
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. The legislature finds that art feeds the human
2 spirit and offers priceless value. Art inspires, educates, and
3 challenges individuals to think differently, while making the
4 world a more beautiful and interesting place. The legislature
5 further finds that Hawaii was the first state in the nation to
6 adopt a percent-for-art law, which designated one per cent of
7 construction costs of new buildings for the acquisition of works
8 of art. The purpose of the law was to beautify state buildings
9 and increase public access to the arts. The legislature
10 expanded on this effort by enacting Act 389, Session Laws of
11 Hawaii 1989, which created the works of art special fund. The
12 legislature finds that this program has been a success, with
13 works of art enhancing the physical environment of state
14 buildings and providing educational visual arts opportunities to
15 the public through the art in public places program.

16 The works of art special fund currently applies to capital
17 improvement appropriations that are designated for the



1 construction or renovation of state buildings. While the
2 construction or renovation of state buildings requires that they
3 be furnished with works of art acquired through the special
4 fund, this requirement is not necessary for the construction of
5 site work, including but not limited to the construction of
6 roads, bridges, surface parking, and athletic fields and courts.
7 The legislature notes that removing the redundancy of applying
8 the special fund to the construction of site work would have no
9 adverse effects on the art in public places program, as the
10 State currently possesses a surplus of artwork in storage for
11 future use.

12 Accordingly, the purpose of this Act is to amend the works
13 of art special fund's one per cent transfer requirement to
14 exclude capital improvement appropriations designated for the
15 construction of site work.

16 SECTION 2. Section 103-8.5, Hawaii Revised Statutes, is
17 amended by amending subsection (a) to read as follows:

18 "(a) There is created a works of art special fund, into
19 which shall be transferred one per cent of all state fund
20 appropriations for capital improvements designated for the
21 construction cost element; provided that this transfer shall



1 apply only to capital improvement appropriations that are
2 designated for the construction or renovation of state
3 buildings. The one per cent transfer requirement shall not
4 apply to [~~appropriations~~]:

5 (1) Appropriations from the passenger facility charge
6 special fund established by section 261-5.5 and the
7 rental motor vehicle customer facility charge special
8 fund established under section 261-5.6[-]; and

9 (2) Appropriations that limit work strictly to
10 construction of site work such as roads, waterworks,
11 bridges, airfields, walls, canals, surface parking,
12 utilities, piers, landscaping, athletic fields, and
13 play courts."

14 SECTION 3. Statutory material to be repealed is bracketed
15 and stricken. New statutory material is underscored.

16 SECTION 4. This Act shall take effect on July 1, 3000.



Report Title:

Works of Art Special Fund; Capital Improvement Appropriations

Description:

Amends the Works of Art Special Fund's one per cent transfer requirement to exclude the construction of site work. Effective 7/1/3000. (HD1)

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