

JAN 23 2009

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# A BILL FOR AN ACT

RELATING TO ARCHAEOLOGY.

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

1       SECTION 1. The legislature finds that historic  
2 preservation in Hawaii is presently in a condition of  
3 unprecedented confusion and disarray, making it nearly  
4 impossible for the State to meet its cultural obligations and  
5 legislative mandates to manage historical properties for the  
6 benefit of the various descendent communities. The discovery,  
7 identification, and preservation of archaeological sites, human  
8 burial sites, and other historic properties are increasingly  
9 threatened.

10       The recent acceleration of development, which often  
11 requires cultural resource management, shows no signs of abating  
12 in the foreseeable future. The legislature further finds that  
13 with careful planning and open lines of communication among  
14 archaeologists, developers, descendent communities, and state  
15 officials, few properties and sites would be disturbed. When  
16 disturbance does occur, response must be in a culturally  
17 sensitive and productive fashion.



1           The legislature further finds that the severe shortage of  
2 historic preservation professionals, particularly credentialed  
3 archaeologists, exacerbates the historic preservation crisis.  
4 Protecting the State's cultural and historic heritage requires  
5 support of university programs to train the next generation of  
6 archaeologists with solid professional skills, ethical  
7 standards, and cultural knowledge.

8           The purpose of this Act is to build upon the master of arts  
9 graduate program in applied archaeology at the University of  
10 Hawaii at Manoa, with the intent of reaching students and  
11 professionals on the neighbor island campuses as well.

12           SECTION 2. Chapter 304A, Hawaii Revised Statutes, is  
13 amended by adding a new section to part IV, subpart M, to be  
14 appropriately designated and to read as follows:

15           "§304A- Applied archaeology program; support. (a) The  
16 University of Hawaii at Manoa shall offer a master of arts  
17 degree in applied archaeology to qualified candidates upon  
18 completion of the program.

19           (b) Enrollment in the applied archaeology graduate program  
20 shall give priority to students who work or intend to work  
21 immediately upon graduation in Hawaii's public and private



1 sectors in cultural resource management archaeology or other  
2 historic preservation fields.

3 (c) The curriculum of the applied archaeology graduate  
4 program, among other courses as determined by the department of  
5 anthropology, shall teach and train students historic  
6 preservation archaeology, including but not limited to the:

7 (1) Academic and technical aspects of archaeology;

8 (2) Practical training necessary to become competent  
9 public and private sector archaeologists in cultural  
10 resource management and historic preservation;

11 (3) Legal and regulatory contexts of cultural resource  
12 management archaeology;

13 (4) Methods of conducting field studies of archaeological  
14 sites and other historic properties; and

15 (5) Analysis and preparation of written reports pursuant  
16 to cultural resource management studies that may be  
17 required by law.

18 (d) Students awarded a master of arts degree in the  
19 applied archaeology graduate program shall possess national  
20 level competencies needed to staff the various private cultural  
21 resource management firms and government agencies that employ



1 cultural resource management archaeologists and other historic  
2 preservation professionals.

3 (e) The University of Hawaii at Manoa shall establish a  
4 full-time equivalent non-tenure tract position for an  
5 archaeologist-in-residence; full-time equivalent tenure tract  
6 position for a Pacific archaeologist; four graduate internships  
7 per year in applied archaeology; and one program coordinator for  
8 the master of arts in applied archaeology.

9 (f) The University of Hawaii at Manoa shall develop a plan  
10 to establish course offerings through the applied archaeological  
11 program at campuses on the neighbor islands."

12 SECTION 3. In conjunction with the applied archaeological  
13 program established in section 2, the state historic  
14 preservation division shall plan, conduct, and otherwise sponsor  
15 two community workshops in 2009-2010 to:

16 (1) Revive the 2006 state historic preservation division's  
17 archaeological working group, compile and amend its  
18 recommendations, and complete its report; provided  
19 that the working group shall report to the legislature  
20 no later than twenty days prior to the convening of  
21 the regular session of 2010 on the outcomes as  
22 contained in the report;



1           (2) Expand the membership of the working group to include  
2           a broader cross-section of the State's historic  
3           preservation community, such as, Kamehameha Schools,  
4           the office of Hawaiian affairs, archaeologists from  
5           private cultural resource management firms, and  
6           archaeologists and historic preservation officials of  
7           state, county, and federal agencies;

8           (3) Identify professional development and certification  
9           requirements that should be established for personnel  
10          of the state historic preservation division and  
11          contractors of the division; and

12          (4) Identify possible training and educational  
13          opportunities to be offered to burial council members  
14          to assist them in performing their duties.

15          SECTION 4. There is appropriated out of the general  
16 revenues of the State of Hawaii the sum of \$                    or so  
17 much thereof as may be necessary for fiscal year 2009-2010 and  
18 the same sum or so much thereof as may be necessary for fiscal  
19 year 2010-2011 for the applied archaeology graduate program at  
20 the University of Hawaii at Manoa.

21          The sums appropriated shall be expended by the University  
22 of Hawaii at Manoa for the purposes of this Act.



1 SECTION 5. New statutory material is underscored.

2 SECTION 6. This Act shall take effect upon its approval;  
3 provided that section 4 shall take effect on July 1, 2009.

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INTRODUCED BY:

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**Report Title:**

University of Hawaii; Archaeology Graduate Program;  
Appropriation

**Description:**

Supports the applied archaeology graduate program at the  
University of Hawaii at Manoa; makes appropriation.

