

STAND. COM. REP. NO.

1147

Honolulu, Hawaii

MAR 16 2023

RE: H.B. No. 201
H.D. 2
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Second State Legislature
Regular Session of 2023
State of Hawaii

Sir:

Your Committee on Water and Land, to which was referred H.B. No. 201, H.D. 2, entitled:

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

begs leave to report as follows:

The purpose and intent of this measure is to expand the definition of "historic property" for purposes of the Historic Preservation Program.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Hawai'i Association of REALTORS, Land Use Research Foundation of Hawaii, and Hawai'i YIMBY. Your Committee received testimony in opposition to this measure from the Climate Protectors Coalition and Historic Hawai'i Foundation.

Your Committee finds that the current definition of "historic property", which is based solely on the age of the property, is flawed. When age alone is used as the measure of a property's historical value, what is ignored is the property's relationship to people and events, its architectural distinction, and other valuable historic, scientific, and cultural information associated with the property. Therefore, this measure amends the definition of "historic property" to incorporate these important contextual considerations.



Your Committee has amended this measure by:

- (1) Amending the proposed definition of "historic property" to include, among others, "heiau or an underwater site", from "heiau and an underwater site";
- (2) Deleting the proposed provision that would include, without any precedent contextual considerations, any building, structure, object, district, area, or site, including a heiau or underwater site, that is over one hundred years old within the definition of "historic property"; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

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 H.B. No. 201, H.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 201, H.D. 2, S.D. 1, and be referred to your Committee on Judiciary.

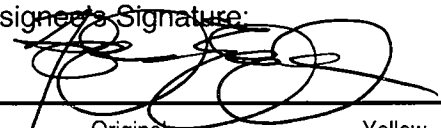
Respectfully submitted on
behalf of the members of the
Committee on Water and Land,


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.:* HB 201, HD 2	Committee Referral: WTL, JDC	Date: 03/13/2023		
<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	4	0	0	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designer'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