

ACT 16

An Act Relating to Tourism and Making Appropriations Therefor.

Be it Enacted by the Legislature of the State of Hawaii:

SECTION 1. Purpose. The purpose of this Act is to allow the state agency charged with tourism development to enter into a contract with the Hawaii Visitors Bureau to provide for the promotion and development of tourism.

SECTION 2. Duties and conditions. Any law to the contrary notwithstanding, the state agency charged with tourism development shall have the power to contract with the Hawaii Visitors Bureau. The state agency charged with tourism development may add such additional provisions in the contract which it may deem necessary for effective tourist promotion and development. The contract shall be entered into no later than January 1, 1960, and shall expire on June 30, 1960. The appropriation as provided for in section 5 (a) herein shall be used to accomplish the purpose of this Act.

SECTION 3. Terms and conditions of contract. The contract entered into with the Hawaii Visitors Bureau shall contain the following terms and conditions:

(1) The funds appropriated under section 5 (a) shall become available to the Hawaii Visitors Bureau from the state agency charged with tourism development from time to time as follows: The first \$250,000 of the state's appropriated funds for the fiscal year beginning July 1, 1959, and ending June 30, 1960, shall be matched by private contributions in a ratio of 1 to 1, and the next \$500,000 of the state's appropriated funds for the fiscal year shall be matched in a ratio of 2 from the state to 1 from private contributions. Provided, that such appropriated funds become available upon warrants issued by the comptroller of the state at such times as private contributions are received by the Hawaii Visitors Bureau in cash and deposited to its credit in a bank. Provided further, that the moneys thus made available hereinafter referred to as "matching funds", shall be expended only as provided in sub-paragraphs (2) and (3) and subject also to any other terms and conditions contained in the contract.

(2) That not less than 30 per cent of all government matching funds shall be expended for advertising and promotional work for the benefit of the counties of Hawaii, Maui and Kauai. Of this amount, not less than 20 per cent shall be expended for the benefit of the county of Hawaii, not less than 15 per cent for the county of Maui and not less than 15 per cent for the benefit of the county of Kauai. These programs may include any and all of the activities that are related to tourist promotion and development, but shall not include the operational or administrative expenses of the Hawaii Visitors Bureau.

(3) That not less than \$16,700 of all matching funds remaining after the allowance provided for in sub-paragraph (2) above, shall be spent for the 1959 Aloha Week, such sums to be apportioned among the several counties, including the city and county of Honolulu, as follows:

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City and County of Honolulu.....	\$12,900
County of Hawaii.....	1,200
County of Maui.....	1,200
(Molokai)	200
County of Kauai.....	1,200
TOTAL.....	<u>\$16,700</u>

(4) That the Hawaii Visitors Bureau shall receive any and all complaints relating to tourist activities from any person who files such complaints with the Hawaii Visitors Bureau, shall make a monthly report to the state agency charged with tourism development and shall make such complaints available for the inspection of all interested parties.

(5) That no employee or officer of the state or its political subdivisions nor any member of a county advisory committee created herein shall serve as a member of the Hawaii Visitors Bureau executive board or committee.

SECTION 4. County advisory committees. There shall be established in each county including the city and county of Honolulu, an advisory committee to the state agency charged with tourism development. Each committee shall consist of five members who shall be appointed by the mayor or respective chairman of each county with the approval of the city council or respective boards of supervisors of each county. The county advisory committees, in order to effectuate tourist promotion and development in their respective counties, shall: (1) advise the state agency charged with tourism development as to what provisions in addition to those specified in this Act should be contained in the contract between the state agency charged with tourism development and the Hawaii Visitors Bureau; and (2) advise the state agency as to other matters relating to tourism promotion and development.

SECTION 5. Appropriations. (a) There is hereby appropriated from the general revenues of the state the sum of \$750,000 for the fiscal period commencing July 1, 1959 and ending June 30, 1960. This appropriation shall be subject to the conditions contained in this Act.

(b) There is hereby appropriated from the general revenues of the state for the same fiscal period, the sum of \$5,000 to the state agency charged with tourism development for administration expenses in its department which may be incurred to effectuate the purpose of this Act.

SECTION 6. Continuity of administration. Until the state agency charged with tourism development has been created, the budget bureau shall exercise the powers and perform the duties conferred upon the state agency charged with tourism development by this Act; provided, that the budget bureau, prior to negotiating for the contract, shall consult with the county advisory committees; and provided further, that the budget bureau shall relinquish to the state agency charged with tourism development all claim to the powers and duties conferred by this Act when such agency has been created and its officer or officers have been duly appointed and qualified, all in accordance with the Hawaii State Government Reorganization Act of 1959.

SECTION 7. The appropriation made to the Hawaii Visitors Bureau by Act 270, Session Laws of Hawaii 1959, is hereby repealed.

SECTION 8. **Advances.** Any funds advanced to the Hawaii Visitors Bureau from the governor's contingency fund since July 1, 1959 shall be considered as part of the appropriation made herein, and such advances shall be reimbursed by the Hawaii Visitors Bureau to the governor's contingency fund from the appropriation made herein.

SECTION 9. **Effective date.** This Act shall take effect upon its approval.

SECTION 10. The provisions of this Act are specifically meant to supplement the powers and functions granted to the state agency charged with tourism development under the Hawaii State Government Reorganization Act of 1959, and said Act is hereby amended insofar as necessary to conform herewith.

(Approved November 13, 1959.) **S.B. 55.**
