

December 30, 2017

The Honorable Ronald D. Kouchi
President of the Senate
State Capitol, Room 409
415 South Beretania Street
Honolulu, HI 96813

The Honorable Scott K. Saiki
Speaker of the House of Representatives
State Capitol, Room 431
415 South Beretania Street
Honolulu, HI 96813

Dear Sirs:

**Report of the State Foundation on Culture and the Arts to the Legislature
S.C.R. 81 (2016) Requesting the Establishment of a Task Force to Plan and
Coordinate the Celebration of the Fiftieth Anniversary of the Hawaii State
Capitol.**

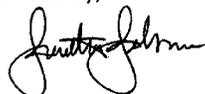
I am pleased to report on the establishment of a task force to plan and coordinate the Fiftieth Anniversary of the State Capitol. The subject resolution calls for the establishment of the task force with members selected by the President of the Senate, the Speaker of the House of Representatives, the Governor and the Executive Director of the State Foundation on Culture and the Arts. The SFCA Executive Director has met with Senator Brian Taniguchi and several others to identify individuals with special experience who could contribute to the task force. To date, the SFCA has received recommendations from all but the Governor's Office. A draft of the preliminary scope of proposed planning, implementation, activities and products was prepared, but requires funding.

Appropriation legislation was introduced as SB1074 and progressed through the legislature as a general fund appropriation until conference where the method of funding was changed to the Works of Art Special Fund. SB1074 passed the legislature but was vetoed by the Governor in GM1273 because funding the planning and celebration of the Fiftieth Anniversary of the State Capitol is not consistent with the use of the Works of Art Special Fund as outlined in section 103-8.5 HRS and may have an adverse effect on the State's financial interests.

The Fiftieth Anniversary task force will need to seek other resources in order to develop, plan and coordinate the celebration of the Fiftieth Anniversary of the Hawaii State Capitol.

If you have any questions, please call me at 586-0301.

Sincerely,



Jonathan Johnson
Executive Director



HAWAII
STATE FOUNDATION on
CULTURE and the ARTS

No. 1 Capitol District Building
250 South Hotel Street
Second Floor
Honolulu, HI 96813

Governor
David Y. Ige

Comptroller
Roderick K. Becker

Chairperson
Patricia M. Hamamoto

Commissioners
Nalani Brun
Jane Clement
Noelle Kahanu
Ronald Michioka
Clyde Sakamoto
Dean Sakamoto
Karen Tiller Polivka
Sherman Warner

Executive Director
Jonathan Johnson

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DEPT. COMM. NO. 227

OFFICE OF THE CLERK OF THE HOUSE OF REPRESENTATIVES
1500 KALANOAUAVANUI DRIVE, SUITE 200, HONOLULU, HI 96813

AS THE STATE ARCHIVES



HAWAII
STATE FOUNDATION on
CULTURE and the ARTS

December 30, 2017

Report of the State Foundation on Culture and the Arts to the 2018 Legislature

**S.C.R. 81 (2016) ESTABLISHING A TASK FORCE TO PLAN AND
COORDINATE THE CELEBRATION OF THE FIFTIETH ANNIVERSARY OF
THE HAWAII STATE CAPITOL**

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2. Actions: Request for funding SB1074, GM1273 Veto
3. Members of the Task Force
4. Draft Scope and Budgets

MAR 10 2016

SENATE CONCURRENT RESOLUTION

ESTABLISHING A TASK FORCE TO PLAN AND COORDINATE THE CELEBRATION
OF THE FIFTIETH ANNIVERSARY OF THE HAWAII STATE CAPITOL.

1 WHEREAS, the current Hawaii State capitol building located
2 at 415 South Beretania Street in downtown Honolulu was dedicated
3 on March 15, 1969, during the administration of Governor John A.
4 Burns, and March 15, 2019, will mark the fiftieth anniversary of
5 the Hawaii State Capitol; and

6
7 WHEREAS, the Hawaii State Capitol remains a unique and
8 architecturally significant structure among the fifty state
9 capitols of the United States of America; and

10
11 WHEREAS, the State Foundation on Culture and the Arts
12 (Foundation) was established by the Legislature in 1965 with a
13 mission to promote, perpetuate, preserve, and encourage culture
14 and the arts, history, and the humanities as central tenets
15 contributing to the quality of life of the people of Hawaii; and

16
17 WHEREAS, in 1967, the Legislature enacted the Art in State
18 Buildings law that subsequently established, within the
19 Foundation, the art in public places program that was the first
20 of its kind in the nation; and

21
22 WHEREAS, the Hawaii State Capitol now hosts the largest
23 number of artworks in the art in public places program of any
24 public facility in the State; and

25
26 WHEREAS, the Hawaii State Capitol additionally hosts public
27 activities year-round related to the functions of the
28 Legislature as well as other public events that are relevant to
29 the community at large; now, therefore,

30
31 BE IT RESOLVED by the Senate of the Twenty-eighth
32 Legislature of the State of Hawaii, Regular Session of 2016, the
33 House of Representatives concurring, that there is established,



S.C.R. NO. 81

1 within the State Foundation on Culture and the Arts, a task
2 force to plan and coordinate the celebration of the fiftieth
3 anniversary of the Hawaii State Capitol; and

4
5 BE IT FURTHER RESOLVED that the task force members be
6 selected as follows:

- 7
8 (1) Three members to be selected by the President of the
9 Senate, provided that at least one member is a member
10 of the Senate;
- 11
12 (2) Three members to be selected by the Speaker of the
13 House of Representatives, provided that at least one
14 member is a member of the House of Representatives;
- 15
16 (3) Three members to be selected by the Governor;
- 17
18 (4) Four members to be selected by the Executive Director
19 of the State Foundation on Culture and the Arts;
20 provided that at least two members be Foundation
21 employees; and
- 22
23 (5) The Executive Director of the State Foundation on
24 Culture and the Arts, or the Executive Director's
25 designee, who shall serve as an ex officio member; and
26

27 BE IT FURTHER RESOLVED that the task force is requested to
28 select a chairperson from among its members; and

29
30 BE IT FURTHER RESOLVED that a vacancy on the task force be
31 filled by the same selection authority that appointed the
32 vacating member; and

33
34 BE IT FURTHER RESOLVED that eight members of the task force
35 constitute a quorum; provided that an affirmative vote of six
36 members is necessary for decision-making; and

37
38 BE IT FURTHER RESOLVED that the task force meeting schedule
39 be determined by the members; and

40
41 BE IT FURTHER RESOLVED that the task force is requested to
42 develop, plan, and coordinate various program activities to



S.C.R. NO. 81

1 celebrate and commemorate the fiftieth anniversary of the Hawaii
2 State Capitol, including a series of events from March 15, 2018,
3 through March 15, 2019; and
4

5 BE IT FURTHER RESOLVED that the task force is requested to
6 submit a report of its proposed activities, plans, and
7 recommendations, including any proposed legislation, to the
8 Legislature no later than twenty days prior to the convening of
9 the Regular Session of 2018; and
10

11 BE IT FURTHER RESOLVED that the report include:

- 12
- 13 (1) Events the task force has planned and executed prior
14 to the submission of the report;
 - 15
 - 16 (2) A detailed plan on how the task force will implement
17 its remaining recommendations; and
18
 - 19 (3) The identification and recommendation of procedures
20 for the appropriate disbursement of any public funds
21 related to the task force's work; and
22

23 BE IT FURTHER RESOLVED that the task force be exempt from
24 chapter 92, Hawaii Revised Statutes; and
25

26 BE IT FURTHER RESOLVED that members of the task force not
27 be considered state employees for the purposes of chapter 84,
28 Hawaii Revised Statutes, due solely to their service on the task
29 force; and
30

31 BE IT FURTHER RESOLVED that the task force dissolve on
32 March 14, 2020; and
33

34 BE IT FURTHER RESOLVED that certified copies of this
35 Concurrent Resolution be transmitted to the Governor, President
36 of the Senate, Speaker of the House of Representatives, and
37 Executive Director of the State Foundation on Culture and the
38 Arts.
39
40
41

OFFERED BY: 



A BILL FOR AN ACT

RELATING TO THE FIFTIETH ANNIVERSARY OF THE HAWAII STATE
CAPITOL.

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

1 SECTION 1. The purpose of this Act is to appropriate funds
2 to the state foundation on culture and the arts to provide
3 support for the task force established by Senate Concurrent
4 Resolution No. 81, Regular Session of 2016, to plan and
5 coordinate the celebration of the fiftieth anniversary of the
6 Hawaii state capitol. The celebration shall include various
7 program activities and events from March 15, 2018, through
8 March 15, 2019.

9 SECTION 2. There is appropriated out of the works of art
10 special fund established by section 103-8.5, Hawaii Revised
11 Statutes, the sum of \$100,000 or so much thereof as may be
12 necessary for fiscal year 2017-2018 to plan and coordinate the
13 celebration of the fiftieth anniversary of the Hawaii state
14 capitol.

15 The sum appropriated shall be expended by the state
16 foundation on culture and the arts for the purposes of this Act.

17 SECTION 3. This Act shall take effect on July 1, 2017.



S.B. NO. 1074
S.D. 1
H.D. 1
C.D. 1

Report Title:

State Capitol; 50th Anniversary; State Foundation on Culture and the Arts; Appropriation

Description:

Appropriates funds to the State Foundation on Culture and the Arts to fund celebrations for the 50th anniversary of the Hawaii state capitol. (CD1)

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





EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

July 11, 2017

GOV. MSG. NO. 1273

The Honorable Ronald D. Kouchi,
President
and Members of the Senate
Twenty-Ninth State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,
Speaker and Members of the
House of Representatives
Twenty-Ninth State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

I am transmitting herewith SB1074 SD1 HD1 CD1, without my approval and with the statement of objections relating to the measure.

SB1074 SD1 HD1 CD1

RELATING TO THE FIFTIETH ANNIVERSARY OF
THE HAWAII STATE CAPITOL

Sincerely,

DAVID Y. IGE
Governor, State of Hawai'i

EXECUTIVE CHAMBERS

HONOLULU

July 11, 2017

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 1074

Honorable Members
Twenty-Ninth Legislature
State of Hawai'i

Pursuant to Section 16 of Article III of the Constitution of the State of Hawai'i, I am returning herewith, without my approval, Senate Bill No. 1074, entitled "A Bill for an Act Relating to the Fiftieth Anniversary of the Hawaii State Capitol."

The purpose of this bill is to appropriate funds to the State Foundation on Culture and the Arts to plan and coordinate the celebration of the fiftieth anniversary of the Hawaii State Capitol.

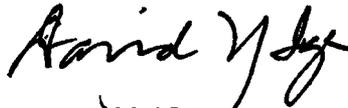
The bill is objectionable because the funding source of the appropriation is the Works of Art Special Fund, and expenditures from the special fund for planning and coordination of a celebration may adversely affect the State's financial interests. The Works of Art Special Fund is established by section 103-8.5, Hawaii Revised Statutes, and consists of one percent of the cost element of all state fund appropriations for the construction and renovation of state buildings. In turn, the one percent amount generally consists of proceeds from tax-exempt bonds. Under the Internal Revenue Code, federally tax-exempt bonds may be used to finance capital projects, but should not be used to finance operating expenses, except under limited circumstances. Federally tax-exempt bond proceeds, subject to the de minimus exceptions described in Treasury Regulation Section 1.148-6(d)(3)(ii), may only be used for capital projects that are subject to depreciation or are depreciable. Violations of this provision may subject the State to adverse tax consequences, such as the loss of the federal tax-exemption on the bonds, and may: (1) expose the State to lawsuits from bond purchasers whose interest income from the bonds have become taxable; (2) adversely affect the State's bond rating; and (3) cause the State to issue taxable bonds for which the State would

STATEMENT OF OBJECTIONS
SENATE BILL NO. 1074
Page 2

pay higher interest than for tax-exempt bonds. The planning and coordination of a celebration of the fiftieth anniversary of the Capitol is not a capital project that is consistent with the permitted expenditures of tax-exempt bond proceeds.

For the foregoing reasons, I am returning Senate Bill No. 1074 without my approval.

Respectfully,

A handwritten signature in black ink, appearing to read "David Y. Ige". The signature is fluid and cursive, with a large, sweeping flourish at the end.

DAVID Y. IGE
Governor of Hawai'i

P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawai'i, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1074, entitled "A Bill for an Act Relating to the Fiftieth Anniversary of the Hawaii State Capitol," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1074 is unacceptable to the Governor of the State of Hawai'i;

NOW, THEREFORE, I, DAVID Y. IGE, Governor of the State of Hawai'i, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawai'i, giving notice of my plan to return Senate Bill No. 1074 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawai'i, this 11
day of July, 2017.



DAVID Y. IGE
Governor of Hawai'i

A BILL FOR AN ACT

RELATING TO THE FIFTIETH ANNIVERSARY OF THE HAWAII STATE
CAPITOL.

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

1 SECTION 1. The purpose of this Act is to appropriate funds
2 to the state foundation on culture and the arts to provide
3 support for the task force established by Senate Concurrent
4 Resolution No. 81, Regular Session of 2016, to plan and
5 coordinate the celebration of the fiftieth anniversary of the
6 Hawaii state capitol. The celebration shall include various
7 program activities and events from March 15, 2018, through
8 March 15, 2019.

9 SECTION 2. There is appropriated out of the works of art
10 special fund established by section 103-8.5, Hawaii Revised
11 Statutes, the sum of \$100,000 or so much thereof as may be
12 necessary for fiscal year 2017-2018 to plan and coordinate the
13 celebration of the fiftieth anniversary of the Hawaii state
14 capitol.

15 The sum appropriated shall be expended by the state
16 foundation on culture and the arts for the purposes of this Act.

17 SECTION 3. This Act shall take effect on July 1, 2017.

S.B. NO. 1074
S.D. 1
H.D. 1
C.D. 1

APPROVED this day of , 2017

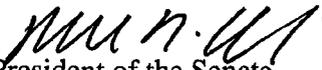
GOVERNOR OF THE STATE OF HAWAII

S.B. No. 1074, S.D. 1, H.D. 1, C.D. 1

THE SENATE OF THE STATE OF HAWAII

Date: May 2, 2017
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the
Senate of the Twenty-ninth Legislature of the State of Hawaii, Regular Session of 2017.


President of the Senate


Clerk of the Senate

SB No. 1074, SD 1, HD 1, CD 1

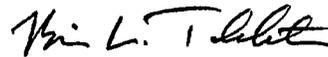
THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 2, 2017
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Twenty-Ninth Legislature of the State of Hawaii, Regular Session of 2017.



Joseph M. Souki
Speaker
House of Representatives



Brian L. Takeshita
Chief Clerk
House of Representatives

**TASK FORCE TO PLAN AND COORDINATE THE CELEBRATION OF THE FIFTIETH ANNIVERSARY
OF THE HAWAII STATE CAPITOL**

Areas of representation

State Historic Preservation Division (SHPD)

Event Planner

Historian

Architect

Marketing

DAGS – Central Services Division, Public Works Division

1. Three members to be selection by the President of the Senate, provided that at least one member is a member of the Senate
 - Senator Brian Taniguchi
 - Don Hibbard, Historian
 - John Hara, FAIA

2. Three members to be selected by the Speaker of the House of Representatives, provided that at least one is a member of the House of Representatives
 - Representative Ty Cullen
 - Kristin Faulkner, Historic Hawaii
 - Thomas S. Witten, FASLA, PBR Hawaii

3. Three members to be selected by the Governor AWAITING RECOMMENDATION
 - George Ariyoshi, Honorary Chair
 - Frank Haines, FAIA
 - Roderick Becker, Comptroller or designee

4. Four members to be selected by the Executive Director of the State Foundation on Culture and the Arts; provided that least two members be Foundation employees; and
 - Dean Sakamoto, FAIA, Commissioner
 - Karen Ewald, APP Manager
 - Mamiko Carroll, Public Information Officer
 - _____

5. The Executive Director of the State Foundation on Culture and the Arts, or the Executive Director's designee, who shall serve as an ex officio member
 - Jonathan Johnson

DRAFT

Hawaii State Capitol 50th Anniversary Celebration as per S.C.R. No. 81, 2016 Legislature Preliminary Scope of Proposed Planning, Implementation, Activities and Products

1. Task Force:

- As per S.C.R. 81, 14 total to be appointed by Senate President (3); Speaker of House (3); Governor (3); SFCA (4) and SFCA Executive Director as ex officio member.
- Chair to be selected by members
- Upon appointment and acceptance, SFCA convenes the initial Task Force meeting
- Task Force serves at no additional cost to the State
-

2. Planning Phase

- Plan for a Period of Celebration of March 15, 2018 – March 15, 2019
- Task Force to establish the Scope of Implementation, Activities and Products
- Task Force to identify potential partners and supplemental funders
- Task Force to help SFCA determine how to lead, manage, produce and deliver this series of events and products (i.e. SFCA staff? Private contractor/consultant?)
-

3. Implementation Phase

- Implement Celebration of March 15, 2018 – March 15, 2019
- Activities and Products must be conceived, developed, publicized, and delivered during this phase
- Ideally this phase starts on March 15, 2017 with first Task Force Meeting?
-

4. Activities Phase [ideas for discussion]

- Anniversary Tours:
This can supplement current Capitol tours by the Governor's office and begin around March 15, 2018
- Symposium:
A full day public event to convene the public and those with special knowledge on the State Capitol's formation and building. If timed ahead of the exhibition, the symposium can gather key people and information needed to enhance exhibition content, video and publication. Keynote and panel speakers will need to be contacted and committed. This event may be timed to occur at or soon after March 15, 2018.
- Exhibition at HISAM
Content-rich and professionally prepared exhibitions in a museum setting have the capacity to celebrate and inform experts and the general public. Research and development of a museum quality exhibition on this topic will take a minimum of 2 years. However, scale and level of expectations must be established first. This type of event is most effective when it is prepared in coordination with products such as a documentary video and accompanying exhibition catalogue or book of the same title.

In any case, a qualified professional curator and project management is needed. The curator will be responsible for research which informs the exhibit narrative, checklist, artifact loan agreements and image rights agreements, and etc.

An alternative to a museum exhibit is a display of available artifacts (i.e. plans, archival photos and such). This would be less costly, but its impact and information conveyed will not be as substantial.

5. Products

- Documentary Video:

A professionally produced PBS quality documentary which combines archival (i.e. capitol construction, interviews, and etc.) with contemporary footage can be sold as a DVD [work with a qualified producer].

- Publication:

Exhibition catalogue written and illustrated for professional, scholarly, and general global audience, 250-280 page, illustrated essays, hardcover, coffee table quality is ideal.

Need a qualified editor, contributing authors, and agreement with a publisher with production capacity and wide distribution capability.

- Vision for Future of the State Capitol Buildings and Grounds:

This is entirely optional, but perhaps a secondary reason (celebration is priority) for this effort. The Capitol's anniversary provides an opportune moment to seek ideas for a vision for the Capitol. The Symposium proceedings and discussion/feedback can provide direction for an illustrated vision concept for the future of this complex.

6. Budget - \$380,000.00

The preliminary scope outlined above reflects comparable events and products which I have directed and produced in the past. This scope (or any other) must be agreed to by the Task Force and presumes SFCA staff and facilities support/use. Order of magnitude and general budget breakdown below:

- Project Director: 2 yrs/part-time \$120,000 total
- Project Manager/Coordinator: 2 yrs/part-time \$80,000 total
- Tour content development: \$10,000 total
- Symposium event costs (speaker fees, leis, event venue/AV, reception, travel, and etc; presume venue is free): \$30,000 total*
- Exhibition (4000 SF/80-100 artifacts; presume HISAM is venue w/SFCA exhibitions support): \$250,000.00 total*
- Documentary Video (30 min): \$60,000*
- Exhibition Catalogue (book quality, retail for \$50-60): \$25,000* if a partnership with a quality publisher is attained (i.e. Yale University Press, Abrams, Monacelli, who would assume design, production and distribution costs).
- Future Vision Plans (can be made by team of students or interns with professional guidance): \$20,000*
- Public Relations/Marketing: \$30,000*

*sub-consultant costs factored within this amount