
A BILL FOR AN ACT

RELATING TO HISTORIC PRESERVATION.

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

1 SECTION 1. Section 103-8.5, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§103-8.5 Works of art special fund.** (a) There is
4 created a works of art special fund, into which shall be
5 transferred one per cent of all state fund appropriations for
6 capital improvements designated for the construction cost
7 element; provided that this transfer shall apply only to capital
8 improvement appropriations that are designated for the
9 construction or renovation of state buildings. The one per cent
10 transfer requirement shall not apply to appropriations from the
11 passenger facility charge special fund established by section
12 261-5.5 and the rental motor vehicle customer facility charge
13 special fund established under section 261-5.6.

14 (b) The works of art special fund shall be used solely for
15 the following purposes:

16 (1) Costs related to the acquisition of works of art,
17 including any consultant or staff services required to



1 carry out the art in public places and relocatable
2 works of art programs;

3 (2) Site modifications, display, and interpretive work
4 necessary for the exhibition of works of art;

5 (3) Upkeep services, including maintenance, repair, and
6 restoration of works of art;

7 (4) Storing and transporting works of art~~[-]~~; and

8 (5) Costs related to the restoration or renovation of
9 buildings on either the state or federal register of
10 historical buildings.

11 (c) The one per cent amount, which is included in all
12 capital improvement appropriations, shall be calculated at the
13 time the appropriation bills are signed into law. The moneys
14 shall be transferred into the works of art special fund upon
15 availability of moneys from the appropriations. Each agency
16 receiving capital improvement appropriations shall calculate the
17 one per cent amount and transfer the moneys into the works of
18 art special fund.

19 (d) The comptroller and the state foundation on culture
20 and the arts shall decide on the specific art objects to
21 acquire, giving first consideration to placing appropriate
22 pieces of art at the locations of the original appropriation.



1 The selection of, commissioning artists for, reviewing of
2 design, execution, and placement of, and the acceptance of works
3 of art shall be the responsibility of the comptroller and the
4 state foundation on culture and the arts in consultation with
5 the affected agency or department. In the case of restoration
6 or renovation of historic buildings, the selection of entities
7 or persons to undertake renovation work on historic buildings
8 shall be made in conjunction with the state historic
9 preservation division.

10 Expenditures from the works of art special fund shall be
11 made by the comptroller.

12 (e) The comptroller shall:

13 (1) Provide each agency receiving capital improvement
14 appropriations with information regarding items that
15 shall be included and excluded from the one per cent
16 amount;

17 (2) Ensure that each agency calculates its one per cent
18 amount correctly; and

19 (3) Ensure that each agency transfers the correct amount
20 to the works of art special fund in a timely manner.



1 (f) The comptroller and the executive director shall track
2 amounts due from each agency under the one per cent requirement
3 as provided in this section."


4 SECTION 2. Statutory material to be repealed is bracketed
5 and stricken. New statutory material is underscored.


6 SECTION 3. This Act shall take effect on July 1, 2009,
7 provided that on June 30, 2014, section 1 of this Act shall be
8 repealed and section 103-8.5, Hawaii Revised Statutes, is
9 reenacted in the form in which it read on the day before the
10 approval of this Act.


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12



INTRODUCED BY:







JAN 23 2009



Report Title:

Works of art special fund

Description:

Expands the scope of the use of the works of art special fund to include restoration of historic buildings. Sunsets in 5 years.

