

Honolulu, Hawaii

FEB 16 2024

RE: S.B. No. 2764  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-Second State Legislature  
Regular Session of 2024  
State of Hawaii

Sir:

Your Committees on Transportation and Culture and the Arts and Energy, Economic Development, and Tourism, to which was referred S.B. No. 2764 entitled:

"A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Transfer the State Foundation on Culture and the Arts and the King Kamehameha Celebration Commission to the Department of Business, Economic Development, and Tourism;
- (2) Repeal the State Foundation on Culture and the Arts Commission; and
- (3) Require the Governor to select the Executive Director of the State Foundation on Culture and the Arts, with the advice and consent of the Senate.

Your Committees received testimony in support of this measure from two individuals.

Your Committees received testimony in opposition to this measure from the State Foundation on Culture and the Arts; King



Kamehameha Celebration Commission; Office of Economic Development; Donkey Mill Art Center; Arts Kauai dba Kauai Songwriters; East Hawaii Cultural Center; Garden Island Arts Council; Halau o Kahiwahiwa; Hawaii Arts Alliance; Hawai'i Council for the Humanities; Hawai'i Forestry Industry Association, Hawai'i Health and Harm Reduction Center; Hawai'i Contemporary; Hula Preservation Society; HULI PAC; International Association of Art; Kahilu Theatre Foundation; Lana'i Arts and Culture Center; Maui Arts and Cultural Center; Molokai Arts Center, Inc.; SAG-AFTRA Hawaii Local; Volcano Art Center; West Hawaii Dance Theatre; Downtown Arts Center, Honolulu; Kahilu Theatre Foundation; Arabella Ark, Inc.; Collective HA LLC; Exhibition Grid; House of Bloom Artist Collective; Manini Gallery; Sounding Joy Music Therapy, Inc.; and over one hundred eighty-five individuals.

Your Committees received comments on this measure from the Department of Business, Economic Development, and Tourism; Hawaii Council for the Humanities; Japanese Cultural Center of Hawai'i; and three individual.

Your Committees find that the Hawaii State Foundation on Culture and the Arts is currently housed within the Department of Accounting and General Services. Your Committees further find that the transition of the State Foundation on Culture and the Arts is intended to increase efficiencies and effectiveness for both the Department of Business, Economic Development, and Tourism; Creative Industries; and the State Foundation on Culture and the Arts. The measure will increase synergistic opportunities for collaboration, especially in the realm of increasing the positive economic impacts of growing the creative industries and the arts.

Your Committees note the concerns in numerous testimonies that repeal of the State Foundation on Culture and the Arts Commission could negatively impact funding for the Foundation and therefore finds that amendments to this measure are necessary. Accordingly, your Committees have amended this measure by:

- (1) Deleting language that would have repealed the State Foundation on Culture and the Arts Commission;
- (2) Inserting an effective date of January 1, 2050, to encourage further discussion; and




- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Transportation and Culture and the Arts and Energy, Economic Development, and Tourism that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2764, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2764, S.D. 1, and be referred to your Committee on Ways and Means.

Respectfully submitted on behalf of the members of the Committees on Transportation and Culture and the Arts and Energy, Economic Development, and Tourism,

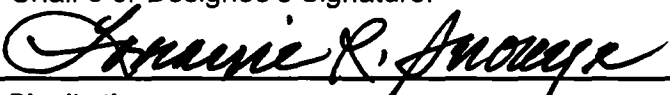
  
LYNN DECOITE, Chair

  
CHRIS LEE, Chair



The Senate  
Thirty-Second Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Transportation and Culture and the Arts**  
**TCA**

Bill / Resolution No.:* <b>SB 2764</b>	Committee Referral: <b>TCA/EET, WAM</b>	Date: <b>2-8-2024</b>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
LEE, Chris (C)	✓			
INOUYE, Lorraine R. (VC)	✓			
ELEFANTE, Brandon J.C.	✓			
KANUHA, Dru Mamo	✓			
AWA, Brenton	✓			
<b>TOTAL</b>	<b>5</b>			
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution:            Original    Yellow    Pink    Goldenrod File with Committee Report    Clerk's Office    Drafting Agency    Committee File Copy				

\*Only one measure per Record of Votes

The Senate  
 Thirty-Second Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Energy, Economic Development, and Tourism**  
**EET**

Bill / Resolution No.:*	Committee Referral:	Date:
SB 2764	TCA/EET, WAM	2-8-24

The Committee is reconsidering its previous decision on this measure.  
 If so, then the previous decision was to: \_\_\_\_\_

The Recommendation is:

Pass, unamended 2312    
 Pass, with amendments 2311    
 Hold 2310    
 Recommit 2313

Members	Aye /	Aye (WR)	Nay	Excused
DECOITE, Lynn (C)	✓			
WAKAI, Glenn (VC)	✓			
FUKUNAGA, Carol	✓			
KIM, Donna Mercado			✓	✓
FEVELLA, Kurt			✓	
<b>TOTAL</b>	3	<del>0</del>	1	1

Recommendation:    
 Adopted    
 Not Adopted

Chair's or Designee's Signature: 

Distribution:

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