

STAND. COM. REP. NO. **2320**

Honolulu, Hawaii

FEB 14 2024

RE: S.B. No. 3154
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Second State Legislature
Regular Session of 2024
State of Hawaii

Sir:

Your Committee on Water and Land, to which was referred S.B. No. 3154 entitled:

"A BILL FOR AN ACT RELATING TO REGULATION OF ARCHAEOLOGICAL ACTIVITIES,"

begs leave to report as follows:

The purpose and intent of this measure is to clarify that failure to comply with approved mitigation commitments, conduct an archaeological inventory survey, or comply with other administrative requirements pertaining to archaeology approved by the Department of Land and Natural Resources shall result in civil and administrative violations.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs and Historic Hawai'i Foundation.

Your Committee finds that it is difficult for the State Historic Preservation Division of the Department of Land and Natural Resources to determine if a historic property or burial site is affected, damaged, or destroyed because of a failure to comply with administrative provisions as statute does not clearly provide any penalties for noncompliance with administrative requirements. This measure will provide the State Historic Preservation Division with more flexibility in regulating



archaeological activities in the State and protecting historic properties and burial sites.

Your Committee has amended this measure by inserting an effective date of July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water and Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3154, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3154, S.D. 1, and be referred to your Committee on Judiciary.


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


LORRAINE R. INOUE, Chair



The Senate
 Thirty-Second Legislature
 State of Hawai'i

Record of Votes
 Committee on Water and Land
 WTL

Bill / Resolution No.:* SB 3154	Committee Referral: WTL, JDC	Date: 02/07/2024		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
INOUYE, Lorraine R. (C)	✓			
ELEFANTE, Brandon J.C. (VC)	✓			
CHANG, Stanley	✓			
MCKELVEY, Angus L.K.	✓			
FEVELLA, Kurt	✓			
TOTAL	5	ϕ	ϕ	ϕ
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes