
A BILL FOR AN ACT

RELATING TO THE WORKS OF ART SPECIAL FUND.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 9-21, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "~~§~~**9-21**" **Purpose.** The foundation shall administer the
4 art in public places and relocatable works of art programs,
5 pursuant to section 103-8.5, and the state art museum to achieve
6 the following purposes:

7 (1) Replace in public state buildings the natural beauty
8 displaced in construction with works of art expressive
9 of the State's cultural, creative, and traditional
10 arts of its various ethnic groups;

11 (2) Support, promote, and recognize excellence of the
12 State's diverse cultural, creative, and traditional
13 artists; ~~and~~

14 (3) Create, display, and maintain in public places and the
15 state art museum a collection of works of art that:

16 (A) Represents the diversity and excellence of the
17 State's artistic expression; and



1 (B) Provides to all the citizens of the State the
 2 fullest possible access to the highest quality
 3 aesthetic and educational experiences
 4 available[-]; and

5 (4) Provide opportunities for the counties and private
 6 organizations located in the State to display the art
 7 through loan arrangements with the foundation;
 8 provided that any loan arrangements to non-museums or
 9 public institutions may be subject to a fee determined
 10 by the state foundation on culture and the arts;
 11 provided further that fees collected pursuant to this
 12 paragraph shall be deposited into the works of art
 13 special fund established pursuant to section 103-8.5."

14 SECTION 2. Section 103-8.5, Hawaii Revised Statutes, is
 15 amended as follows:

16 1. By amending subsection (a) to read:
 17 "(a) There is created a works of art special fund, into
 18 which:

19 (1) There shall be transferred one per cent of all state
 20 fund appropriations for capital improvements
 21 designated for the construction cost element; provided



1 that this transfer requirement shall apply only to
2 capital improvement appropriations that are designated
3 for the construction or renovation of state
4 buildings[~~. The one per cent~~]; provided further that
5 this transfer requirement shall not apply to
6 appropriations from the passenger facility charge
7 special fund established by section 261-5.5 and the
8 rental motor vehicle customer facility charge special
9 fund established under section 261-5.6[~~-~~]; and
10 (2) Fees collected pursuant to paragraph (5) of section
11 9-21 shall be deposited."

12 2. By amending subsection (d) to read:

13 "(d) The comptroller and the state foundation on culture
14 and the arts shall decide on the specific art objects to
15 acquire, giving first consideration to placing appropriate
16 pieces of art at the locations of the original appropriation.

17 The selection of, commissioning artists for, reviewing of
18 design, execution, and placement of, and the acceptance of works
19 of art shall be the responsibility of the comptroller and the
20 state foundation on culture and the arts in consultation with



1 the affected agency or department[-]; provided that artists
2 residing in Hawaii shall receive a selection preference.

3 Expenditures from the works of art special fund shall be
4 made by the comptroller."

5 SECTION 3. (a) The state foundation on culture and the
6 arts shall create a report that includes:

7 (1) An inventory of works of art currently on display
8 under the arts in public places program;

9 (2) A list of works of art under the program that have not
10 been on display in a public area for more than ten
11 years; and

12 (3) A plan for works of art described in paragraph (2) to
13 be displayed on a rotating basis in public areas,
14 including libraries, hospitals, airports, schools; and
15 by loan arrangement in county or private facilities.

16 (b) The state foundation on culture and the arts shall
17 submit its report to the legislature no later than twenty days
18 prior to the convening of the regular session of 2024.

19 SECTION 4. Statutory material to be repealed is bracketed
20 and stricken. New statutory material is underscored.

21 SECTION 5. This Act shall take effect on July 1, 2050.



Report Title:

Works of Art Special Fund; Loan Arrangements; Resident Artists;
Arts in Public Places Program; Report

Description:

Requires the State Art Museum to provide opportunities for the counties and private organizations located in Hawaii to display art through loan arrangements with the State Foundation on Culture and the Arts under the Arts in Public Places Program. Provides that art loans to a non-museum or public institution may be subject to a fee determined by the State Foundation on Culture and the Arts. Provides that artists who reside in Hawaii receive selection preference for the Arts in Public Places Program. Requires a report to the Legislature. Effective 7/1/2050. (SD2)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

