

ACT 90

S.B. NO. 2110

A Bill for an Act Relating to the Preservation of Hawaii's Moving Images.

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

SECTION 1. The legislature finds that 'Ulu'ulu: The Henry Ku'ualoha Giugni Moving Image Archive of Hawai'i, honors the former United States Senate Sergeant at Arms. Henry Giugni was the first person of color and the first person of Polynesian ancestry to hold the position of United States Senate Sergeant at Arms. Mr. Giugni died in 2005. Funded by the United States Department of Education through a congressionally-directed grant, the moving image archive is dedicated to the care of film, videotape, and audiovisual materials, as well as the preservation of Hawaii's rich moving image tradition.

'Ulu'ulu: The Henry Ku'ualoha Giugni Moving Image Archive of Hawai'i will be located at the University of Hawaii, West Oahu, and will include an online archive of recently preserved and digitized materials and an English and Hawaiian language website.

The purpose of this Act is to designate 'Ulu'ulu: The Henry Ku'ualoha Giugni Moving Image Archive of Hawai'i as the state archive for moving images and establish a special fund for its support.

SECTION 2. Chapter 304A, Hawaii Revised Statutes, is amended by adding a new section to part IV, to be appropriately designated and to read as follows:

"§304A-A 'Ulu'ulu: The Henry Ku'ualoha Giugni Moving Image Archive of Hawai'i. 'Ulu'ulu: The Henry Ku'ualoha Giugni Moving Image Archive of Hawai'i is designated as the official state archive for moving images. The qualifying standards and conditions related to the receipt of funds contained in chapter 42F shall not apply to funds received by 'Ulu'ulu: The Henry Ku'ualoha Giugni Moving Image Archive of Hawai'i; provided that if the archive contracts with a recipient or provider, the qualifying standards, conditions, and other provisions of chapter 42F shall apply to the recipient or provider and the contract."

SECTION 3. Chapter 304A, Hawaii Revised Statutes, is amended by adding a new section to part V, subpart C, to be appropriately designated and to read as follows:

"§304A- 'Ulu'ulu: The Henry Ku'ualoha Giugni Moving Image Archive of Hawai'i special fund. There is established the 'Ulu'ulu: The Henry Ku'ualoha

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Giugni Moving Image Archive of Hawai'i special fund into which shall be deposited any legislative appropriations, federal or private grants, and any other funds collected for the purposes of the 'Ulu'ulu: The Henry Ku'ualoha Giugni Moving Image Archive of Hawai'i designated under section 304A-A. The fund shall be administered and expended by the University of Hawaii. Moneys in the fund shall be expended to support the activities of the moving image archive."

SECTION 4. In codifying the new section added by section 2 of this Act, the revisor of statutes shall substitute appropriate section numbers for the letters used in designating the new sections in this Act.

SECTION 5. New statutory material is underscored.¹

SECTION 6. This Act shall take effect on July 1, 2012.

(Approved April 27, 2012.)

Note

1. Edited pursuant to HRS §23G-16.5.