

JAN 20 2010

S.B. NO. 2143

A BILL FOR AN ACT

RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that the state foundation
2 on culture and the arts was established by the legislature in
3 1965, to promote, perpetuate, preserve, and encourage culture
4 and the arts, history, and the humanities as central to the
5 quality of life of the people of Hawaii.

6 Since its inception, the foundation has provided millions
7 of dollars to arts and cultural programming statewide, and the
8 art in public places program, established in 1967, was the first
9 such program in the nation created to help local artists through
10 a separate method of funding the arts by accessing one per cent
11 of the construction cost of new state buildings. Currently, the
12 foundation is responsible for: the artists in the schools
13 program, which provides opportunities for K-12 public school
14 students to work with professional artists (established in
15 1970); the folk arts program, initiated through a grant from the
16 National Endowment for the Arts, to promote and perpetuate
17 traditional folk arts throughout the State (1983); the works of
18 art special fund, which created a non-lapsing fund allowing for



1 the long-term planning and completion of public art projects
2 (1989); the individual artist fellowship program to recognize
3 and honor exceptionally talented visual and performing artists
4 (1993); and the Hawaii state art museum, which opened in the
5 fall of 2002 with three galleries featuring artworks from the
6 art in public places collection.

7 In 2008, foundation grants comprised \$249,000 in state
8 general funds and generated matching funds of \$1,026,000 from
9 private, federal, and other sources. Artists in the schools
10 received \$215,000 in general funds and \$225,000 in private
11 matching funds. Arts first received \$640,391 in state funding
12 and \$1,828,963 in private and federal funds. These three
13 programs alone generated \$3,079,963 in non-state revenue to
14 match \$1,104,391 in state support. It is estimated that these
15 grants partially funded more than 2,300 tax-paying jobs and
16 resulted in arts organizations attracting more than \$12,000,000
17 to the State's economy.

18 The legislature is concerned that cuts in either program
19 funding or personnel to support these programs will have a
20 widespread detrimental effect on Hawaii's diverse array of
21 culture and arts network of artists, performing arts
22 organizations, museums, galleries and art retailers, ethnic



1 neighborhoods, entertainers, musicians, and school arts programs
2 throughout the State. In addition, Hawaii's unique cultural and
3 arts offerings play an important role in enhancing the Hawaii
4 visitor experience and maintaining a steady flow of visitors to
5 Hawaii's shores from the mainland and overseas.

6 The state foundation on culture and the arts is also the
7 designated arts agency for partnership with the National
8 Endowment for the Arts, and in its forty-four-year association,
9 the foundation has consistently met the National Endowment for
10 the Arts criteria to receive and distribute federal funds. The
11 legislature is concerned that the loss of foundation staff may
12 jeopardize the foundation's ability to satisfactorily meet
13 federal requirements, which could result in the foundation
14 losing its status as the National Endowment for the Arts partner
15 and eliminate the largest source of public funding for arts in
16 the State.

17 The purpose of this Act is to enhance the fiscal stability
18 of the state foundation on culture and the arts by authorizing
19 use of the works of art special fund to fund the position costs
20 of the executive director of the state foundation on culture and
21 the arts and any other employee of the foundation, for a
22 five-year period.



1 SECTION 2. Section 103-8.5, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) The works of art special fund shall be used solely
4 for the following purposes:

- 5 (1) Costs related to the acquisition of works of art,
6 including any consultant or staff services required to
7 carry out the art in public places and relocatable
8 works of art programs;
- 9 (2) Site modifications, display, and interpretive work
10 necessary for the exhibition of works of art;
- 11 (3) Upkeep services, including maintenance, repair, and
12 restoration of works of art;
- 13 (4) Storing and transporting works of art ~~[-]~~; and
- 14 (5) Pay the salary, wage, and fringe benefit costs of the
15 executive director of the state foundation on culture
16 and the arts and any other employee of the foundation
17 hired pursuant to chapter 9."

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

20 SECTION 4. This Act shall take effect on July 1, 2010;
21 provided that this Act shall be repealed on June 30, 2015, and
22 section 103-8.5, Hawaii Revised Statutes, shall be reenacted in



1 the form in which it read on the day before the effective date
2 of this Act.
3

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Report Title:

State Foundation on Culture and the Arts; Staff Funding

Description:

Authorizes the use of moneys from the works of art special fund for state foundation on culture and the arts staff costs; sunsets June 30, 2015.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

