

KA'ENA POINT NATIONAL HERITAGE AREA ACT

MARCH 9, 2022.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

Mr. GRIJALVA, from the Committee on Natural Resources, submitted the following

R E P O R T

[To accompany H.R. 1908]

[Including cost estimate of the Congressional Budget Office]

The Committee on Natural Resources, to whom was referred the bill (H.R. 1908) to authorize the Secretary of the Interior to conduct a study to assess the suitability and feasibility of designating certain land as the Ka'ena Point National Heritage Area, and for other purposes, having considered the same, reports favorably thereon without amendment and recommends that the bill do pass.

PURPOSE OF THE BILL

The purpose of H.R. 1908 is to authorize the Secretary of the Interior to conduct a study to assess the suitability and feasibility of designating certain land as the Ka'ena Point National Heritage Area.

BACKGROUND AND NEED FOR LEGISLATION

H.R. 1908 would authorize the Secretary of the Interior to conduct a study to assess the suitability and feasibility of designating the Ka'ena Point National Heritage Area on the Island of O'ahu. The study area focuses on the undeveloped area of Ka'ena Point on the west end of O'ahu, home to some of the richest and most well-preserved cultural aspects of Hawai'i's history, along with invaluable and unique environmental and natural resources. It is the site of the last intact sand dune ecosystem in Hawai'i and of a leina a ka'uhane, an important recognized cultural site that, according to some Hawai'ian traditions, is where the souls of the deceased leapt into the next plane of existence. Ka'ena Point is also home to various protected species, including Laysan albatrosses and monk

seals, as well as wedge-tailed shearwaters and fragile native plants.

Currently, Ka'ena Point is largely under state ownership. The State of Hawai'i's Department of Land and Natural Resources created a management plan for the Ka'ena Point Stewardship Areas to protect one of the few remaining easily accessible wilderness areas on the island.

COMMITTEE ACTION

H.R. 1908 was introduced on March 16, 2021, by Representative Ed Case (D-HI). The bill was referred solely to the Committee on Natural Resources, and within the Committee to the Subcommittee on National Parks, Forests, and Public Lands. On June 15, 2021, the Subcommittee held a hearing on the bill. On July 14, 2021, the Natural Resources Committee met to consider the bill. The Subcommittee was discharged by unanimous consent. No amendments were offered, and the bill was adopted and ordered favorably reported to the House of Representatives by unanimous consent.

HEARINGS

For the purposes of clause 3(c)(6) of House rule XIII, the following hearing was used to develop or consider this measure: hearing by the Subcommittee on National Parks, Forests, and Public Lands held on June 15, 2021.

COMMITTEE OVERSIGHT FINDINGS AND RECOMMENDATIONS

Regarding clause 2(b)(1) of rule X and clause 3(c)(1) of rule XIII of the Rules of the House of Representatives, the Committee on Natural Resources' oversight findings and recommendations are reflected in the body of this report.

COMPLIANCE WITH HOUSE RULE XIII AND CONGRESSIONAL BUDGET ACT

1. *Cost of Legislation and the Congressional Budget Act.* With respect to the requirements of clause 3(c)(2) and (3) of rule XIII of the Rules of the House of Representatives and sections 308(a) and 402 of the Congressional Budget Act of 1974, the Committee has received the following estimate for the bill from the Director of the Congressional Budget Office:

U.S. CONGRESS,
CONGRESSIONAL BUDGET OFFICE,
Washington, DC, November 30, 2021.

Hon. RAÚL M. GRIJALVA,
*Chairman, Committee on Natural Resources,
House of Representatives, Washington, DC.*

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 1908, the Ka'ena Point National Heritage Area Act.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Sofia Guo.

Sincerely,

PHILLIP L. SWAGEL,
Director.

Enclosure.

H.R. 1908, Ka'ena Point National Heritage Area Act			
As ordered reported by the House Committee on Natural Resources on July 14, 2021			
By Fiscal Year, Millions of Dollars	2022	2022-2026	2022-2031
Direct Spending (Outlays)	0	0	0
Revenues	0	0	0
Increase or Decrease (-) in the Deficit	0	0	0
Spending Subject to Appropriation (Outlays)	*	*	not estimated
Statutory pay-as-you-go procedures apply?	No	Mandate Effects	
Increases on-budget deficits in any of the four consecutive 10-year periods beginning in 2032?	No	Contains intergovernmental mandate?	No
		Contains private-sector mandate?	No
* = between zero and \$500,000.			

H.R. 1908 would direct the National Park Service (NPS) to assess the suitability and feasibility of designating Honolulu County on the island of O'ahu as the Ka'ena Point National Heritage Area. Under the bill, the NPS would conduct a study in consultation with Hawai'i and other local organizations and report their findings to the Congress.

Using information from the NPS, CBO estimates that implementing H.R. 1908 would cost less than \$500,000 over the 2022–2026 period; such spending would be subject to the availability of appropriated funds.

The CBO staff contact for this estimate is Sofia Guo. The estimate was reviewed by H. Samuel Papenfuss, Deputy Director of Budget Analysis.

2. *General Performance Goals and Objectives.* As required by clause 3(c)(4) of rule XIII, the general performance goals and objectives of this bill are to authorize the Secretary of the Interior to conduct a study to assess the suitability and feasibility of designating certain land as the Ka'ena Point National Heritage Area.

EARMARK STATEMENT

This bill does not contain any Congressional earmarks, limited tax benefits, or limited tariff benefits as defined under clause 9(e), 9(f), and 9(g) of rule XXI of the Rules of the House of Representatives.

UNFUNDED MANDATES REFORM ACT STATEMENT

This bill contains no unfunded mandates.

EXISTING PROGRAMS

This bill does not establish or reauthorize a program of the federal government known to be duplicative of another program.

APPLICABILITY TO LEGISLATIVE BRANCH

The Committee finds that the legislation does not relate to the terms and conditions of employment or access to public services or

accommodations within the meaning of section 102(b)(3) of the Congressional Accountability Act.

PREEMPTION OF STATE, LOCAL, OR TRIBAL LAW

Any preemptive effect of this bill over state, local, or tribal law is intended to be consistent with the bill's purposes and text and the Supremacy Clause of Article VI of the U.S. Constitution.

CHANGES IN EXISTING LAW

If enacted, this bill would make no changes to existing law.

SUPPLEMENTAL, MINORITY, ADDITIONAL, OR DISSENTING VIEWS

None.