

STAND. COM. REP. NO. 1468

Honolulu, Hawaii

A-26 , 2009

RE: H.C.R. No. 226  
H.D. 1

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Fifth State Legislature  
Regular Session of 2009  
State of Hawaii

Sir:

Your Committee on Hawaiian Affairs, to which was referred  
H.C.R. No. 226 entitled:

"HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF  
HAWAIIAN AFFAIRS TO CONVENE A WORKING GROUP TO REVIEW THE  
SYSTEM AND PROCEDURES FOR THE REVIEW OF NATIVE HAWAIIAN  
BURIAL SITES,"

begs leave to report as follows:

The purpose of this concurrent resolution is to improve the  
State's protection and preservation of native Hawaiian burial  
sites by requesting the Office of Hawaiian Affairs to convene a  
working group to review the current law and procedures and submit  
findings and recommendations to the Legislature.

The Office of Hawaiian Affairs, Kanaka Council, and Protect  
Keopuka Ohana testified in support of this measure. The Society  
for Hawaiian Archaeology supported the intent of this measure.  
Comments were provided by a concerned individual.

It has been nearly 20 years since the State's burial sites  
program and Island Burial Councils were established. Your  
Committee believes it is the right time to review and improve  
those laws, as needed, in light of our experience in implementing  
them, as well as in light of changes in the community and advances  
in our knowledge of the subject.

Your Committee has amended this measure by:

HCR226 HD1 HSCR HAW HMS 2009-3401



- (1) Including the University of Hawaii at Hilo (UH-Hilo) in the working group, and making conforming amendments to include the Chancellor of UH-Hilo in the list of recipients of certified copies of this concurrent resolution;
- (2) Requesting the working group to review concerns relating to the State Historic Preservation Division, including personnel, leadership, and resource issues, and the problems highlighted by the Wal-Mart, Hokuia, Ward, and Naue situations; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 226, as amended herein, and recommends that it be referred to the Committee on Water, Land, & Ocean Resources in the form attached hereto as H.C.R. No. 226, H.D. 1.

Respectfully submitted on  
behalf of the members of the  
Committee on Hawaiian Affairs,



MELE CARROLL, Chair



Record of Votes of the Committee on Hawaiian Affairs

Bill/Resolution No.: <b>HCR 226</b>	Committee Referral: <b>HAW, WLO</b>	Date: <b>3-25-2009</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
HAW Members	Ayes	Ayes (WR)	Nays	Excused
1. CARROLL, Mele (C)	/			
2. SHIMABUKURO, Maile S.L. (VC)	/			
3. BELATTI, Della Au	/			
4. BERTRAM, Joe, III	/			
5. BROWER, Tom	/			
6. MIZUNO, John M.	/			
7. NISHIMOTO, Scott Y.	/			
8. YAMANE, Ryan I.				/
9. WARD, Gene	/			
<b>TOTAL (9)</b>	<b>8</b>	<b>0</b>	<b>0</b>	<b>1</b>
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: _____				
Distribution:    Original (White) – Committee                            Duplicate (Yellow) – Chief Clerk's Office                            Duplicate (Pink) – HMSO				