

JAN 24 2018

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. Chapter 8, Hawaii Revised Statutes, is amended
2 by adding a new section to be appropriately designated and to
3 read as follows:

4 "§8- King Kamehameha celebration commission special
5 fund. (a) There is established a King Kamehameha celebration
6 commission special fund, which shall be administered by the
7 department of accounting and general services, into which shall
8 be deposited the following moneys:

9 (1) Appropriations by the legislature to the special fund;
10 and

11 (2) Gifts, donations, and grants from public agencies and
12 private persons.

13 (b) All interest earned or accrued on moneys deposited in
14 the fund shall become part of the fund.

15 (c) Subject to legislative appropriation, the King
16 Kamehameha celebration commission may expend moneys from the
17 King Kamehameha celebration commission special fund solely for



1 the purpose of paying expenses arising out of the annual King
2 Kamehameha day celebration events.

3 (d) The department of accounting and general services
4 shall adopt rules in accordance with chapter 91 for the purposes
5 of this section."

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

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

- 16 (1) Royal Order of Kamehameha I;
17 (2) 'Ahahui Ka'ahumanu;
18 (3) Hale O Nā Ali'i O Hawai'i 'Ahahui Po'o;
19 (4) Daughters and Sons of Hawaiian Warriors[+]_
20 Mamakakaua;
21 (5) Kamehameha Schools Alumni Association;



1 (6) Association of Hawaiian Civic Clubs;

2 (7) [~~Waimanalo Homesteaders Association~~] Waimānalo

3 Hawaiian Homes Association;

4 (8) Daughters of Hawaii;

5 [~~(8)~~] (9) Kapahulu Music Club; and

6 [~~(9)~~] (10) [~~Papakōlea~~] Papakōlea Community Association.

7 Each organization shall maintain a certificate of good standing
8 issued by the department of commerce and consumer affairs and an
9 active membership list. Each organization may recommend members
10 who will help provide administrative guidance to the commission
11 with regard to legal issues, business, accounting, marketing,
12 philanthropy, or public relations for appointment to the
13 commission.

14 In addition, the governor shall appoint one member from
15 each of the following islands: Kaua'i, Lāna'i, Maui, Moloka'i,
16 and Hawai'i. Each of these members shall be a resident of the
17 respective island that the member represents. The governor
18 shall appoint members who will help provide administrative
19 guidance to the commission with regard to legal issues,
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 program
15 specialist and a part-time clerk typist, without regard to
16 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;



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

2 (3) Be responsible for all fiscal and administrative
3 matters, including securing public contributions, and
4 private foundation grants and donations, except for
5 matters assigned to the comptroller pursuant to
6 subsection (f);

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

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

10 The salary of the executive director shall be established by the
11 commission and shall not exceed the salary of any department
12 head or executive officer. The commission, by a two-thirds vote
13 of all members to which it is entitled, may remove the executive
14 director for cause at any time.

15 (e) The commission shall have charge of all arrangements
16 for the celebration under the direction of the commission each
17 year generally observed throughout Hawai'i Nei on June 11, and
18 shall support other events as approved by the commission to
19 commemorate the memory of the great Polynesian Hawaiian warrior
20 and statesman King Kamehameha I, who united the Hawaiian Islands
21 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 staged~~
13 ~~during the celebration period]~~ commission-approved events as set
14 forth in subsection (e) and as designated by the commission to
15 ~~[assure]~~ ensure activities planned are timely and appropriate to
16 commemorate the memory of King Kamehameha I. The commission is
17 authorized to determine to whom and for which occasions
18 permission is to be granted for the use of the statue of King
19 Kamehameha I.

20 (h) The commission shall adopt rules pursuant to chapter
21 91 necessary for the purpose of this section."



1 SECTION 3. There is appropriated out of the fund
2 of the State of Hawaii the sum of \$ or so much thereof
3 as may be necessary for fiscal year 2018-2019 to be deposited
4 into the King Kamehameha celebration commission special fund
5 established by section 1 of this Act.

6 SECTION 4. There is appropriated out of the King
7 Kamehameha celebration commission special fund the sum of
8 \$ or so much thereof as may be necessary for fiscal
9 year 2018-2019 for paying of expenses arising out of the annual
10 King Kamehameha day celebration events.

11 The sum appropriated shall be expended by the department of
12 accounting and general services for the purposes of this Act.

13 SECTION 5. The members of the King Kamehameha celebration
14 commission serving on the day before the effective day of this
15 Act shall continue to serve until their term expires, at which
16 time, members of the commission shall be appointed in the manner
17 set forth in section 2 of this Act.

18 SECTION 6. Statutory material to be repealed is bracketed
19 and stricken. New statutory material is underscored.

20



S.B. NO. 3036

1 SECTION 7. This Act shall take effect on July 1, 2018.

2

INTRODUCED BY:

By Request

Will Eyo



S.B. NO. 3036

Report Title:

King Kamehameha Celebration Commission; Department of Accounting and General Services; Special Fund; Appropriation

Description:

Amends the membership, mission, and purpose of the King Kamehameha celebration commission. Adds representation for the island of Lānaʻi. Authorizes the chairperson to appoint an advisory committee for historical and archival matters. Authorizes the commission to appoint an executive director. Creates the King Kamehameha celebration special fund. Makes an appropriation.

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

