
A BILL FOR AN ACT

RELATING TO PROTECTION OF CAVES.

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

1 SECTION 1. Section 6D-10, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "~~[+]~~§6D-10~~[+]~~ **Confidentiality**~~[-]~~; appeals. (a) Where the
4 department determines in consultation with the owner that
5 dissemination of knowledge of cave location or resources could
6 be detrimental to their protection, then the government
7 information on the cave location and sensitive resources shall
8 be kept confidential.

9 (b) Notwithstanding subsection (a), where ~~[an owner]~~ the
10 department still believes that dissemination of knowledge
11 ~~[+]~~of~~[+]~~ cave location or resources could be detrimental to
12 their protection, then the department shall keep all government
13 information on the cave location and sensitive cave resources
14 confidential.

15 (c) Any final order of the department made pursuant to
16 this section may be appealed to the circuit court of the circuit
17 in which the cave in question is found."



1 SECTION 2. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 3. This Act shall take effect upon its approval.
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HB 2858

Report Title:

Protection of caves; Appeals.

Description:

Establishes an appeals process for any person who disagrees with the Department of Land and Natural Resources' decision not to keep government documents concerning knowledge of a cave location or resources confidential.

