

ACT 269

**A Bill for an Act Relating to the Creation of a State Foundation on
Culture and the Arts and Making an Appropriation Therefor.**

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

SECTION 1. Definitions. The following terms, whenever used and referred to in this chapter shall have the following respective meanings unless a different meaning clearly appears in context.

(a) "Arts" include music, dance, painting, drawing, sculpture, architecture, drama, poetry, prose, crafts, industrial design, interior design, fashion design, photography, television, motion picture art and all other creative activity of imagination and beauty.

(b) "Culture" includes the arts, customs, traditions and mores of all of the various ethnic groups of Hawaii.

SECTION 2. Establishment of foundation. There is hereby created a state foundation on culture and the arts composed of nine members to be appointed and removed by the governor. The governor shall appoint the chairman of the foundation from among the members thereof. The members of the foundation shall serve without compensation, but they shall be reimbursed for travel and other necessary expenses in the performance of their official duties.

The foundation shall be placed within the office of the governor.

SECTION 3. Duties. The foundation shall:

(a) Assist in coordinating the plans, programs and activities of individuals, associations, corporations and agencies concerned with the preservation and furtherance of culture and the arts;

(b) Appraise the availability, adequacy and accessibility of culture and the arts to all persons throughout the State and devise programs whereby culture and the arts can be brought to those who would otherwise not have the opportunity to participate;

(c) Stimulate, guide and promote culture and the arts, throughout the State;

(d) Devise and recommend legislative and administrative action for the preservation and furtherance of culture and the arts;

(e) Study the availability of private and governmental grants for the promotion and furtherance of culture and the arts;

(f) Through its chairman administer funds allocated to the foundation; accept, disburse, and allocate funds which may become available from other governmental and private sources; provided that all such funds shall be disbursed or allocated in compliance with any specific designation stated by the donor and in the absence of such designation, such funds shall be disbursed or allocated for the promotion and furtherance of culture and the arts;

(g) Select and employ a director to serve on a part-time or full-time basis who shall be a person who by reason of education or extensive experience is generally recognized as being professionally qualified in the fields of culture and the arts and who shall be exempt from the provisions of chapters 3 and 4 and select necessary additional staff subject to chapters 3 and 4, within available appropriations; and

(h) Submit an annual report with recommendations to the governor and legislature, prior to February 1 of each year; provided that the second annual report thereof shall include recommendations as to the responsibility and role which the State should assume in the long-run with respect to preservation and furtherance of

culture and the arts in Hawaii and as to organization and administrative arrangements which should be provided for in law and otherwise.

SECTION 4. Appropriation. There is hereby appropriated out of the general revenues of the State of Hawaii, not otherwise appropriated, the sum of \$25,000, or so much thereof as may be necessary to accomplish the purpose of this Act.

SECTION 5. Effective date. This Act shall take effect upon its approval, and shall remain in effect until June 30, 1969.

(Approved July 12, 1965.) **H.B. 10.**