

## ACT 258

S.B. NO. 950

A Bill for an Act Relating to Diamond Head.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. In 1976, the legislature adopted Act 104 to establish a Diamond Head State Monument as an historical site on Oahu. Act 104 states that the monument was to “consist of such lands as the department considers essential to the unimpaired preservation of the visual and historical aspects of Diamond Head and such state lands as may be best used for recreational purposes and to increase public access and enjoyment of the Monument.” Diamond Head State Monument was intended to include Diamond Head’s natural physical features from summit to the sea.

The legislature finds that in 1992, by adopting Act 313, it reaffirmed the recognition of Diamond Head Crater as a natural landmark by the federal government and a state monument by the State of Hawaii. Act 313 specified certain lands as within the Diamond Head State Monument area and required conformance to the Diamond Head State Monument Plan of 1979 which outlined a state policy of establishing a semi-wilderness park in Diamond Head Crater.

The purpose of this Act is to clarify the boundary of the Diamond Head State Monument area as including all public lands within the area bounded in the north by the Diamond Head Crater ridgeline, in the south by the shoreline, in the west by Diamond Head Park, and in the east by Kuilei Cliffs Beach Park.

SECTION 2. Section 6E-32, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

“(a) There shall be a Diamond Head State Monument as a historical site on Oahu to be administered by the department of land and natural resources, and to consist of [~~these lands~~]:

- (1) All state owned lands within the state conservation land use district on the slopes of Diamond Head including the board of water supply booster pump site (tax map key 3-1-42:05);
- (2) Those lands that the department considers essential to the unimpaired preservation of the visual and historic aspects of Diamond Head [~~and these~~];<sup>1</sup>
- (3) Those state lands more fully described in this section that may be best used for recreational purposes and to increase public access and enjoyment of the monument [-]; and
- (4) Kuilei Cliffs Park (tax map key 3-1-42:02 and tax map key 3-1-38:29) and Diamond Head Park (tax map key 3-1-42:04 and tax map key 3-1-37:01), which shall be administered by the city and county of Honolulu in accordance with this section.”

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

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

(Approved June 19, 2001.)

Note

1. Semicolon should be underscored.