

STAND. COM. REP. NO. **282**-22

Honolulu, Hawaii

FEB 15 , 2022

RE: H.B. No. 2135  
H.D. 1

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirty-First State Legislature  
Regular Session of 2022  
State of Hawaii

Sir:

Your Committee on Water & Land, to which was referred H.B. No. 2135 entitled:

"A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION  
REVIEWS,"

begs leave to report as follows:

The purpose of this measure is to allow the Department of Hawaiian Home Lands to directly assume review of proposed projects relating to lands under its jurisdiction, rather than consulting the Department of Land and Natural Resources for the effect of those projects upon historic properties or burial sites, under certain conditions.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Department of Hawaiian Home Lands, and one individual. Your Committee received testimony in opposition to this measure from the Historic Hawai'i Foundation and Society for Hawaiian Archaeology.

Your Committee finds that this measure would streamline the process of reviewing certain proposed projects by allowing the Department of Hawaiian Home Lands to assume such responsibility, instead of requiring it to consult with the Department of Land and Natural Resources.

2022-1202 HB2135 HD1 HSCR HMSO



Your Committee has amended this measure by:

- (1) Adding as a condition for the allowance under this measure, a requirement that the Department of Hawaiian Home Lands provide to the Department of Land and Natural Resources:
  - (A) Written notice that the Department of Hawaiian Home Lands has employed a qualified preservation officer;
  - (B) A description of the procedures that the Department of Hawaiian Home Lands will employ to ensure that all required documentation is provided; and
  - (C) Written notice of the date on which the Department of Hawaiian Home Lands will assume responsibility for project review and post this information on the Department of Hawaiian Home Lands' website; provided that the written notice is provided at least forty-five days prior to the date on which it assumes such responsibility;
- (2) Reserving to the Department of Land and Natural Resources the authority to review projects affecting properties located in a designated historic district;
- (3) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2135, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2135, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.



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

*David Tarnas*

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DAVID A. TARNAS, Chair



