
A BILL FOR AN ACT

RELATING TO HISTORIC PRESERVATION.

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

1 SECTION 1. Section 6E-43.5, Hawaii Revised Statutes, is
2 amended by amending subsections (b) and (c) to read as follows:
3 "(b) Appointment of members to the councils shall be made
4 by the governor, in accordance with section 26-34, from a list
5 provided by the department, provided that a minimum of twenty
6 per cent of the regional representatives shall be appointed from
7 a list of at least nine candidates provided by the office of
8 Hawaiian affairs. The department shall develop the list in
9 consultation with appropriate Hawaiian organizations, such as
10 Hui Malama I Na Kupuna O Hawai'i Nei. The membership of each
11 council shall include at least one representative from each
12 geographic region of the island [~~as well as representatives of~~
13 ~~development and large property owner interests~~]. Regional
14 representatives shall be selected from the Hawaiian community on
15 the basis of their understanding of the culture, history, burial
16 beliefs, customs, and practices of native Hawaiians. Regional
17 representatives shall be a member or descendant of the
18 indigenous Polynesian people who lived in the Hawaiian Islands



1 prior to 1778. The councils shall have a minimum of nine and a
2 maximum of fifteen members [~~7, and have a ratio of not more than~~
3 ~~three to one and no less than two to one in favor of regional~~
4 ~~representatives]~~.

5 (c) The department, in consultation with the councils,
6 office of Hawaiian affairs, [~~representatives of development and~~
7 ~~large property owner interests,~~] and appropriate Hawaiian
8 organizations, such as Hui Malama I Na Kupuna O Hawai'i Nei,
9 shall adopt rules pursuant to chapter 91 necessary to carry out
10 the purposes of this section. The council members shall serve
11 without compensation, but shall be reimbursed for necessary
12 expenses incurred during the performance of their duties. The
13 councils shall be a part of the department for administrative
14 purposes."

15 SECTION 2. This Act shall not apply to appointments made
16 before its effective date.

17 SECTION 3. Statutory material to be repealed is bracketed
18 and stricken. New statutory material is underscored.

19 SECTION 4. This Act shall take effect upon its approval.
20

INTRODUCED BY:

Mel Carroll

Ray Hanaka

Mark Takashima

[Signature]

JAN 25 2010



Report Title:

Island Burial Councils; Members

Description:

Removes the requirement of representation by large development and property owners on burial councils. Requires regional representatives to be members or descendants of indigenous Polynesians.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

