

JAN 28 2009

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# A BILL FOR AN ACT

RELATING TO HAWAIIAN MUSIC AND DANCE.

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

1 PART I.

2 SECTION 1. Chapter 9, Hawaii Revised Statutes, is amended  
3 by adding a new section to be appropriately designated and to  
4 read as follows:

5 "§9- Museum for Hawaiian music and dance; advisory  
6 committee; established. (a) There is established the museum  
7 for Hawaiian music and dance. The museum for Hawaiian music and  
8 dance shall be under the state foundation on culture and the  
9 arts for administrative purposes.

10 (b) The foundation, in coordination with the department of  
11 accounting and general services, shall negotiate with a  
12 qualified nonprofit entity formed under section 501(c)(3) of the  
13 Internal Revenue Code (charitable, religious, and educational  
14 organizations), as amended, to develop, operate, and manage the  
15 museum. The foundation and the department of accounting and  
16 general services may execute a contract to develop, operate, and  
17 manage the museum; provided that the contract shall be exempt



1 from chapter 103D. The contracted nonprofit entity shall be  
2 entitled to name the museum.

3 (c) The department of accounting and general services may  
4 construct the building and ancillary facilities for the museum  
5 for Hawaiian music and dance or negotiate and execute a contract  
6 to construct the building and ancillary facilities for the  
7 museum with the qualified nonprofit entity contracted under  
8 subsection (b). The department of land and natural resources or  
9 the Hawaii community development authority, as applicable, may  
10 lease land for the museum for Hawaiian music and dance to the  
11 contracted nonprofit entity for a nominal sum.

12 The foundation and the department of accounting and general  
13 services may negotiate with the Hawaii community development  
14 authority to identify an appropriate location in the Kakaako  
15 makai area on lands controlled by the Hawaii community  
16 development authority, in consultation with the design advisory  
17 committee established under subsection (e).

18 (d) The nonprofit entity contracted to develop, operate,  
19 and manage the museum for Hawaiian music and dance shall:

20 (1) Develop, operate, and manage the museum for Hawaiian  
21 music and dance as established under subsection (c);



- 1           (2) Enter into such contracts and leases as necessary for  
2           the location of the museum for Hawaiian music and  
3           dance, without regard to chapter 103D;
- 4           (3) Determine the type of institution that would be  
5           appropriate for a museum of Hawaiian music and dance;
- 6           (4) Determine the best location for the museum of Hawaiian  
7           music and dance; provided that more than one location  
8           shall be allowed;
- 9           (5) Determine a plan to incorporate the Hawaiian music  
10           hall of fame and museum into the museum of Hawaiian  
11           music and dance;
- 12           (6) Establish a Hawaiian dance hall of fame to be  
13           incorporated into a museum of Hawaiian music and  
14           dance; and
- 15           (7) Designate possible financing mechanisms for the museum  
16           for Hawaiian music and dance.
- 17           (e) The foundation shall establish an ad hoc design  
18           advisory committee, as from time to time may be necessary, to  
19           advise the contracted nonprofit entity of the museum for  
20           Hawaiian music and dance on all matters relevant to subsections  
21           (c) and (d). Members of the design advisory committee shall be  
22           selected by the foundation from appropriate Hawaiian culture and



1 art groups, and shall dissolve upon completion of the  
2 specifically assigned responsibilities of the design advisory  
3 committee."

4 **PART II.**

5 SECTION 2. There is appropriated out of the general  
6 revenues of the State of Hawaii the sum of \$2,000,000 or so much  
7 thereof as may be necessary for fiscal year 2009-2010 to finance  
8 the design and the environmental assessment relating to the  
9 construction of the building and ancillary facilities for the  
10 museum for Hawaiian music and dance.

11 The sum appropriated under this part shall be expended by  
12 the state foundation on culture and the arts for the purposes of  
13 this Act.

14 **PART III.**

15 SECTION 3. The director of finance is authorized to issue  
16 general obligation bonds in the sum of \$27,000,000 or so much  
17 thereof as may be necessary and the same sum or so much thereof  
18 as may be necessary is appropriated for fiscal year 2009-2010 to  
19 finance the construction of the building and ancillary  
20 facilities for the museum for Hawaiian music and dance; provided  
21 that the construction of the museum shall be completed by  
22 June 30, 2013.



1 The sum appropriated under this part shall be expended by  
2 the department of accounting and general services for the  
3 purposes of this Act.

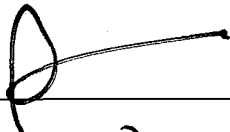
4 PART IV.

5 SECTION 4. New statutory material is underscored.

6 SECTION 5. This Act shall take effect on July 1, 2009.

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INTRODUCED BY:

  
\_\_\_\_\_  
*Anne Mercedes Kim*

*Will Eyo*  
*[Signature]*

*Michelle R. Kedar*

*Nick Gallo*

*Norman Sakamoto*

*Shiranne Chun Oakland*

*Amiel Y. Lee*

*[Signature]*

*Ronald H. Baker*



**Report Title:**

Culture; Museum for Hawaiian Music and Dance; Appropriation

**Description:**

Establishes the Museum for Hawaiian Music and Dance.  
Appropriates moneys for GO bonds.

