

STAND. COM. REP. NO.

513

Honolulu, Hawaii

Feb 18, 2011

RE: H.B. No. 155
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sir:

Your Committees on Water, Land, & Ocean Resources and
Hawaiian Affairs, to which was referred H.B. No. 155 entitled:

"A BILL FOR AN ACT RELATING TO BURIAL SITES,"

beg leave to report as follows:

The purpose of this bill is to protect native Hawaiian burial
sites by:

- (1) Providing for the treatment of inadvertently discovered
native Hawaiian burial sites, including the time limits
within which determinations by island burial councils
must be rendered; and
- (2) Deleting Hui Malama I Na Kupuna O Hawai'i Nei as an
appropriate Hawaiian organization with which the
Department of Land and Natural Affairs must consult in
carrying out various duties under chapter 6E, Hawaii
Revised Statutes.

The Office of Hawaiian Affairs (OHA), Sierra Club-Hawaii
Chapter and a member of the OHA Board of Trustees supported this
bill. The Department of Land and Natural Resources and Society
for Hawaiian Archaeology opposed this measure.



Your Committee has amended this bill by:


- (1) Adding reviewing mitigation plans for the inadvertent discovery of native Hawaiian burial sites as one of the duties of island burial councils under section 6E-43.5(f), Hawaii Revised Statutes;
- (2) Specifically exempting public-works projects undertaken by state or county agencies from the provisions of this bill; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Water, Land, & Ocean Resources and Hawaiian Affairs that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 155, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 155, H.D. 1, and be referred to the Committee on Finance.

Respectfully submitted on
behalf of the members of the
Committees on Water, Land, &
Ocean Resources and Hawaiian
Affairs,



FAYE HANOANO, Chair



JERRY L. CHANG, Chair



HSCR 513

State of Hawaii
House of Representatives
The Twenty-sixth Legislature

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

Bill/Resolution No.: HB 155	Committee Referral: WLO/HAW, FIN	Date: 2/16/11
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The committee is reconsidering its previous decision on the measure.

The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold
 Pass short form bill with HD to recommit for future public hearing (recommit)

WLO Members	Ayes	Ayes (WR)	Nays	Excused
1. CHANG, Jerry L. (C)	✓			
2. HAR, Sharon E. (VC)	✓			
3. CABANILLA, Rida T.R.	✓			
4. CARROLL, Mele	✓			
5. CHONG, Pono				✓
6. COFFMAN, Denny	✓			
7. HERKES, Robert N.	✓			
8. ITO, Ken	✓			
9. MORITA, Hermina M.				✓
10. NAKASHIMA, Mark M.	✓			
11. RIVIERE, Gil	✓			
12. THIELEN, Cynthia	✓			
TOTAL (12)				2

The recommendation is: Adopted Not Adopted
 If joint referral, _____ committee acronym(s) did not support recommendation.

Vice Chair's or designee's signature:

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