

ACT 57

H.B. NO. 3329

A Bill for an Act Relating to Hawaii State Library Foundation Concessions at Public Library Facilities.

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

SECTION 1. Chapter 312, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

“§312- Hawaii state library foundation concessions; use of public library facilities. (a) Notwithstanding any law to the contrary, the department of education, through the state librarian, shall be authorized to issue licenses, revocable permits, concessions, or rights of entry to the Hawaii state library foundation for the use of public library system facilities and grounds and for such periods of use as deemed appropriate by the department. All such dispositions, including those in excess of fourteen days, need not be approved by the board of land and natural resources; provided that approval by the board of land and natural resources shall be required when such dispositions are for periods in excess of one year.

(b) Notwithstanding any law to the contrary, all net income or proceeds received by the Hawaii state library foundation from the operation of any concession, vending machine, or other for-profit business enterprise within, or on the grounds of, any state library facility shall be deposited into the Hawaii state library foundation trust fund. The disposition of such net income or proceeds shall be subject to the provisions of section 312-3.7.”

SECTION 2. Chapter 312, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

“§312- Disposition of fines and related income. Unless otherwise provided by law, income from the operation of libraries that are financially supported by the State shall be deposited with the director of finance to the credit of the general fund; provided that moneys or properties donated for library use and patrons’ deposits shall be deposited and accounted for in accordance with rules adopted by the comptroller.”

SECTION 3. Section 102-14, Hawaii Revised Statutes, is amended by amending subsection (g) to read as follows:

“(g) This section shall not apply to the University of Hawaii system, public library system[, facilities, department of education facilities, department of transportation airport and harbor restaurant and lounge facilities and operations, public parks, and state and county facilities designed and intended for use as facilities for entertainment and other public events.”

SECTION 4. Statutory material to be repealed is bracketed. New statutory material is underscored.¹

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

(Approved May 6, 1994.)

Note

1. Edited pursuant to HRS §23G-16.5.