

JAN 21 2011

A BILL FOR AN ACT

RELATING TO HAWAIIAN MUSIC AND DANCE.

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

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

4 "§9- Museum for Hawaiian music and dance; advisory
5 committee; established. (a) There is established the museum
6 for Hawaiian music and dance. The museum for Hawaiian music and
7 dance shall be placed within the state foundation on culture and
8 the arts for administrative purposes.

9 (b) The state foundation on culture and the arts, in
10 coordination with the department of accounting and general
11 services, shall negotiate with a qualified nonprofit entity
12 formed under section 501(c)(3) (with respect to exemption from
13 tax on corporations, certain trusts, etc.) of the Internal
14 Revenue Code to develop, operate, and manage the museum;
15 provided that the foundation shall select the nonprofit entity
16 in accordance with chapter 103D. The selected nonprofit entity
17 shall meet, at a minimum, the following criteria:



1 (1) The nonprofit entity's mission shall encompass the
2 promotion and preservation of both Hawaiian music and
3 Hawaiian dance;

4 (2) The nonprofit entity's organization shall exhibit the
5 capacity to manage, operate, and raise funds for the
6 museum; and

7 (3) The nonprofit entity's organization shall provide an
8 acceptable business plan or model.

9 (c) The foundation and the department of accounting and
10 general services may execute a contract to develop, operate, and
11 manage the museum for Hawaiian music and dance. The contracted
12 nonprofit entity shall be entitled to name the museum.

13 (d) The department of accounting and general services may
14 construct the building and ancillary facilities for the museum
15 for Hawaiian music and dance or negotiate and execute a contract
16 with the qualified nonprofit entity contracted under
17 subsection (b) to construct the building and ancillary
18 facilities for the museum. The department of land and natural
19 resources, department of Hawaiian home lands, or Hawaii
20 community development authority, as applicable, may lease land
21 for the museum for Hawaiian music and dance to the contracted
22 nonprofit entity for a nominal sum.



1 The foundation and the department of accounting and general
2 services may negotiate with the Hawaii community development
3 authority to identify an appropriate location in the Kakaako
4 makai area on lands controlled by the Hawaii community
5 development authority, in consultation with the design advisory
6 committee established under subsection (f).

7 (e) The nonprofit entity contracted to develop, operate,
8 and manage the museum for Hawaiian music and dance shall:

9 (1) Develop, operate, and manage the museum for Hawaiian
10 music and dance as established in this section;

11 (2) Enter into contracts and leases as necessary for the
12 location of the museum for Hawaiian music and dance,
13 without regard to chapter 103D;

14 (3) Determine the type of institution that would be
15 appropriate for the museum for Hawaiian music and
16 dance;

17 (4) Determine the best location for the museum for
18 Hawaiian music and dance; provided that more than one
19 location shall be allowed;

20 (5) Determine a plan to incorporate the Hawaiian music
21 hall of fame and museum into the museum for Hawaiian
22 music and dance;



1 (6) Establish a Hawaiian dance hall of fame to be
2 incorporated into the museum for Hawaiian music and
3 dance; and

4 (7) Designate possible financing mechanisms for the museum
5 for Hawaiian music and dance.

6 (f) The foundation shall establish an ad hoc design
7 advisory committee, as may be necessary from time to time, to
8 advise the contracted nonprofit entity of the museum for
9 Hawaiian music and dance on all matters relevant to subsections
10 (d) and (e). Members of the design advisory committee shall be
11 selected by the foundation from appropriate Hawaiian culture and
12 art groups, and shall dissolve upon completion of the
13 specifically assigned responsibilities of the design advisory
14 committee."

15 SECTION 2. There is appropriated out of the general
16 revenues of the State of Hawaii the sum of \$ or so
17 much thereof as may be necessary for fiscal year 2011-2012 to
18 finance the design and the environmental assessment relating to
19 the construction of the building and ancillary facilities for
20 the museum for Hawaiian music and dance.

21 The sum appropriated shall be expended by the state
22 foundation on culture and the arts for the purposes of this Act.



S.B. NO. 261

1 SECTION 3. New statutory material is underscored.

2 SECTION 4. This Act shall take effect on July 1, 2011.

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Report Title:

Culture; Museum for Hawaiian Music and Dance; Appropriation

Description:

Establishes the museum for Hawaiian music and dance. Makes an appropriation for an environmental assessment and for the design of the museum.

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