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# A BILL FOR AN ACT

RELATED TO PUBLIC LIBRARIES.

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

1           SECTION 1. Section 312-2, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "§312-2 Powers of board; special fund. The board of  
4 education may:

- 5           (1) Except as provided in section 312-3.9, make  
6 arrangements or contracts as are approved by the  
7 governor, with any county, city, association, society,  
8 person, or persons, for the purpose of benefiting the  
9 libraries and increasing their facilities and use;
- 10          (2) Subject to section 26-12, enter into [~~such~~] an  
11 arrangement or contract as is approved by the  
12 governor, with the Friends of the Library of Hawaii,  
13 affiliates of the Friends of the Library of Hawaii,  
14 and any tax-exempt nonprofit organization recognized  
15 under section 501(c)(3) of the Internal Revenue Code  
16 whose primary purpose is to support a state library  
17 branch for the purpose of obtaining the use of the



- 1 books and property and income of the Friends of the  
2 Library of Hawaii, its affiliates, and such tax-exempt  
3 nonprofit organizations;
- 4 (3) Cooperate by exchange and otherwise with libraries now  
5 existing or hereafter to be formed;
- 6 (4) Receive, use, manage, or invest moneys or other  
7 property, real, personal, or mixed which may be given,  
8 bequeathed, devised, or in any manner received from  
9 sources other than the legislature or any federal  
10 appropriation for any or all purposes of the  
11 libraries;
- 12 (5) Deposit with the director of finance in a special fund  
13 all moneys donated to the board for library services;
- 14 (6) Unless otherwise provided for by the terms and  
15 conditions of the donation, convert, at such time as  
16 the board may at its sole discretion determine, any or  
17 all donations of property, real, personal, or mixed,  
18 into money to be deposited into the special fund;  
19 [~~and~~]



1 (7) Expend the moneys in the special fund in accordance  
2 with the terms and conditions of each donation for the  
3 purposes of the libraries[-]; and

4 (8) Make arrangements or contracts with any person, firm,  
5 association, partnership, or corporation, whether  
6 operated on a for-profit or not-for-profit basis, for  
7 groundskeeping services at public library properties.

8 The board shall be the trustee of the special fund and all  
9 moneys therein shall be deemed to have been appropriated to the  
10 use and for the purposes of the Hawaii state public library  
11 system in providing library services. Nothing in this section  
12 shall be construed to limit the powers and duties of the board  
13 [~~hereinbefore expressed,~~] stated in this section or to empower  
14 the board to obligate the State financially in any sum [~~which~~  
15 ~~shall~~] that has not [~~have~~] been appropriated by the legislature  
16 for the use of the board."

17 SECTION 2. Statutory material to be repealed is bracketed  
18 and stricken. New statutory material is underscored.

19 SECTION 3. This Act shall take effect on July 1, 2051.



**Report Title:**

Public Libraries; Groundskeeping; Privatization

**Description:**

Authorizes the Board of Education to contract for private groundskeeping services for public library properties. (HB470 HD1)

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

