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# A BILL FOR AN ACT

RELATING TO LICENSING FOR CONSULTANTS.

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

1           SECTION 1. Governments and businesses often find it  
2 necessary to obtain expert consulting services in archaeology  
3 and culture, especially in an area as rich in tradition and  
4 culture as our native Hawaii. Archaeological and cultural  
5 consultants are, in many cases, vital to the performance of  
6 surveys and property assessments done prior to construction or  
7 land-use projects, or the documentation of historic property  
8 that have archaeological or cultural features.

9           Due to the necessary role played by archaeological and  
10 cultural consultants, the legislature believes it is important  
11 to ensure that these individuals measure up to certain standards  
12 of knowledge and experience.

13           As such, the purpose of this Act is to require the office  
14 of the auditor to perform a study to determine whether  
15 archaeological and cultural consultants should be licensed by  
16 the department of commerce and consumer affairs.

17           SECTION 2. The office of the auditor shall perform a study  
18 to determine whether archaeological and cultural consultants



1 should be licensed by the department of commerce and consumer  
2 affairs. The study shall report on the impact licensure would  
3 have on the affected sectors of the state, including but not  
4 limited to historical and cultural preservation, tourism,  
5 construction, education, and the economy. If the office of the  
6 auditor recommends licensure, the study, at a minimum, shall  
7 also address:

- 8 (1) The need for an applicant to take an examination  
9 before obtaining licensure;
- 10 (2) Preliminary qualifications of applicants for admission  
11 to examinations, including:
  - 12 (a) Educational requirements;
  - 13 (b) Post-graduate experience, such as fieldwork or  
14 desk work;
  - 15 (c) Membership or certification in any certifying  
16 organization for archaeological or cultural  
17 consultants; and
  - 18 (d) Demonstration of an understanding of the  
19 archaeology or culture of the state;
- 20 (3) Licensure categories to distinguish between  
21 individuals with expertise in different areas of  
22 archaeology or culture;



- 1 (4) License renewal; and
- 2 (5) The need for a board of archaeological and cultural
- 3 consulting, and the board's membership, powers and
- 4 duties, and funding.

5 The office of the auditor shall submit to the legislature a  
 6 report on its findings and recommendations, including proposed  
 7 legislation, no later than twenty days prior to the convening of  
 8 the regular session of 2007.

9 SECTION 3. This Act shall take effect upon its approval.

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HB 2856

**Report Title:**

Licensing; Archaeological and Cultural Consultants

**Description:**

Requires the Office of the Auditor to perform a study to determine whether archaeological and cultural consultants should be licensed.

