

OAHU COUNCIL ON BURIALS  
MEETING MINUTES FOR  
December 13, 1989

PRESENT: Edith, Davianna, Coochie, Kaohu, Leianuenue, Soli & 2 guests, Don.

The meeting started at about 6:55 p.m. at the Mililani Public Library.  
Don distributed calendars for all council members and will mail to absent members.  
Minutes of the November meeting was distributed to those present.

1. Informal discussion on DLNR's calendar and those particular religious sites and the historical background, etc. Everyone was impressed with the photos depicted.

2. Tonight's meeting will focus on reviewing the bill that was worked on by Davianna, Eddie Ayau and Don Hibbard on Nov. 18. They outlined and implemented the ideas suggested by the various island councils and other Hawaiian groups input. Another draft of the bill was finalized for a preliminary draft and perusal by the councils.

Also, announcement that there will be a statewide council meeting on Monday at 8:30 a.m. at the old Archives to discuss concerns re the legislative bill.

The discussion started with a page-by-page review of the draft. All present had a working copy to mark/edit, etc.

Discussion:

page 2: developers concerned regarding definition what we are trying to preserve... no try to define in the bill itself, rather put in rules & regs. with some explanation in the first paragraph. Some want it spelled out in the law, but this might hamper our efforts too. Newly defined and use words like burial site and historic property.

page 4: sec.6E-3 included to existing laws

page 10: raise fine; ask Attorney General for highest level for a misdemeanor; also ask AG for repeated violations.

Don: Maui asked what if lineal descendants disagree?

Cooch: any question about lineal descendants, than must prove it? and it will be up to the descendants what to do on reinter, etc.

Edith: ...State has a place if no lineal descendants? i.e at UH...need a place to bury.

Don: per Libert Landgraf, working on that to bury...Kauai has a place ready for bones from Smithsonian.

Davi:...the bones uncovered earlier at the UH, will put back there...(she is working with Joyce Bath & Linda Delaney to reinter properly)...

Lei:...find on site and bury there...bones from Smithsonian go back to site came from...

Davi:...some came from Bellows...work out with Air Force and HHL to reinter...

Edith:...all bones must be logged (documented)..

page 11: added "or burial site"

page 12: added "or burial site"

page 13: major change t state islandwide to Statewide (all islands represented)  
discuss new paragraph added - see draft of bill.

Lei:...bones already dug, pending?...what about to pit (at Honokahua) itself?

Don: this is for permits, next is accidental burials found...some people not comfortable with ....community determination...

page 14: DLNR take care of non-Hawaiian burials sites.

(b) accidental discoveries

page 15: (2) write criteria when can move burials and found inadvertently...

Don: have to spell out in rules & regs for reburials...

page 15: change to native Hawaiian not cultural...[ ] means remove out of law

page 17: (g) consult with council where to bury

page 18: set up island councils with requirements and duties...

page 19: set up statewide council

Davi: note on this section, burials on Kahoolawe are under PKO with Navy..will take the language from the PKO Consent decree...court reviews every 10 years, then yearly...

Lei: Question if any skeletal remains beyond Niihau?

Don: Necker and Nihoa registered , will double check rest of archipelago...

Edith: mostly northern chain, 128 islands..military on others...Kaula, Necker, Nihoa have shrines on them...

Don: will check files, Necker & Nihoa under C&C of Honolulu.

Davi:..federal legislation states Hawaiian organizations Hui Malama and O.H.A.

page 18: (b)...such as Hui Malama I Na Kupuna O Hawai'i Nei...

Davi:...important to have on council (large land owners)...

Discussion on names submitted and department made selections for councils.

Don:..establish dialogue, useful to talk especially after Maui (Honokahua)...

p19: set up statewide committee...add one officer from the Hui Malama...  
change islandwide to read "statewide"...

page 20: (c) in bill - exempt from sec. 92-51

page 21: (b) added, no problems from Dept. of Health for accidental discovery

Lei:...open pit re accidental, no protection over open pits (Honokahua) and relocate ...Hawaiian to "pani" the open hole...

Cooch: depend on each island council..differs each island...

Lei: elements destroy open pits, as at Honokahua...how protect the site?

Davi: the mitigation plan has to include that...

Discussion on protecting open sites.

Don: Monday meeting with statewide council to look over this draft...meet again sometime the first two weeks of January for another input meeting...

Davi:..Hagino and Tungpala look at bill?

Don: They will be at Monday meeting too.

NEXT O'AHU COUNCIL MEETING ON JANUARY 9, 1990 at 6:00 p.m.

Location will be announced and all council members notified.

\*\*\*pau meeting discussion on the UH burial and advice regarding its proper handling from Hui Malama president Edward Kanahale. Some discussion on the details being worked on the black tapa for the Honokahua burial reinterments. Davi will call those interested in participating in the UH 'iwi reinterment.