
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 [7], including requiring consultation with native
18 Hawaiian cultural practitioners possessing expertise
19 on the applicable island's history and cultural
20 practices when any archaeological investigation is
21 conducted that relates to historic or cultural



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1 properties, artifacts, burial sites, burial goods, or
2 human skeletal remains;

3 (14) Employment of sufficient professional and technical
4 staff for the purposes of this chapter which may be in
5 accordance with chapter 76;

6 (15) The charging of fees to at least partially defray the
7 costs of administering sections 6E-3(13), 6E-8, and
8 6E-42 of this chapter;

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

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

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 Statutory material to be repealed is bracketed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

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

20 INTRODUCED BY:

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Report Title:

Historic Preservation; Archaeological Investigation

Description:

Requires the historic preservation division to consult with native Hawaiian cultural practitioners when any archaeological investigation is conducted that relates to historic or cultural properties, artifacts, burial sites, burial goods, or human skeletal remains.

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