

A Bill for an Act Creating a Stadium Board and Making an Appropriation for a Stadium in the City and County of Honolulu.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. (a) There shall be within the department of budget and finance for administrative purposes only, a stadium board whose responsibility shall be to maintain, operate, and manage the stadium and facilities attached thereto. The board shall consist of nine members, of which three members shall be appointed by the governor, three members shall be appointed by the president of the senate and three members shall be appointed by the speaker of the house of representatives. Each member of the board shall have been a citizen of the United States and a resident of the State for at least five years next preceding his appointment. The president of the university of Hawaii and the superintendent of education shall be ex-officio members of the board but shall not vote.

(b) The chairman of the board shall be elected by the majority of the board. The term of each member shall be four years, provided that of the three members initially appointed by the governor, one member shall serve for four years, one member for three years and one member for two years, and of the three members initially appointed by the president of the senate, one member shall serve for four years, one member for three years and one member for two years and of the three members initially appointed by the speaker of the house of representatives, one member shall serve for four years, one member for three years, and one member for two years. No person shall be appointed consecutively to more than two terms as a member of the board. Vacancies shall be

filled for the remainder of any unexpired term in the same manner as original appointments.

(c) The members of the board shall serve without compensation and shall be allowed their actual and necessary expenses incurred in the performance of their duties.

SECTION 2. The powers and duties of the stadium board shall be as follows:

- (1) to maintain, operate and manage the stadium and related facilities.
- (2) to prescribe and collect rents, fees and charges for the use or enjoyment of the stadium or any of its facilities.
- (3) to make and execute contracts and other instruments necessary or convenient to exercise its powers under this Act and subject to any limitations in this Act, to exercise all powers necessary, incidental or convenient to carry out and effectuate the purposes and provisions of this chapter.
- (4) to make, amend and repeal in accordance with chapter 91 such rules and regulations as it may deem necessary.
- (5) to appoint a manager and a deputy manager who shall have such qualifications as the board deems necessary and who shall hold their respective offices at the pleasure of the board. The manager shall be exempt from the requirements of chapters 76 and 77 and shall receive such salary as the board may provide. The deputy manager shall be exempt from the requirements of chapter 76 but shall be subject to the position classification plan. The manager shall have full power to administer the affairs of the stadium and related facilities, subject to the direction and approval of the board. The manager shall, subject to the approval of the board, have power to appoint, suspend and discharge such other employees, subordinates and assistants as may be necessary for the proper conduct of the business of the board. All appointments, suspensions or discharges shall be made in conformity with the applicable provisions of chapters 76 and 77.

SECTION 3. There is created a special fund to be known as the stadium special fund into which funds collected by the board shall be deposited. The fund shall be applied, used and disposed of for the expenses of operation, maintenance, and management of the stadium and related facilities.

SECTION 4. There is hereby appropriated from moneys in the treasury received from general obligation bond funds the sum of \$10,400,000 for plans and construction of a stadium in the city and county of Honolulu, provided that pursuant to Resolution No. 100 adopted on March 24, 1970, the city and county of Honolulu turn over to the State all of the land acquired in Halawa for the stadium project and other studies made in connection therewith. The director of finance is authorized to issue general obligation bonds of the State in the amount of \$10,400,000 for the purpose of this Act. Funds authorized by

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Item 0-9 of Act 155, Session Laws of Hawaii 1969, shall be used to supplement this appropriation.

The director of finance is authorized to advance funds when required from the general fund to meet costs incurred while general obligation bonds are being used. All amounts advanced from the general fund shall be reimbursed upon receipt of amounts derived from the issuance of general obligation bonds.

SECTION 5. The sum appropriated in section 4 shall be expended by the department of accounting and general services.

SECTION 6. There is hereby appropriated out of the general revenues of the State the sum of \$100,000 to be deposited in the stadium special fund created in section 3.

SECTION 7. This Act shall take effect upon its approval.  
(Approved June 30, 1970.)