

---

---

## A BILL FOR AN ACT

RELATING TO THE STATE HISTORIC PRESERVATION OFFICER.

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

1           SECTION 1. The legislature finds that the state historic  
2 preservation officer requires extensive training and  
3 professional experience as the administrator of the state  
4 historic preservation program. The duties of the state historic  
5 preservation officer include reviewing nominations for the  
6 National Register of Historic Places and maintaining data on  
7 historic places in Hawaii that have yet to be nominated. The  
8 officer also serves as the State's consultant to federal  
9 agencies during reviews of the federal Advisory Council of  
10 Historic Preservation's regulations for the protection of  
11 historic places and during identification and assessment of  
12 historic properties.

13           Due to the important role of the state historic  
14 preservation officer, the legislature originally required the  
15 person to be appointed to the position on the basis of  
16 professional competence and experience in the field of historic  
17 preservation. The legislature further finds, however, that past  
18 and present governors of the State have appointed state historic



1 preservation officers based on broadly worded qualifications  
2 that do not meet nationally accepted professional standards for  
3 such a position. Requiring that the individual appointed  
4 possesses the specified qualifications would bring  
5 accountability and consistency to the position of state historic  
6 preservation officer.

7 The purpose of this Act is to require the governor to  
8 appoint a person as state historic preservation officer who  
9 fulfills the profession qualification standards established by  
10 the United States Secretary of the Interior.

11 SECTION 2. Section 6E-5, Hawaii Revised Statutes, is  
12 amended to read as follows:

13 "[+] §6E-5 [+] **State historic preservation officer.** (a)  
14 The governor shall appoint a state historic preservation  
15 officer, and may appoint the officer without regard to chapter  
16 76, who shall be responsible for the comprehensive historic  
17 preservation program and who shall be the state liaison officer  
18 for the conduct of relations with the federal government and the  
19 respective states with regard to matters of historic  
20 preservation.



1        (b) The state historic preservation officer shall ~~[be~~  
2 ~~appointed on the basis of professional competence and experience~~  
3 ~~in the field of historic preservation and]~~ :

4        (1) Be a qualified historic preservation professional in  
5 architecture, architectural history, archaeology,  
6 history, culture, or a closely related field, who  
7 meets the professional qualification standards  
8 established by the United States Secretary of the  
9 Interior; and

10       (2) Have professional experience with respect to historic  
11 preservation in Hawaii.

12       (c) The state historic preservation officer shall be  
13 placed in the department for the purposes of the state program.

14       (d) Upon appointment of the state historic preservation  
15 officer by the governor, the governor shall immediately advise  
16 the president of the senate and the speaker of the house of  
17 representatives of the identity of the person appointed and the  
18 person's qualifications to serve in that position."

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



1 SECTION 4. This Act shall take effect upon its approval.

2

INTRODUCED BY: Mele Carroll

~~Alan~~

~~Joe~~

~~Jim Smith~~

~~Karen Luana~~

~~Michael J. Mayhew~~

~~Frank~~

Rich. T. R. Crotwell

029.2

~~James~~  
~~Almond~~  
~~John~~

JAN 27 2009



**Report Title:**

Historic Preservation Officer; Qualifications

**Description:**

Requires the state historic preservation officer possess professional qualification in specific fields of study.

