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# 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           "§6E-           Sale of undeveloped property. (a) Prior to  
5 advertising for sale or the sale, or long-term lease for a term  
6 in excess of ten years, of undeveloped property, the owner of  
7 the property or person responsible for the sale of the  
8 undeveloped property shall cause to be performed an  
9 archaeological inventory survey of the undeveloped property  
10 subject to the acceptance of the state historic preservation  
11 officer. Any sites or resources found that may be eligible for  
12 the Hawaii registry of historic places shall be noted on a plan,  
13 prepared and filed in accordance with section 502-17, with the  
14 bureau of conveyances. The archaeological inventory survey may  
15 include recommendations by the state historic preservation  
16 officer that portions of the undeveloped property may be  
17 unsuitable for future development and recommend that those



1 portions of the undeveloped property be reclassified  
2 conservation or zoned by a county for preservation zoning.

3 (b) For purposes of this section, "undeveloped property"  
4 includes any:

- 5 (1) Real property;
- 6 (2) Situated in the State; and
- 7 (3) Upon which there are either no improvements or the  
8 infrastructure or improvements are subject to  
9 demolition and removal."

10 SECTION 2. New statutory material is underscored.

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

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JAN 15 2010



**Report Title:**

Historic Properties; Undeveloped Property

**Description:**

Requires an archaeological inventory survey prior to the sale or offer of sale of any property in the State.

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