
16 library;

17 (3) Provided the department with:

18 (A) Written notice that the department of Hawaiian
19 home lands has employed a qualified preservation
20 officer;



1 (B) A description of the procedures that the
2 department of Hawaiian home lands will employ to
3 ensure that all of the documentation identified
4 in paragraph (2) will be provided to the
5 department; and

6 (4) Provided the department with written notice of the
7 date on which the department of Hawaiian home lands
8 will assume responsibility for project review under
9 this section and posted this information on the
10 department of Hawaiian home lands' website; provided
11 further that the written notice shall be provided at
12 least forty-five days prior to the date on which the
13 department of Hawaiian home lands assumes such
14 responsibility.

15 The department shall retain authority for review under this
16 section for projects affecting properties listed or nominated
17 for inclusion in the Hawaii register of historic places or the
18 national register of historic places or located in a designated
19 historic district."

20 SECTION 3. Statutory material to be repealed is bracketed
21 and stricken. New statutory material is underscored.



1 SECTION 4. This Act shall take effect on July 1, 2050.

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Report Title:

Historic Preservation; Department of Hawaiian Home Lands;
Project Reviews of Proposed State Projects

Description:

Allows the department of Hawaiian home lands to assume historic preservation review of the effect of any proposed project for lands under its jurisdiction under certain conditions and except for projects affecting properties listed or nominated for inclusion in the Hawaii register of historic places or the national register of historic places or located in a designated historic district. Effective 7/1/2050. (HD1)

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