

A BILL FOR AN ACT

RELATING TO HISTORIC PRESERVATION.

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

1 SECTION 1. Chapter 6E, Hawaii Revised Statutes, is amended  
2 by adding a new section to be appropriately designated and to  
3 read as follows:

4 "S6E- Historic and cultural properties buffers; public  
5 use. (a) The department shall ensure that public historic and  
6 cultural properties have sufficient surrounding public lands to  
7 serve as a buffer for the protection and preservation of the  
8 public historic and cultural properties.

9 (b) The acquisition of private lands to serve as a buffer  
10 for the protection and preservation of public historic and  
11 cultural properties shall be deemed a taking of private property  
12 for public use pursuant to section 101-2."

13 SECTION 2. New statutory material is underscored.

14 SECTION 3. This Act shall take effect upon its approval.

15 INTRODUCED BY:

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H.B. NO. 2855



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HB 2655

**Report Title:**

Historic Preservation; Eminent Domain

**Description:**

Requires DLNR to ensure sufficient buffers for public historic and cultural properties. Specifies that acquisition of surrounding lands for buffers is a taking of private property for public use.

