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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-38.5, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "~~[ ]~~ **§6E-38.5** ~~[ ]~~ **Kohala Historic Sites State Monument.** (a)

4 There shall be a Kohala Historical Sites State Monument as an  
5 historical site on the island of Hawaii ~~[which]~~ that shall  
6 include a cluster of historical sites, including~~[ ]~~ but not  
7 limited to~~[ ]~~ the Mookini Heiau, the Kamehameha birthsite, the  
8 Kukuipahu Heiau, and, upon acquisition by the State, the  
9 Mahukona historical sites. The monument shall be administered  
10 by the department of land and natural resources and shall  
11 consist of lands essential to the unimpaired preservation of the  
12 visual, cultural, and historical aspects of the Mookini Luakini,  
13 Kamehameha birthsite, Kukuipahu Heiau, and Mahukona historical  
14 sites. The monument shall be for educational and cultural  
15 purposes and there shall be public access for enjoyment of the  
16 sites ~~[which]~~ that are included within the monument.

17           The real property to be included within the monument shall  
18 include:



- 1 (1) Mookini Luakini, Kamehameha birthsite, and Kukuipahu  
2 Heiau owned by the State;
- 3 (2) Historical sites at Mahukona; and [~~suffieient~~]
- 4 (3) Sufficient additional land surrounding all of the  
5 monument sites to preserve and protect them with  
6 adequate buffers and provide public access, including  
7 but not limited to those lands running along the coast  
8 between Huinamaka and Kalaelimukoko and those lands  
9 mauka of the Mookini Heiau encompassing the area  
10 formerly used for the housing of the Mookini priests  
11 and family gravesites, to be acquired by the State  
12 through gifts or land exchanges and to be designated  
13 by the board of land and natural resources as part of  
14 the monument upon acquisition.

15 (b) Prior to any alterations or improvements, not  
16 including routine maintenance to the monument, including the  
17 Mookini Heiau, the department of land and natural resources  
18 shall consult with the kahuna nui of the Mookini Heiau regarding  
19 the proposed alterations or improvements.

20 (c) Prior to any additional organized profit-making  
21 venture involving the monument, including the Mookini Heiau, the



1 entity proposing the venture shall consult with the kahuna nui  
2 of the Mookini Heiau regarding the proposed venture."

3 SECTION 2. This Act shall not apply to any act taken by  
4 the department of land and natural resources prior to its  
5 effective date.

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

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



**Report Title:**

Kohala Historic Sites State Monument

**Description:**

Requires consultation with the kahuna nui of the Mookini heiau before any alterations or improvements to the state monument and before any additional organized profitmaking venture involving the state monument takes place (HB1104 HD1).

