



National Park Service
U.S. Department of the Interior

Kaloko-Honokohau
National Historical Park

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Kaloko-Honoköhau

Designation of First Amendment Areas (free speech areas)

Consistent with applicable legislation and Federal administrative policies, and based upon a determination that such action is necessary for the maintenance of public health and safety, protection of environmental or scenic values, protection of natural or cultural resources, aid to scientific research, implementation of management responsibilities, equitable allocation and use of facilities, or the avoidance of conflict among visitor use activities, the Superintendent makes the following designation, in accordance with regulations and the delegated authority provided in Title 36, Code of Federal Regulations ("36 CFR"), Chapter 1, Parts 1-7, authorized by Title 16 United States Code, Section 3.

The following provisions apply to all lands and waters administered by the National Park Service, within the boundaries of Kaloko-Honokohau National Historical Park. Unless otherwise stated, these regulatory provisions apply in addition to the requirements contained in 36 CFR, Chapter 1, Parts 1-7.

1. In accordance with 36 CFR 2.51 (b)(1) and 2.52(b)(1), demonstrations and the sale or the distribution of printed matter by 25 or fewer persons may be conducted without a permit in the available areas designated at 36 CFR 2.51 (c).
2. In accordance with 36 CFR 2.5 I (b)(1)(i)-(ii) and 2.52(b)(1)(i)-(ii), this small group permit exception is contingent upon the other conditions required for the issuance of a permit being met: the group must not be merely an extension of another group already availing itself of the 25-person maximum; and the activity must not unreasonably interfere with other demonstrations, special events, or NPS program activities.

1. Applicable Regulations: Title 36, Code of Federal Regulations, Section 2.51(e) Public Assemblies, Meetings Title 36, Code of Federal Regulations, Section 2.52 (e) Sale of Distribution of Printed Matter
2. Establishment of First Amendment Areas (free speech areas.) See attached map.
3. Date of Adoption: 10-20-2010
4. Reason for designation: Boardley v. United States DOI, 605 F. Supp. 2d 8, 2009 U.S. Dist. LEXIS 21006 (D.D.C.,2009)
5. Effective Date(s): Beginning at 12:01 am on October 19, 2010
6. Authority for adoption: Title 36, Code of Federal Regulations, Section 2.51(e) Public Assemblies, Meetings Title 36, Code of Federal Regulations, Section 2.52 (e) Sale of Distribution of Printed Matter
 Superintendent, Kaloko-Honokohau National Historical Park
11/15/2010