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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 musicians and dancers who  
5 are highly regarded in their respective fields of endeavor will  
6 act to preserve and perpetuate the Hawaiian culture, and promote  
7 an appreciation for these art forms.

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



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

4           (1) Includes exhibit spaces, facilities for demonstrations  
5 and performances, and accessory uses such as a gift  
6 shop and restaurant;

7           (2) Is experiential in design, encouraging the interaction  
8 of practitioners, residents, and visitors;

9           (3) Includes education in its mission; and

10          (4) 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 MUSIC, DANCE, AND CULTURAL ARTS**

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 music, dance, and cultural  
20 arts design committee.

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



1 (sitting hula), hula pahu (hula with drums), hula 'uli'uli (hula  
2 with 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, planning, design, and construction of a museum of  
9 music, dance, and cultural arts.

10 "Museum" means the museum of music, dance, and cultural  
11 arts.

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

19 **§9- Museum of music, dance, and cultural arts design**  
20 **committee; established.** (a) There is established the museum of  
21 music, dance, and cultural arts design committee consisting of



1 eleven members, which shall be placed within the state  
2 foundation on culture and the arts for administrative purposes.

3 (b) Nine public members shall be appointed by the governor  
4 as provided in section 26-34. The members shall be selected on  
5 the basis of their knowledge, interest, and proven expertise in  
6 one or more of the following fields: finance, architecture,  
7 Hawaiian dance, Hawaiian music, Hawaiian culture, corporate  
8 management, marketing, economics, and the visitor industry, and  
9 shall represent all islands.

10 The chief executive officer of the office of Hawaiian  
11 affairs or the chief executive officer's designee shall serve as  
12 a member of the committee.

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

15 **§9- Purpose; powers.** (a) The committee shall invite  
16 developers to prepare plans, specifications, and designs for the  
17 construction of the museum, and shall review for approval the  
18 proposed museum development plans submitted by developers. The  
19 committee shall supervise all development of the museum pursuant  
20 to the development plan approved by the committee.

21 (b) The committee may establish a nonprofit group or  
22 select a nonprofit group with the demonstrated qualifications to



1 manage and operate the museum, its concessions, or other for-  
2 profit business enterprises in a manner that is self-  
3 sustaining."

4 SECTION 3. There is appropriated out of the general  
5 revenues of the State of Hawaii the sum of \$ or so  
6 much thereof as may be necessary for fiscal year 2013-2014 and  
7 the same sum or so much thereof as may be necessary for fiscal  
8 year 2014-2015 to finance the design of a museum of music,  
9 dance, and cultural arts; provided that no funds shall be  
10 expended except in the following ratio:

- 11 (1) Fifty per cent state funds;
- 12 (2) Thirty per cent federal funds; and
- 13 (3) Twenty per cent private funds.

14 The sums 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, 2013.

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INTRODUCED BY: 

JAN 24 2013



# H.B. NO. 1441

**Report Title:**

Museum for Music, Dance, and Cultural Arts; Hawaiian Music;  
Hawaiian Dance; Appropriation

**Description:**

Creates a museum of music, dance, and cultural arts design committee. Authorizes the committee to invite developers to prepare plans, specifications, and designs for a new museum, and to review for approval the proposed museum development plans submitted by developers. Makes an appropriation for design of the museum.

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