

# H.B. NO. 2217

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## A BILL FOR AN ACT

RELATING TO THE KING KAMEHAMEHA CELEBRATION COMMISSION.

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

1           SECTION 1. Section 8-5, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "**§8-5 King Kamehameha celebration commission.** (a) There  
4 shall be a commission to be known as the King Kamehameha  
5 celebration commission placed within the department of  
6 accounting and general services for administrative purposes.  
7 The commission shall consist of thirteen members to be appointed  
8 by the governor in the manner provided by section 26-34. The  
9 appointments shall be made from the following organizations,  
10 with at least one member from each organization:

- 11           (1) Royal Order of Kamehameha I;  
12           (2) 'Ahahui Ka'ahumanu;  
13           (3) Hale O Nā Ali'i O Hawai'i 'Ahahui Po'o;  
14           (4) Daughters and Sons of Hawaiian Warriors[+]\_  
15           Mamakakaua;  
16           (5) Kamehameha Schools Alumni Association;  
17           (6) Association of Hawaiian Civic Clubs;

1           (7) [~~Waimanalo Homesteaders Association;~~] Waimānalo  
2           Hawaiian Homes Association;  
3           (8) [~~Kapahulu Music Club;~~] Daughters of Hawaii; and  
4           (9) [~~Papakōlea~~] Papakōlea Community Association.  
5 Each organization shall maintain a certificate of good standing  
6 with the State of Hawai'i issued by the department of commerce  
7 and consumer affairs and an active list of their members of the  
8 organization. In selecting their respective member to the  
9 commission, the membership organizations may select members who  
10 will help provide administrative guidance to the commission with  
11 regards to legal, business, accounting, marketing, philanthropy,  
12 or public relations. In addition, the governor shall appoint  
13 [~~one member from each of the following islands: Kauai, Maui,~~  
14 ~~Molokai, and Hawaii. Each of these members shall be a resident~~  
15 ~~of the respective island that the member represents.]~~ four at-  
16 large members representing the City and County of Honolulu and  
17 the counties of Kaua'i, Maui and Kalawao, and Hawai'i. The  
18 governor shall select members who will help provide  
19 administrative guidance to the commission with regard to legal,  
20 business, accounting, marketing, philanthropy, or public  
21 relations.

1 (b) The terms of all appointments shall be four years.  
2 The governor shall appoint the chairperson of the commission  
3 from among the members. The chairperson may appoint an advisory  
4 committee composed of past commission members and personnel to  
5 advise the chairperson on historical and archival background of  
6 the commission.

7 (c) The members of the King Kamehameha celebration  
8 commission shall serve without compensation, but shall be  
9 entitled to reimbursement for travel and necessary expenses  
10 while attending meetings and while in discharge of their duties.  
11 The comptroller shall reimburse the members of the King  
12 Kamehameha celebration commission for all necessary expenses  
13 incurred during the discharge of their duties.

14 (d) [~~The commission may appoint and dismiss an arts~~  
15 ~~program specialist and a part-time clerk typist, without regard~~  
16 ~~to chapter 76, who shall serve at the commission's pleasure, and~~  
17 ~~whose salaries shall be provided through fees, public~~  
18 ~~contributions, and private donations.] The commission, by a  
19 majority vote, shall appoint an executive director, who shall:~~

20 (1) Serve without regard to chapter 76 for a term to be  
21 determined by the commission;

22 (2) Serve as the commission's chief executive officer;

1       (3) Be responsible for all fiscal and administrative  
2           matters, including securing public contributions, and  
3           private foundation grants and donations;

4       (4) Be responsible for developing and administering the  
5           programs under the commission's direction; and

6       (5) Be familiar with the people and culture of Hawaii.

7       The salary of the executive director shall be established by the  
8       commission; provided that such salary for the executive director  
9       shall not exceed the salary of department heads or executive  
10       officers. The commission, by a two-thirds vote of all members  
11       to which it is entitled, may remove the executive director for  
12       cause at any time. The commission may appoint and dismiss a  
13       part-time clerk typist, without regard to chapter 76, who shall  
14       serve at the commission's pleasure and whose salary shall be  
15       established by the commission.

16       (e) The commission shall have charge of all arrangements  
17       for the celebration under the direction of the commission and  
18       shall support other events as approved by the commission, each  
19       year generally observed throughout Hawai'i Nei on June 11, to  
20       commemorate the memory of the great Polynesian Hawaiian warrior  
21       and statesman King Kamehameha I, who united the Hawaiian Islands  
22       into the Kingdom of Hawai'i, and is recognized as such under

1 section 8-1. The commission may appoint committees and delegate  
2 powers and duties to the committees as it shall determine.

3 (f) The comptroller shall account for all moneys  
4 appropriated by the legislature, may raise funds to defray  
5 administrative costs, and may accept donations of money and  
6 personal property on behalf of the commission; provided that all  
7 donations accepted from private sources shall be expended in the  
8 manner prescribed by the contributor, and all moneys received  
9 from all sources shall be deposited into the commission's trust  
10 account.

11 (g) The commission shall be the coordinating agency for  
12 all state sponsored [~~as well as other celebration~~] events, as  
13 set forth in subsection (e) and [~~staged during the celebration~~  
14 ~~period~~] as designated by the commission, to [~~assure~~] ensure  
15 activities planned are timely and appropriate to commemorate the  
16 memory of King Kamehameha I. The commission is authorized to  
17 determine to whom and for which occasions permission is to be  
18 granted for the use of the statue of King Kamehameha I.

19 (h) The commission shall adopt rules pursuant to chapter  
20 91 necessary for the purpose of this section."

21 SECTION 2. Statutory material to be repealed is bracketed  
22 and stricken. New statutory material is underscored.

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1 SECTION 3. This Act, upon its approval, shall take effect  
2 on July 1, 2016.

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5

INTRODUCED BY:   
BY REQUEST

JAN 25 2016

H.B. NO. 2277

**Report Title:**

King Kamehameha Celebration Commission; Department of Accounting and General Services

**Description:**

Amends the membership of the King Kamehameha Celebration Commission. Provides the chairperson of the commission with the authority to establish an advisory committee composed of past commission members to advise the chairperson on historical and archival background of the commission. Amends the support staff function. Amends the mission and purpose of the commission.

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

## JUSTIFICATION SHEET

DEPARTMENT: Accounting and General Services

TITLE: A BILL FOR AN ACT RELATING TO THE KING KAMEHAMEHA CELEBRATION COMMISSION.

PURPOSE: To support the King Kamehameha Celebration Commission (KKCC) by amending the current statutes to allow KKCC to improve the operation and management of KKCC's office and mission.

MEANS: Amend section 8-5, Hawaii Revised Statutes.

JUSTIFICATION: This bill would make changes to the current statute as follows:

1. Amend the membership of the commission as follows:
  - a. Correct the official names of three membership organizations;
  - b. Remove a current membership organization and replace with a new membership organization;
  - c. Add clarifying language to ensure that each membership organization maintain a certificate of good standing with the State of Hawaii issued by the Department of Commerce and Consumer Affairs and an active membership database;
  - d. Provide clarification on selecting the four at-large commission members;
  - e. Add language to provide the membership organizations and the governor with suggested skill sets when selecting their respective representative on the commission; and
  - f. Provide the chairperson of the commission the opportunity to appoint a committee to advise the chairperson on historical and archival background on the commission;



- 2. Change the arts program specialist to an executive director position and clarify the clerk typist position. The executive director shall assume greater responsibilities including serving as the chief executive officer of the commission and director of the commission's office. The executive director shall be responsible for all fiscal and operational matters assigned by the commission;
- 3. Clarify the commission's role and commitment to its statewide responsibilities. The commission, through its staff, shall arrange programs, events or activities under its jurisdiction. Other programs, events or activities not under the jurisdiction of the commission, such as the parade and hoolaulea activities in Kohala, Hilo, Kona, Lahaina, Oahu, and Kauai, shall have the support of the commission and its staff, when approved by the commission; and
- 4. Expand the commission's support of all programs, events and activities honoring and celebrating the Kamehameha dynasty.

Impact on the public: None.

Impact on the department and other agencies:  
None.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM DESIGNATION: N/A

OTHER AFFECTED AGENCIES: None.

EFFECTIVE DATE: July 1, 2016.