

STAND. COM. REP. NO. 1071 -10

Honolulu, Hawaii

March 30, 2010

RE: H.C.R. No. 50

H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Sir:

Your Committee on Water, Land, & Ocean Resources, to which
was referred H.C.R. No. 50 entitled:

"HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO
CONDUCT A MANAGEMENT AUDIT OF THE STATE HISTORIC PRESERVATION
DIVISION OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES,"

begs leave to report as follows:

The purpose of this concurrent resolution is to request the
State Auditor to conduct a management audit of the State Historic
Preservation Division (SHPD) of the Department of Land and Natural
Resources (DLNR), specifically addressing, among other things, the
following issues:

- (1) SHPD's relationship with the burial councils and failure
to properly document, reinter, and preserve historic
artifacts;
- (2) The current status of the geographic information system
and its management;
- (3) Qualifications of the Division Administrator and SHPD's
organizational structure;
- (4) Compliance with the Federal Historic Preservation Grant
Program and consultation responsibilities under Section
6 of the National Historic Preservation Act of 1966, as
amended; and

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- (5) Compliance with the project review process under Chapter 6E, Hawaii Revised Statutes.

The Office of Hawaiian Affairs, Kanaka Council Moku O Keawe, Koolaupoko Hawaiian Civic Club, and several concerned individuals testified in support of this concurrent resolution. DLNR provided comments.

Your Committee has amended this concurrent resolution by:

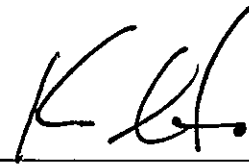
- (1) Inserting information on the federal National Park Service's final report indicating SHPD's deficiencies in certain federal program areas, and allowing SHPD two years to comply with a corrective plan to prevent the suspension of National Park Service's (NPS's) annual federal grant which comprises half of SHPD's budget;
- (2) Replacing the request for an audit of SHPD with a one-day summit to heal and create positive change for SHPD, including making recommendations for legislation that will ensure SHPD is complying with its mission, given SHPD's brief remaining time under the current administration, to allow SHPD to focus on compliance with NPS' corrective plan and prevent the disruption of SHPD's current responsibilities;
- (3) Changing the title to read, "REQUESTING A ONE-DAY SUMMIT FOR THE HEALING AND CREATION OF POSITIVE CHANGE FOR THE STATE HISTORIC PRESERVATION DIVISION OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES"; and
- (4) Requesting that representatives from the following agencies and groups, and individuals participate in the one-day summit:
 - (A) The Office of Hawaiian Affairs;
 - (B) The Administrator of SHPD;
 - (C) Liveable Hawaii Kai Hui;
 - (D) Hale Mua;
 - (E) The Island Burial Councils;



- (F) Friends of SHPD;
- (G) Historic Hawaii Foundation
- (H) Kahu O Kahiko;
- (I) Society for Hawaiian Archaeology;
- (J) Native Hawaiian Legal Corporation;
- (K) Kaleo Paik;
- (L) Lauren Morawski; and
- (M) Chris Monahan.

As affirmed by the record of votes of the members of your Committee on Water, Land, & Ocean Resources that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 50, as amended herein, and recommends that it be referred to the Committee on Legislative Management in the form attached hereto as H.C.R. No. 50, H.D. 1.

Respectfully submitted on
behalf of the members of the
Committee on Water, Land, &
Ocean Resources,



KEN ITO, Chair



State of Hawaii
House of Representatives
The Twenty-fifth Legislature

HSCR 1071-10

Record of Votes of the Committee on Water, Land, & Ocean Resources

Bill/Resolution No.: HCR 50	Committee Referral: WLO, LMG	Date: 3/29/10		
<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)				
WLO Members	Ayes	Ayes (WR)	Nays	Excused
1. ITO, Ken (C)	✓			
2. HAR, Sharon E. (VC)	✓			
3. CABANILLA, Rida				✓
4. CHANG, Jerry L.	✓			
5. CHONG, Pono	WJ/KS			✓ K/S
6. COFFMAN, Denny	✓			
7. HERKES, Robert N.				✓
8. LEE, Chris	✓			
9. LUKE, Sylvia	✓			
10. MORITA, Hermina M.	✓			
11. SAGUM, Roland D., III	✓			
12. CHING, Corinne W.L.	✓			
13. THIELEN, Cynthia	✓			
TOTAL (13)	10			3 K/S
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small>committee acronym(s)</small>				
Vice Chair's or designee's signature: _____ 				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				