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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. Section 6E-3, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "**§6E-3 Historic preservation program.** There is  
4 established within the department a division to administer a  
5 comprehensive historic preservation program, which shall include  
6 but not be limited to the following:

7           (1) Development of an on-going program of historical,  
8 architectural, and archaeological research and  
9 development, including surveys, excavations,  
10 scientific recording, interpretation, and publications  
11 on the State's historical and cultural resources;

12           (2) Acquisition of historic or cultural properties, real  
13 or personal, in fee or in any lesser interest, by  
14 gift, purchase, condemnation, devise, bequest, land  
15 exchange, or other means; preservation, restoration,  
16 administration, or transference of the property; and  
17 the charging of reasonable admissions to that  
18 property;



- 1 (3) Development of a statewide survey and inventory to  
2 identify and document historic properties, aviation  
3 artifacts, and burial sites, including all those owned  
4 by the State and the counties;
- 5 (4) Preparation of information for the Hawaii register of  
6 historic places and listing on the national register  
7 of historic places;
- 8 (5) Preparation, review, and revisions of a state historic  
9 preservation plan, including budget requirements and  
10 land use recommendations;
- 11 (6) Application for and receipt of gifts, grants,  
12 technical assistance, and other funding from public  
13 and private sources for the purposes of this chapter;
- 14 (7) Provision of technical and financial assistance to the  
15 counties and public and private agencies involved in  
16 historic preservation activities;
- 17 (8) Coordination of activities of the counties in  
18 accordance with the state plan for historic  
19 preservation;
- 20 (9) Stimulation of public interest in historic  
21 preservation, including the development and  
22 implementation of interpretive programs for historic



- 1 properties listed on or eligible for the Hawaii  
2 register of historic places;
- 3 (10) Coordination of the evaluation and management of  
4 burial sites as provided in section 6E-43;
- 5 (11) Acquisition of burial sites in fee or in any lesser  
6 interest, by gift, purchase, condemnation, devise,  
7 bequest, land exchange, or other means, to be held in  
8 trust;
- 9 (12) Submittal of an annual report to the governor and  
10 legislature detailing the accomplishments of the year,  
11 recommendations for changes in the state plan or  
12 future programs relating to historic preservation, and  
13 an accounting of all income, expenditures, and the  
14 fund balance of the Hawaii historic preservation  
15 special fund;
- 16 (13) Regulation of archaeological activities throughout the  
17 State;
- 18 (14) Employment of sufficient professional and technical  
19 staff for the purposes of this chapter which may be in  
20 accordance with chapter 76;
- 21 (15) The charging of fees to ~~[at least partially defray the~~  
22 ~~costs of administering sections 6E-3(13), 6E-8, and~~



1           ~~6E 42 of this chapter;~~ be determined by the  
2           department and adjusted from time to time to ensure  
3           that the proceeds, together with all other fines,  
4           income, and penalties collected under this chapter, do  
5           not surpass the annual operating costs of the  
6           comprehensive historic preservation program;

7           (16) Adoption of rules in accordance with chapter 91,  
8           necessary to carry out the purposes of this chapter;  
9           and

10          (17) Development and adoption, in consultation with the  
11          office of Hawaiian affairs native historic  
12          preservation council, of rules governing permits for  
13          access by native Hawaiians and Hawaiians to cultural,  
14          historic, and pre-contact sites and monuments."

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

17          SECTION 3. This Act shall take effect on July 1, 2020.



**Report Title:**

Historic Preservation Program; Fees

**Description:**

Limits DLNR fees for its comprehensive historic preservation program to amounts sufficient to cover the annual operating costs of the program, taking into account all other sources of program income. Effective July 1, 2020. (HB1972 HD1)

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

