S.B. NO. ²⁶⁴⁴ S.D. 1 H.D. 1 C.D. 1

A BILL FOR AN ACT

RELATING TO THE STATE HISTORIC PRESERVATION OFFICER.

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

1 SECTION 1. The legislature finds that the state historic preservation officer is the administrator of the state historic 2 3 preservation program. The state historic preservation officer's duties include reviewing nominations for the National Register 4 5 of Historic Places and maintaining data on historic places in Hawaii that have not yet been nominated for the National 6 7 Register of Historic Places. The state historic preservation 8 officer also serves as the State's consultant to federal 9 agencies during review regarding the federal Advisory Council on Historic Preservation's regulations regarding the protection of 10 11 historic places. Federal agencies also consult with the appropriate state historic preservation officer during their 12 13 identification of historic properties and their assessment of 14 the effect of an undertaking on a historic property.

15 Due to the important role the state historic preservation 16 officer serves with regard to federal and state historic 17 preservation matters, the legislature in 1976 required the



Page 2

S.B. NO. ²⁶⁴⁴ S.D. 1 H.D. 1

1 Hawaii state historic preservation officer to be appointed on 2 the basis of professional competence and experience in the field of historic preservation. The legislature finds that past and 3 4 present governors of the State of Hawaii have not appointed 5 Hawaii state historic preservation officers based on these 6 broadly worded qualifications and that basing this appointment 7 on nationally accepted and applied professional standards would 8 bring greater accountability and consistency to the appointment 9 of the Hawaii state historic preservation officer.

10 The purpose of this Act is to require that any person who 11 is appointed by the governor as a state historic preservation 12 officer, meets the required standards established by the United 13 States Secretary of the Interior.

14 SECTION 2. Section 6E-5, Hawaii Revised Statutes, is 15 amended to read as follows:

16 "[+]S6E-5[+] State historic preservation officer. (a)
17 The governor shall appoint a state historic preservation
18 officer, and may appoint the officer without regard to chapter
19 76, who shall be responsible for the comprehensive historic
20 preservation program and who shall be the state liaison officer
21 for the conduct of relations with the federal government and the

2008-2422 SB2644 CD1 SMA.doc

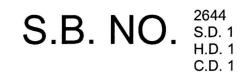
Page 3



3

1	respective states with regard to matters of historic	
2	preservation.	
3	(b)	The state historic preservation officer shall [be
4	appointed	on the basis of professional competence and experience
5	in the field of historic preservation and]:	
6	(1)	Be a qualified historic preservation professional in
7		architecture, architectural history, archaeology,
8		history, culture, or a closely related field, who
9		meets the professional qualification standards
10		established by the United States Secretary of the
11		Interior; and
12	(2)	Have professional experience with respect to historic
13		preservation in Hawaii.
14	(c)	The state historic preservation officer shall be
15	placed in	the department for the purposes of the state program.
16	(d)	Upon the appointment of a state historic preservation
17	officer by the governor, the governor shall immediately advise	
18	the president of the senate and the speaker of the house of	
19	representatives of the identity of the person appointed and the	
20	person's qualifications to serve in that position."	
21	SECTION 3. Statutory material to be repealed is bracketed	

2008-2422 SB2644 CD1 SMA.doc



4

- 1 and stricken. New statutory material is underscored.
- 2 SECTION 4. This Act shall take effect upon its approval.



S.B. NO. 2644 S.D. 1 H.D. 1 C.D. 1

Report Title:

State Historic Preservation Officer; Qualifications

Description:

Specifies the required qualifications for a state historic preservation officer and adds requirement that notice of the appointment of a state historic preservation officer be given to the legislature. (CD1)

