
A BILL FOR AN ACT

RELATING TO HISTORIC PRESERVATION REVIEWS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that section 6E-8, Hawaii
2 Revised Statutes, plays an important role in the protection and
3 management of the State's historic properties and burial sites.
4 Section 6E-8(b), Hawaii Revised Statutes, requires the
5 department of Hawaiian home lands, prior to any proposed project
6 relating to lands under its jurisdiction, to consult with the
7 department of land and natural resources regarding the effect of
8 the project upon historic property or a burial site. The
9 purpose of this Act is to allow the department of Hawaiian home
10 lands to assume review of the effect of any proposed project on
11 historic properties or burial sites for lands under its
12 jurisdiction.

13 SECTION 2. Section 6E-8, Hawaii Revised Statutes, is
14 amended as follows:

15 1. By amending subsection (b) to read:

16 "(b) [The] Notwithstanding subsection (a), the department
17 of Hawaiian home lands [~~, prior to~~] may assume review of any



1 proposed project relating to lands under its jurisdiction[
2 ~~shall consult with the department regarding the effect of the~~
3 ~~project upon historic property or a burial site.] pursuant to
4 this section and any administrative rule adopted pursuant to
5 this section; provided that the department of Hawaiian home
6 lands shall:~~

- 7 (1) Designate the review to a Hawaiian home lands
8 preservation officer who has professional competence
9 and experience in the field of historic preservation;
- 10 (2) Ensure that copies of all reports, maps, and
11 documents, including those reflecting the Hawaiian
12 home lands preservation officer's comments,
13 recommendations, and decisions, are provided to the
14 department of land and natural resources to be
15 incorporated into the historic preservation digital
16 document management system and library;
- 17 (3) Provide the department of land and natural resources
18 with written notice:
- 19 (A) That it has employed a qualified preservation
20 officer;



1 (B) A description of the procedures it will employ to
2 ensure that all documentation described in
3 paragraph (2) will be provided to the department
4 of land and natural resources; and

5 (C) Of the date on which the department of Hawaiian
6 home lands will assume responsibility for project
7 review under this section; provided that this
8 written notice shall be made at least forty-five
9 days before the date on which the department of
10 Hawaiian home lands will assume those duties;
11 provided further that the department of Hawaiian
12 home lands shall post this information on its
13 website; and

14 (4) Consult with the office of Hawaiian affairs and the
15 appropriate island burial council.

16 The department of land and natural resources shall retain
17 authority for review under this section for projects affecting
18 properties listed or nominated for inclusion in the Hawaii
19 register of historic places or the national register of historic
20 places or located in a designated historic district."

21 2. By amending subsection (d) to read:

1 "(d) The department of land and natural resources and
2 department of Hawaiian home lands shall adopt rules in
3 accordance with chapter 91 to implement this section."

4 SECTION 3. Statutory material to be repealed is bracketed
5 and stricken. New statutory material is underscored.

6 SECTION 4. This Act shall take effect on June 30, 3000.



Report Title:

Historic Preservation; Department of Hawaiian Home Lands;
Project Reviews of Proposed State Projects

Description:

Allows the department of Hawaiian home lands to assume historic preservation review of the effect of any proposed project for lands under its jurisdiction, except for projects affecting properties listed or nominated for inclusion in the Hawaii register of historic places or the national register of historic places or located in a designated historic district and under certain conditions. Effective 6/30/3000. (HD1)

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