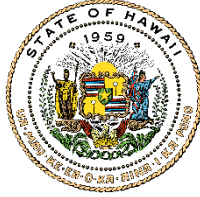


JOSH GREEN, M.D.
GOVERNOR | KE KIA'ĀINA

SYLVIA LUKE
LIEUTENANT GOVERNOR | KA HOPE KIA'ĀINA



STATE OF HAWAII | KA MOKU'ĀINA 'O HAWAII'
DEPARTMENT OF LAND AND NATURAL RESOURCES
KA 'OIHANA KUMUWAIWAI 'ĀINA

P.O. BOX 621
HONOLULU, HI 96809

DAWN N.S. CHANG
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE
MANAGEMENT

RYAN K.P. KANAKA'OLE
FIRST DEPUTY

DEAN D. UYENO
ACTING DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES
BOATING AND OCEAN RECREATION
BUREAU OF CONVEYANCES
COMMISSION ON WATER RESOURCE
MANAGEMENT
CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES
ENFORCEMENT
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

Testimony of
DAWN N. S. CHANG
Chairperson

Before the Senate Committees on
HAWAIIAN AFFAIRS
and
WATER AND LAND

Thursday, February 08, 2024
01:15PM

State Capitol Room 224 & Via Videoconference

In consideration of
SENATE BILL 2165
RELATING TO HISTORIC PRESERVATION

Senate Bill 2165 proposes to appropriate funds to initiate the development of a comprehensive statewide inventory of historic properties and burial sites. **The Department of Land and Natural Resources (Department) strongly supports this measure.**

Senate Bill 2165 appropriates a blank level of funding for archaeological survey, burial sites inventory, and inventory of historic buildings to the Department to undertake the surveys necessary to develop a comprehensive statewide survey of historic properties, archaeological sites, and burial sites. As far as the Department is aware, development of a comprehensive inventory has never been funded.

The Department believes that the implementation of a comprehensive survey is essential to meeting the goals set in the establishment of the Department's State Historic Preservation Division (SHPD) in Section 6E-3, Hawaii Revised Statutes (HRS). SHPD does maintain an inventory, but it relies almost entirely on the supporting data provided by agencies and project sponsors submitted as part of the project review processes established by Sections 6E-8, 6E-10, 6E-42, HRS, and under federal law. As a result, SHPD's inventory has limited geographic coverage and, even in 'high' development areas, is incomplete. In the absence of better inventory data, it is extremely challenging for SHPD to assess with great confidence the condition of Hawaii's historic resources. A comprehensive inventory would provide information essential to managing and protecting the state's cultural and heritage resources.

Equally important, a comprehensive inventory as contemplated in this measure would greatly facilitate development of critical projects, such as affordable housing, renewable energy, and essential infrastructure, and associated permit reviews by providing project planners, designers, and consultants with access to a comprehensive inventory of historic properties and burial sites. The inventory will ensure that they have best available and current information when siting and designing their projects from the earliest stages of project planning to avoid adverse impacts rather than to discover these resources during construction. It would facilitate permit review as information on historic properties and burials would be available to permitting agencies allowing them to make better decisions about what projects needed to be submitted to SHPD for review. The inventory would also assist SHPD in making better decisions on those projects it does receive for review and expedite the review process as SHPD will have more of the essential data for its review already at hand.

While Senate Bill 2165 does not specify the level of funding, the Department believes that \$750,000 per year for each of the three categories may be appropriate to initiate the first phase of the multi-year effort necessary to complete the statewide survey. The Department acknowledges this measure appropriates general funds to be deposited in the Hawai'i Historic Preservation Special Fund where they will remain available until completely expended for the purposes of this bill.

The Department also notes that SHPD will have to contract all the work necessary to carry out the inventory effort as it does not have the in-house capacity to carry out the essential activity of creating a comprehensive inventory. However, we believe the investment in developing a comprehensive inventory now will facilitate project reviews and development in the long run.

Mahalo for the opportunity to provide testimony in strong support of this measure.

SB-2165

Submitted on: 2/4/2024 11:39:05 PM

Testimony for WTL on 2/8/2024 1:15:00 PM

Submitted By	Organization	Testifier Position	Testify
De Mont Kalai Manaole	Testifying for Hoomana Pono, LLC	Support	In Person

Comments:

We STRONGLY SUPPORT this bill.



Celebrating 50 Years of Preserving Hawai'i's Places

680 Iwilei Road Suite 690, Honolulu HI 96817 • (808) 523-2900 • preservation@historichawaii.org • www.historichawaii.org

TO: Senator Maile S.L. Shimabukuro, Chair
Senator Kurt Fevella, Vice Chair
Committee on Hawaiian Affairs (HWN)

Senator Lorraine R. Inouye, Chair
Senator Brandon J.C. Elefante, Vice Chair
Committee on Water and Land (WTL)

FROM: Kiersten Faulkner, Executive Director
Historic Hawai'i Foundation

Committee: Thursday, February 8, 2024
1:15 p.m.
Via Video Conference and Conference Room 224

RE: **SB 2165, Relating to Historic Preservation**

On behalf of Historic Hawai'i Foundation (HHF), I am writing in **support for SB 2165**. The bill appropriates an unspecified amount of funds to the Department of Land and Natural Resources for the Historic Preservation Division to inventory historic properties and burial sites in the State, collect data on burial site locations, and conduct an archaeological surface survey.

Historic property inventories and surveys are a crucial step in the historic preservation process. The context studies and inventories provide research, evaluation and examples of patterns, themes and trends in which a building, structure, site, object or district is understood. The contexts provide information on meaning and provide the necessary background to understand why a given resource may be historically significant. The inventories then provide information on specific properties and features that convey that significance and are important to the cultural heritage of the community and the public.

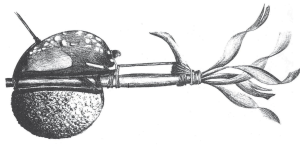
The State's current inventory and historic property surveys are ad hoc rather than deliberative or methodical. Additions to the State Inventory of Historic Properties are often the result of supporting data provided when another agency or applicant submits a project proposal to SHPD. The resulting inventory is therefore piecemeal and incomplete in terms of identification of the individual properties and features. It also lacks information that would allow for a more robust understanding of the historic context in which individual sites and properties may be understood.

A comprehensive inventory should also include thematic context studies that would identify and explain historic themes and patterns as well as describe the types of properties associated with that context. The inventories should include descriptions of the physical characteristics and the locations where the properties are found. Contexts are required components of nominations to the Hawai'i and National Registers of Historic Places. The contexts summarize the themes to which the resources relate, explain how the properties illustrate that theme and compare the nominated resource to other resources associated with the theme.

On a pragmatic level, a thorough and credible inventory would facilitate appropriate project review by providing the necessary information about the presence of significant historic properties so that projects may be sited and designed in a way to avoid, minimize and mitigate effects on those properties.

Therefore, Historic Hawai'i Foundation supports the measure to provide resources for the development of inventories of historic buildings and structures, archaeological properties and burial sites.

Thank you for the opportunity to comment.



SOCIETY FOR HAWAIIAN ARCHAEOLOGY

P.O. BOX 22458 HONOLULU, HAWAII 96823

TO: Senator Maile Shimabukuro, Chair
Senator Kurt Favella, Vice Chair
Committee on Hawaiian Affairs (HWN)

Senator Lorraine Inouye, Chair
Senator Brandon J.C. Elefante, Vice Chair
Committee on Water and Land (WTL)

FROM: Mara Mulrooney, Ph.D.
President, Society for Hawaiian Archaeology
membership@hawaiianarchaeology.org

HEARING: February 8, 2024, 1:15 PM, Conference Room 224 & Videoconference

SUBJECT: Testimony regarding SB 2165, Relating to Historic Preservation

I am Mara Mulrooney, President of the Society for Hawaiian Archaeology (SHA). We have over 150 members including professional archaeologists and advocates of historic preservation. On behalf of SHA, **we support SB 2165.**

The intent of SB 2165 is to provide adequate funding and resources that will enable the staff of the Department of Land and Natural Resources (DLNR) State Historic Preservation Division (SHPD) to conduct comprehensive inventories of Hawai'i's irreplaceable historic properties and burial sites. The SHPD relies on the documentation submitted in support of reviews for projects and knowledge gained from individuals and the public. These invaluable resources contribute new information to the division's existing data.

SHPD experiences difficulties when collecting data, in part, because portions of historic properties, historic buildings, and burial sites are located in undeveloped or restricted areas around the State. SHPD's current database does not provide accurate accounts or comprehensive information. These difficulties hinder the division's responsibilities to provide key information on a site's location. In many instances, SHPD does not acquire such information until a permit application is addressed.

We offer the following comments on SB 2165, which appropriates funding to SHPD to develop a comprehensive and complete inventory of Hawai'i's historic properties and burial sites:

- 1) The first step to implementation of an archaeological surface survey must be the integration of existing data into the recently-launched HICRIS system. This will ensure that appropriate areas are targeted once existing data have been compiled.
- 2) Funds should be allocated for dedicated positions to plan and develop an appropriate strategy for an archaeological surface survey, as SHPD does not currently have adequate staffing to initiate this project.
- 3) Historic properties are currently at risk due to the lack of comprehensive information at SHPD. SB 2165 should take effect immediately.

If implemented in a thoughtful manner, SB 2165 would ensure better protection of vulnerable historic properties, and will provide more accountability and transparency in historic preservation compliance, as managed by SHPD.

Should SB 2165 pass out of this committee, we request to be consulted as a stakeholder in future deliberations on an amended bill. Should you have any questions, please feel free to contact me at the above email.

Mahalo for the opportunity to comment.

<https://hawaiianarchaeology.org/>

The Society for Hawaiian Archaeology is a registered tax-exempt organization established in 1980 to promote and stimulate interest and research in the archaeology of the Hawaiian Islands, encourage a more rational public appreciation of the aims and limitations of archaeological research, serve as a bond among those interested in Hawaiian archaeology, both professionals and non-professionals, and aid in directing their efforts into more scientific channels as well as encourage the publication of their results, advocate and assist in the conservation of archaeological data, discourage unethical commercialism in the archaeological field and work for its elimination.

SB-2165

Submitted on: 2/7/2024 9:56:31 AM

Testimony for WTL on 2/8/2024 1:15:00 PM

Submitted By	Organization	Testifier Position	Testify
Keomailani Hanapi Hirata	Individual	Comments	In Person

Comments:

Aloha 'aina kakou,

My name is Keomailani Hanapi Hirata, I am a keiki o ka aina o Molokai.

I will be testifying, in person, to SB2165.

Mahalo

SB-2165

Submitted on: 2/4/2024 8:52:39 PM

Testimony for WTL on 2/8/2024 1:15:00 PM

Submitted By	Organization	Testifier Position	Testify
Tamara Paltin	Individual	Support	Written Testimony Only

Comments:

support

SB-2165

Submitted on: 2/4/2024 9:52:54 PM

Testimony for WTL on 2/8/2024 1:15:00 PM

Submitted By	Organization	Testifier Position	Testify
cindy freitas	Individual	Support	Written Testimony Only

Comments:

I'm in Support of SB 2165

SB-2165

Submitted on: 2/6/2024 5:22:30 AM

Testimony for WTL on 2/8/2024 1:15:00 PM

Submitted By	Organization	Testifier Position	Testify
Hannah K Anae	Individual	Support	Written Testimony Only

Comments:

Yes, SHPD deserves any funding to help with the development of a comprehensive inventory of historic properties and burials located in the state. It would be a plus to give SHPD the tools to function with more ease. I feel that SHPD is a branch of our State that has been insufficiently supported, and they are due respect and support.

SB-2165

Submitted on: 2/6/2024 6:51:38 PM

Testimony for WTL on 2/8/2024 1:15:00 PM

Submitted By	Organization	Testifier Position	Testify
Keoni Shizuma	Individual	Support	Written Testimony Only

Comments:

Aloha Chair, Vice Chair, and members of the committee,

I stand in support of SB2165.

Hawaiians pre-missionaries and pre-Captian Cook lived all over our island chain, often in kauhale (villages) with other families and friends. In these kauhale areas, loved ones were buried. Since introduction of the Western system of land ownership, and subsequent privatization of land ownership, developments have occurred on top of, or near, buried bones known as iwi. The iwi were in place prior to the developments and have the right to be left in place, as well as visited by and cared for by lineal descendants or family friends.

In this notion of caring for, or even simply being aware of, burials, it is important for there to be an established database of the locations and findings. This database may also help future developers understand locations that have a high possibility of containing burials or iwi, and thus avoid developing in the area.

Mahalo for your time and consideration.

Keoni Shizuma

SB-2165

Submitted on: 2/7/2024 11:21:22 AM

Testimony for WTL on 2/8/2024 1:15:00 PM

Submitted By	Organization	Testifier Position	Testify
Wainani Traub	Individual	Support	Written Testimony Only

Comments:

I support SB 2165.

The intent of SB 2165 is to provide adequate funding and resources that will enable the staff of the Department of Land and Natural Resources (DLNR) State Historic Preservation Division (SHPD) to conduct comprehensive inventories of Hawai‘i’s irreplaceable historic properties and burial sites. The SHPD relies on the documentation submitted in support of reviews for projects and knowledge gained from individuals and the public. These invaluable resources contribute new information to the division’s existing data.

SHPD experiences difficulties when collecting data, in part, because portions of historic properties, historic buildings, and burial sites are located in undeveloped or restricted areas around the State. SHPD’s current database does not provide accurate accounts or comprehensive information. These difficulties hinder the division’s responsibilities to provide key information on a site’s location. In many instances, SHPD does not acquire such information until a permit application is addressed.

I offer the following comments on SB 2165, which appropriates funding to SHPD to develop a comprehensive and complete inventory of Hawai‘i’s historic properties and burial sites:

- 1) The first step to implementation of an archaeological surface survey must be the integration of existing data into the recently-launched HICRIS system. This will ensure that appropriate areas are targeted once existing data have been compiled.
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If implemented in a thoughtful manner, SB 2165 would ensure better protection of vulnerable historic properties, and will provide more accountability and transparency in historic preservation compliance, as managed by SHPD.

LATE

SB-2165

Submitted on: 2/7/2024 3:45:23 PM

Testimony for WTL on 2/8/2024 1:15:00 PM

Submitted By	Organization	Testifier Position	Testify
Peter R. Mills	Individual	Support	Written Testimony Only

Comments:

Senator Maile Shimabukuro, Chair
Senator Kurt Favella, Vice Chair
Committee on Hawaiian Affairs (HWN)
Senator Lorraine Inouye, Chair
Senator Brandon J.C. Elefante, Vice Chair
Committee on Water and Land (WTL)
FROM: Peter R. Mills

HEARING: February 8, 2024, 1:15 PM, Conference Room 224 & Videoconference

SUBJECT: Testimony regarding SB 2165, Relating to Historic Preservation

I am a past member of the Hawaii Historic Places Review Board, a professor of anthropology at the University of Hawaii at Hilo for the last 27 years, and director of our Heritage Management MA program. I support SB 2165.

The intent of SB 2165 is to provide adequate funding and resources that will enable the staff of the Department of Land and Natural Resources (DLNR) State Historic Preservation Division (SHPD) to conduct comprehensive inventories of Hawai'i's irreplaceable historic properties and burial sites. The SHPD relies on the documentation submitted in support of reviews for projects and knowledge gained from individuals and the public. These invaluable resources contribute new information to the division's existing data. SHPD experiences difficulties when collecting data, in part, because portions of historic properties, historic buildings, and burial sites are located in undeveloped or restricted areas around the State. SHPD's current database does not provide accurate accounts or comprehensive information. These difficulties hinder the division's responsibilities to provide key information on a site's location. In many instances, SHPD does not acquire such information until a permit application is addressed.

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preservation compliance, as managed by SHPD.
Should you have any questions, please feel free to contact me at the above email.
Mahalo for the opportunity to comment.