
A BILL FOR AN ACT

RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS.

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

1 SECTION 1. Section 9-3, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§9-3 Duties.** The foundation shall:

4 (1) Assist in coordinating the plans, programs, and
5 activities of individuals, associations, corporations,
6 and agencies concerned with the preservation and
7 furtherance of culture and the arts and history and
8 the humanities;

9 (2) Establish written standards and criteria by which
10 grant contracts shall be evaluated;

11 (3) Appraise the availability, adequacy, and accessibility
12 of culture and the arts and history and the humanities
13 to all persons throughout the State and devise
14 programs whereby culture and the arts and history and
15 the humanities can be brought to those who would
16 otherwise not have the opportunity to participate;



- 1 (4) Stimulate, guide, and promote culture and the arts and
2 history and the humanities throughout the State;
- 3 (5) Devise and recommend legislative and administrative
4 action for the preservation and furtherance of culture
5 and the arts and history and the humanities;
- 6 (6) Study the availability of private and governmental
7 grants for the promotion and furtherance of culture
8 and the arts and history and the humanities;
- 9 (7) Through its executive director:
- 10 (A) Administer funds allocated by grant, gift, or
11 bequest to the foundation; accept, hold,
12 disburse, and allocate funds that may become
13 available from other governmental and private
14 sources; provided that all those funds shall be
15 disbursed or allocated in compliance with any
16 specific designation stated by the donor and in
17 the absence of any designation, the funds shall
18 be disbursed or allocated for the promotion and
19 furtherance of culture and the arts and history
20 and the humanities; and



- 1 (B) Accept, hold, disburse, and allocate public funds
2 that are made available to the foundation by the
3 legislature for disbursement or allocation,
4 pursuant to the standards and procedures
5 established in part II, for the promotion and
6 furtherance of culture and the arts and history
7 and the humanities;
- 8 (8) Submit an annual report with recommendations to the
9 governor and legislature, prior to February 1, of each
10 year. Annual reports shall include the total number
11 and amount of gifts and other grants and income
12 received, payroll disbursements, contracts entered
13 into, and progress and accomplishments made during the
14 year, including the efforts of the Hawaii arts
15 education partners and its progress in implementing
16 the Hawaii arts education strategic plan and the
17 accomplishments of the art in public places and
18 relocatable works of art programs and the state art
19 museum;
- 20 (9) Convene the Hawaii arts education partners, which is
21 composed of the department of education, the colleges



1 of education and arts and humanities of the University
2 of Hawaii at Manoa, the Hawaii Association of
3 Independent Schools, and the Hawaii Alliance for Art
4 Education, to fully implement the terms of the Hawaii
5 arts education strategic plan;

6 (10) Display student art works in public buildings, sponsor
7 student art displays, promote arts education, and in
8 other ways encourage the development of creative
9 talent among the young people of Hawaii;

10 (11) In cooperation with qualified organizations, conduct
11 research, studies, and investigations in the fields of
12 ethnohistory and the humanities:

13 (A) Make, publish, and distribute works documenting
14 the contributions of individual ethnic groups in
15 their relationship to one another and to the
16 whole population of Hawaii;

17 (B) Place ethnohistorical and cultural materials
18 developed by the foundation or received by the
19 foundation as gifts and donations in public
20 archives, libraries, and other suitable
21 institutions accessible to the public; and



- 1 (C) Maintain a register of the location of such
2 materials;
- 3 (12) Cooperate with and assist the department of land and
4 natural resources and other state agencies in
5 developing and implementing programs relating to
6 historic preservation, research, restoration, and
7 presentation, as well as museum activities;
- 8 (13) Establish an individual artist fellowship program to
9 encourage artists to remain and work in Hawaii and to
10 reaffirm the importance of Hawaii's artists and their
11 cultural and economic contributions to the State by:
- 12 (A) Recognizing and honoring Hawaii's exceptionally
13 talented visual and performing artists for their
14 outstanding work in and commitment to the arts;
15 and
- 16 (B) Enabling these artists to further their artistic
17 goals;
- 18 (14) In consultation with the comptroller and affected
19 agencies and departments, administer the art in public
20 places and relocatable works of art programs
21 established pursuant to section 103-8.5; [~~and~~]



- 1 (15) Administer the operations of the state art museum
2 established pursuant to section 9-22[~~-~~]; and
3 (16) Notwithstanding any other law to the contrary, award
4 and administer any cultural grants that perpetuate the
5 uniqueness of the native Hawaiian culture and
6 community, and their importance to the quality of the
7 visitor experience."

8 SECTION 2. Section 201B-7, Hawaii Revised Statutes, is
9 amended by amending subsection (b) to read as follows:

- 10 "(b) The authority shall be responsible for:
- 11 (1) Creating a vision and developing a long-range
12 strategic plan for tourism in Hawaii;
- 13 (2) Promoting, marketing, and developing the tourism
14 industry in the State;
- 15 (3) Arranging for the conduct of research through
16 contractual services with the University of Hawaii or
17 any agency or other qualified persons concerning
18 social, economic, and environmental aspects of tourism
19 development in the State;
- 20 (4) Providing technical or other assistance to agencies
21 and private industry upon request;



- 1 (5) Perpetuating the uniqueness of the native Hawaiian
2 culture and community, and their importance to the
3 quality of the visitor experience, except through the
4 awarding and administration of cultural grants to
5 nonprofit and community groups, by ensuring that:
6 (A) The Hawaiian culture is accurately portrayed by
7 Hawaii's visitor industry;
8 (B) Hawaiian language is supported and normalized as
9 both an official language of the State as well as
10 the foundation of the host culture that draws
11 visitors to Hawaii;
12 (C) Hawaiian cultural practitioners and cultural
13 sites that give value to Hawaii's heritage are
14 supported, nurtured, and engaged in sustaining
15 the visitor industry; and
16 (D) A native Hawaiian cultural education and training
17 program is provided for the visitor industry
18 workforce having direct contact with visitors;
19 and
20 (6) Reviewing annually the expenditure of public funds by
21 any visitor industry organization that contracts with



1 the authority to perform tourism promotion, marketing,
2 and development and making recommendations necessary
3 to ensure the effective use of the funds for the
4 development of tourism."

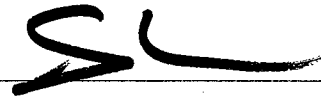
5 SECTION 3. All appropriations, records, equipment,
6 machines, files, supplies, contracts, books, papers, documents,
7 maps, and other personal property heretofore made, used,
8 acquired, or held by the Hawaii tourism authority relating to
9 the functions transferred to the state foundation on culture and
10 the arts shall be transferred with the functions to which they
11 relate.

12 SECTION 4. Statutory material to be repealed is bracketed
13 and stricken. New statutory material is underscored.

14 SECTION 5. This Act shall take effect upon its approval.

15

INTRODUCED BY:



JAN 22 2024



H.B. NO. 2246

Report Title:

Cultural Grants; State Foundation on Culture and the Arts;
Hawaii Tourism Authority

Description:

Transfers the awarding and administration of certain cultural grants from the Hawaii tourism authority to the state foundation on culture and the arts.

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