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# A BILL FOR AN ACT

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3  
4 RELATING TO THE STATE HISTORIC PRESERVATION OFFICER.  
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7 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**  
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9 SECTION 1. The legislature finds that the state historic  
10 preservation officer requires extensive training and  
11 professional experience as the administrator of the state  
12 historic preservation program. The duties of the state historic  
13 preservation officer include reviewing nominations for the  
14 National Register of Historic Places and maintaining data on  
15 historic places in Hawaii that have yet to be nominated. The  
16 officer also serves as the State's consultant to federal  
17 agencies during reviews of the federal Advisory Council on  
18 Historic Preservation's regulations for the protection of  
19 historic places and during identification and assessment of  
20 historic properties.

21 Due to the important role of the state historic  
22 preservation officer, the legislature originally required the  
23 person to be appointed to the position on the basis of  
24 professional competence and experience in the field of historic  
25 preservation. The legislature further finds, however, that past  
26 and present governors of the State have appointed state historic

SB1143 SD1.DOC

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1 preservation officers based on broadly worded qualifications  
2 that do not meet nationally accepted professional standards for  
3 the position. Requiring the individual appointed to possess  
4 specified qualifications would bring accountability and  
5 consistency to the position of state historic preservation  
6 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 qualification standards for the profession  
10 established by 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.

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

**Report Title:**

Historic Preservation Officer; Qualifications

**Description:**

Requires the state historic preservation officer to possess professional qualification in specific fields of study.  
Effective 7/1/2050. (SD1)