

JAN 22 2010

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# A BILL FOR AN ACT

RELATING TO HAWAII TOURISM AUTHORITY.

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

1           SECTION 1. Section 201B-3, Hawaii Revised Statutes, is  
2 amended by amending subsection (a) to read as follows:

3           "(a) Except as otherwise limited by this chapter, the  
4 authority may:

5           (1) Sue and be sued;

6           (2) Have a seal and alter the same at pleasure;

7           (3) Through its president and chief executive officer,  
8 make and execute contracts and all other instruments  
9 necessary or convenient for the exercise of its powers  
10 and functions under this chapter; provided that the  
11 authority may enter into contracts and agreements for  
12 a period of up to five years, subject to the  
13 availability of funds; and provided further that the  
14 authority may enter into agreements for the use of the  
15 convention center facility for a period of up to ten  
16 years;

17           (4) Make and alter bylaws for its organization and  
18 internal management;



- 1 (5) Unless otherwise provided in this chapter, adopt rules  
2 in accordance with chapter 91 with respect to its  
3 projects, operations, properties, and facilities;
- 4 (6) Through its president and chief executive officer,  
5 represent the authority in communications with the  
6 governor and the legislature;
- 7 (7) Through its president and chief executive officer,  
8 provide for the appointment of officers, agents, a  
9 sports coordinator, and employees, subject to the  
10 approval of the board, prescribing their duties and  
11 qualifications, and fixing their salaries, without  
12 regard to chapters 76 and 78, if there is no  
13 anticipated revenue shortfall in the tourism special  
14 fund and funds have been appropriated by the  
15 legislature and allotted as provided by law;
- 16 (8) Through its president and chief executive officer,  
17 purchase supplies, equipment, or furniture;
- 18 (9) Through its president and chief executive officer,  
19 allocate the space or spaces that are to be occupied  
20 by the authority and appropriate staff;
- 21 (10) Through its president and chief executive officer,  
22 engage the services of qualified persons to implement



1 the State's tourism marketing plan or portions thereof  
2 as determined by the authority;

3 (11) Through its president and chief executive officer,  
4 engage the services of consultants on a contractual  
5 basis for rendering professional and technical  
6 assistance and advice;

7 (12) Procure insurance against any loss in connection with  
8 its property and other assets and operations in  
9 amounts and from insurers as it deems desirable;

10 (13) Contract for or accept revenues, compensation,  
11 proceeds, and gifts or grants in any form from any  
12 public agency or any other source, including any  
13 revenues or proceeds arising from the operation or use  
14 of the convention center;

15 (14) Develop, coordinate, and implement state policies and  
16 directions for tourism and related activities taking  
17 into account the economic, social, and physical  
18 impacts of tourism on the State and its natural  
19 resources infrastructure; provided that the authority  
20 shall support the efforts of other state and county  
21 departments or agencies to manage, improve, and



- 1 protect Hawaii's natural environment and areas  
2 frequented by visitors;
- 3 (15) Have a permanent, strong focus on marketing and  
4 promotion;
- 5 (16) Conduct market development-related research as  
6 necessary;
- 7 (17) Coordinate all agencies and advise the private sector  
8 in the development of tourism-related activities and  
9 resources;
- 10 (18) Work to eliminate or reduce barriers to travel to  
11 provide a positive and competitive business  
12 environment, including coordinating with the  
13 department of transportation on issues affecting  
14 airlines and air route development;
- 15 (19) Market and promote sports-related activities and  
16 events;
- 17 (20) Coordinate the development of new products with the  
18 counties and other persons in the public sector and  
19 private sector, including the development of sports,  
20 culture, health and wellness, education, technology,  
21 agriculture, and nature tourism; provided that the  
22 authority shall be the central repository for



1           collecting information and data on Hawaiian cultural  
2           programs statewide;

3           (21) Establish a public information and educational program  
4           to inform the public of tourism and tourism-related  
5           problems;

6           (22) Encourage the development of tourism educational,  
7           training, and career counseling programs;

8           (23) Establish a program to monitor, investigate, and  
9           respond to complaints about problems resulting  
10          directly or indirectly from the tourism industry and  
11          taking appropriate action as necessary;

12          (24) Develop and implement emergency measures to respond to  
13          any adverse effects on the tourism industry, pursuant  
14          to section 201B-9;

15          (25) Set and collect rents, fees, charges, or other  
16          payments for the lease, use, occupancy, or disposition  
17          of the convention center facility without regard to  
18          chapter 91;

19          (26) Notwithstanding chapter 171, acquire, lease as lessee  
20          or lessor, own, rent, hold, and dispose of the  
21          convention center facility in the exercise of its

1 powers and the performance of its duties under this  
2 chapter; and

3 (27) Acquire by purchase, lease, or otherwise, and develop,  
4 construct, operate, own, manage, repair, reconstruct,  
5 enlarge, or otherwise effectuate, either directly or  
6 through developers, a convention center facility."

7 SECTION 2. New statutory material is underscored.

8 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY: Anne Driscoll

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S.S.T.  
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**Report Title:**

Hawaii Tourism Authority

**Description:**

Requires Hawaii tourism authority to be the cultural repository for collecting information and data on Hawaiian cultural programs statewide.

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

