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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           SECTION 1. The legislature finds that the history of  
2 Hawaiian music and dance demonstrates a proud statement of  
3 cultural identity, and that a compilation of the collective  
4 works and memorabilia of exceptional individuals who are highly  
5 regarded in their respective fields of endeavor will act to  
6 preserve and perpetuate the Hawaiian culture, and promote an  
7 appreciation for these art forms.

8           The legislature finds that the establishment of a museum of  
9 Hawaiian music and dance may be facilitated by the creation of  
10 an entity to supervise and direct the development of such a  
11 museum. The legislature further finds that such an endeavor is  
12 best accomplished by creating a synergy of individuals and  
13 specialists with the experience and knowledge in design,  
14 Hawaiian cultural practices, commercial enterprise, and museum  
15 conservation that can result in the development of a museum of  
16 Hawaiian music and dance.



1 The purpose of this Act is to establish a museum of  
2 Hawaiian music and dance design committee to prepare  
3 specifications for the design of a facility:

- 4 (1) With exhibit spaces, facilities for demonstrations and  
5 performances, and accessory uses such as a gift shop  
6 and restaurant;
- 7 (2) Experiential in design that encourages the interaction  
8 of practitioners, residents, and visitors;
- 9 (3) With education in its mission; and
- 10 (4) That is financially viable and operated by a nonprofit  
11 organization.

12 SECTION 2. Chapter 9, Hawaii Revised Statutes, is amended  
13 by adding a new part to be appropriately designated and to read  
14 as follows:

15 **"PART . MUSEUM OF HAWAIIAN MUSIC AND DANCE**

16 §9- **Definitions.** As used in this part, the following  
17 words and terms shall have the following meanings unless the  
18 context indicates a different meaning or intent:

19 "Committee" means the museum of Hawaiian music and dance  
20 design committee.

21 "Dance or Hawaiian dance" includes hula kahiko (ancient or  
22 traditional hula), hula 'auana (modern hula), hula noho (sitting



1 hula), hula pahu (hula with drums), hula 'uli'uli (hula with  
2 gourds), and hula kuolo (sitting chant dance).

3 "Developer" means any person, partnership, cooperative,  
4 firm, nonprofit or for-profit corporation, or public agency  
5 possessing the competence, expertise, experience, and resources,  
6 including financial, personal, and tangible resources required  
7 to effectuate, directly or through other developers, the  
8 development of a museum of Hawaiian music and dance, including  
9 planning, design, and construction.

10 "Museum" means the museum of Hawaiian music and dance.

11 "Music or Hawaiian music" includes oli (chants) of many  
12 forms, steel guitar, kiho'alu (slack key), 'ukulele, orchestral  
13 forms, the repertoire associated with the Royal Hawaiian Band,  
14 big band swing style, himeni (choral singing) with and without  
15 instrument accompaniment, leo ki'eki'e (falsetto singing), leo  
16 ha'i, and ensemble (duets, trios, quartets, quintets, and other  
17 harmonic combinations) singing styles.

18 "Real property" means lands, structures, and interests in  
19 land, including lands under water and riparian rights, space  
20 rights, and air rights and any and all other things and rights  
21 usually included within the term. Real property also means any  
22 and all interests in the real property less than full title,



1 such as easements, incorporeal hereditaments and every estate,  
2 interest, or right, legal or equitable, including terms for  
3 years and liens thereon by way of judgments, mortgages, or  
4 otherwise.

5 §9- **Museum of Hawaiian music and dance design committee;**

6 **established.** (a) There is established the museum of Hawaiian  
7 music and dance design committee consisting of eleven members,  
8 which shall be placed within the state foundation on culture and  
9 the arts for administrative purposes.

10 (b) Ten public members shall be appointed by the governor  
11 as provided in section 26-34. The members shall be selected on  
12 the basis of their knowledge, interest, and proven expertise in  
13 one or more of the following fields: finance, architecture,  
14 Hawaiian dance, Hawaiian music, corporate management, marketing,  
15 economics, and visitor industry, and shall represent all  
16 islands.

17 The executive director of the state foundation on culture  
18 and the arts shall be the chairperson of the committee.

19 §9- **Purpose; powers.** (a) The committee shall invite  
20 developers to prepare plans, specifications, and designs for the  
21 construction of the museum, and shall review for approval the  
22 proposed museum development plans submitted by developers. The



1 committee shall supervise all development of the museum by a  
2 developer pursuant to the development plan approved by the  
3 committee.

4 (b) The committee may establish a nonprofit group or  
5 select a nonprofit group with the demonstrated qualifications to  
6 manage and operate the museum, its concessions or other for-  
7 profit business enterprises in a manner that is self-  
8 sustaining."

9 SECTION 3. There is appropriated out of the general  
10 revenues of the State of Hawaii the sum of \$ or so  
11 much thereof as may be necessary for fiscal year 2011-2012 to  
12 finance the design and construction of a museum of Hawaiian  
13 music and dance.

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

16 SECTION 4. This Act shall take effect on July 1, 2050.



**Report Title:**

Culture; Museum for Hawaiian Music and Dance; Appropriation

**Description:**

Establishes the museum of Hawaiian music and dance design committee; authorizes the committee to invite developers to prepare plans, specifications, and designs for the construction of a museum, and to review for approval the proposed museum development plans submitted by developers; appropriates funds to finance the design and construction of a museum of Hawaiian music and dance. Effective 7/1/2050. (SD2)

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