

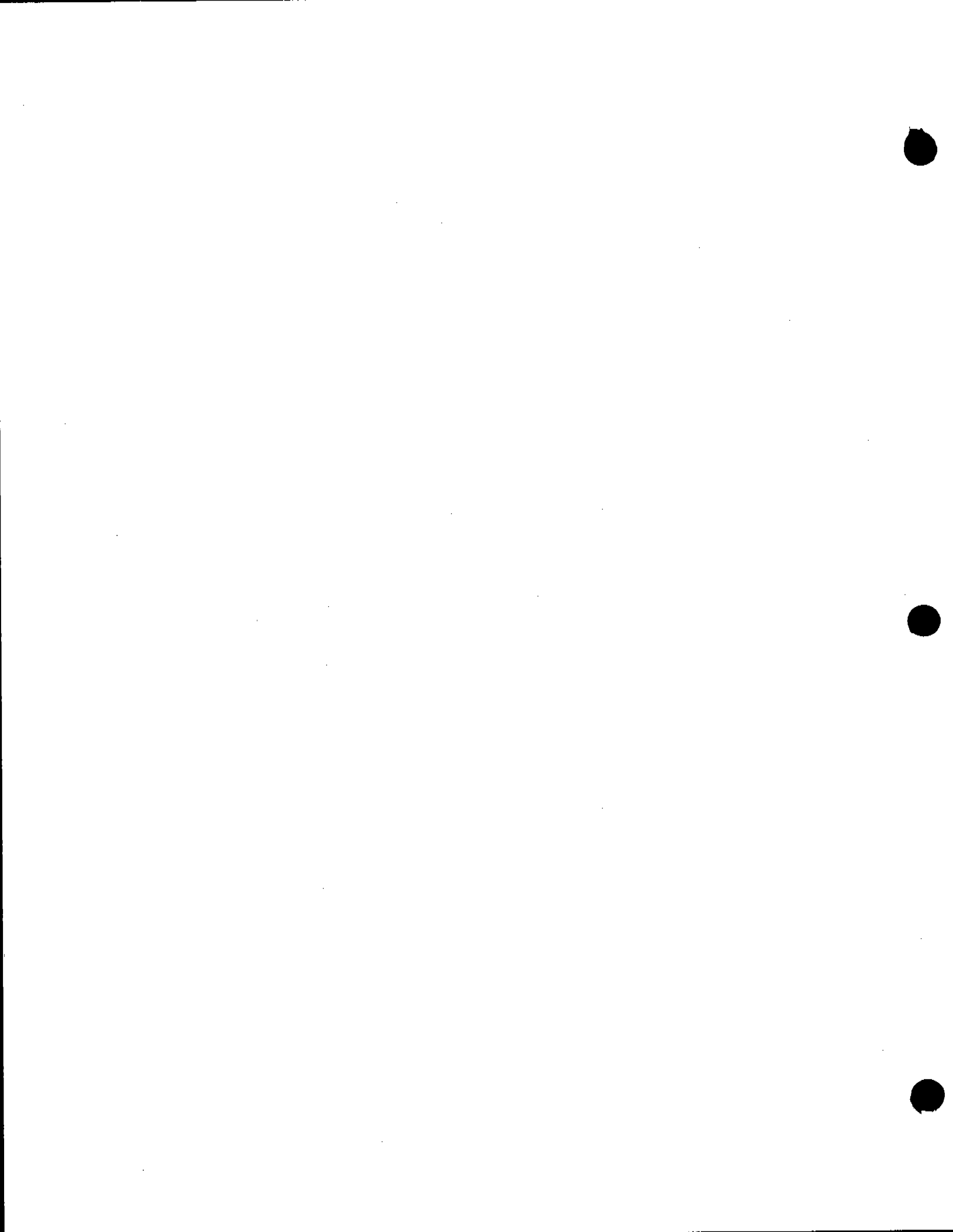
UNIVERSITY OF HAWAII

Adoption of Chapter 20-22
Hawaii Administrative Rules

June 19, 1993

SUMMARY

Chapter 22 of Title 20, Hawaii Administrative Rules,
entitled, "Waikiki Aquarium Fees", is adopted.



UNIVERSITY OF HAWAII

Board of Regents

March 17, 1994

MAR 18 1994

MEMORANDUM

TO: Honorable John Waihee
Governor, State of Hawaii

FROM: *fn* Tatsuki Shiramizu *CSM* Secretary of the Board

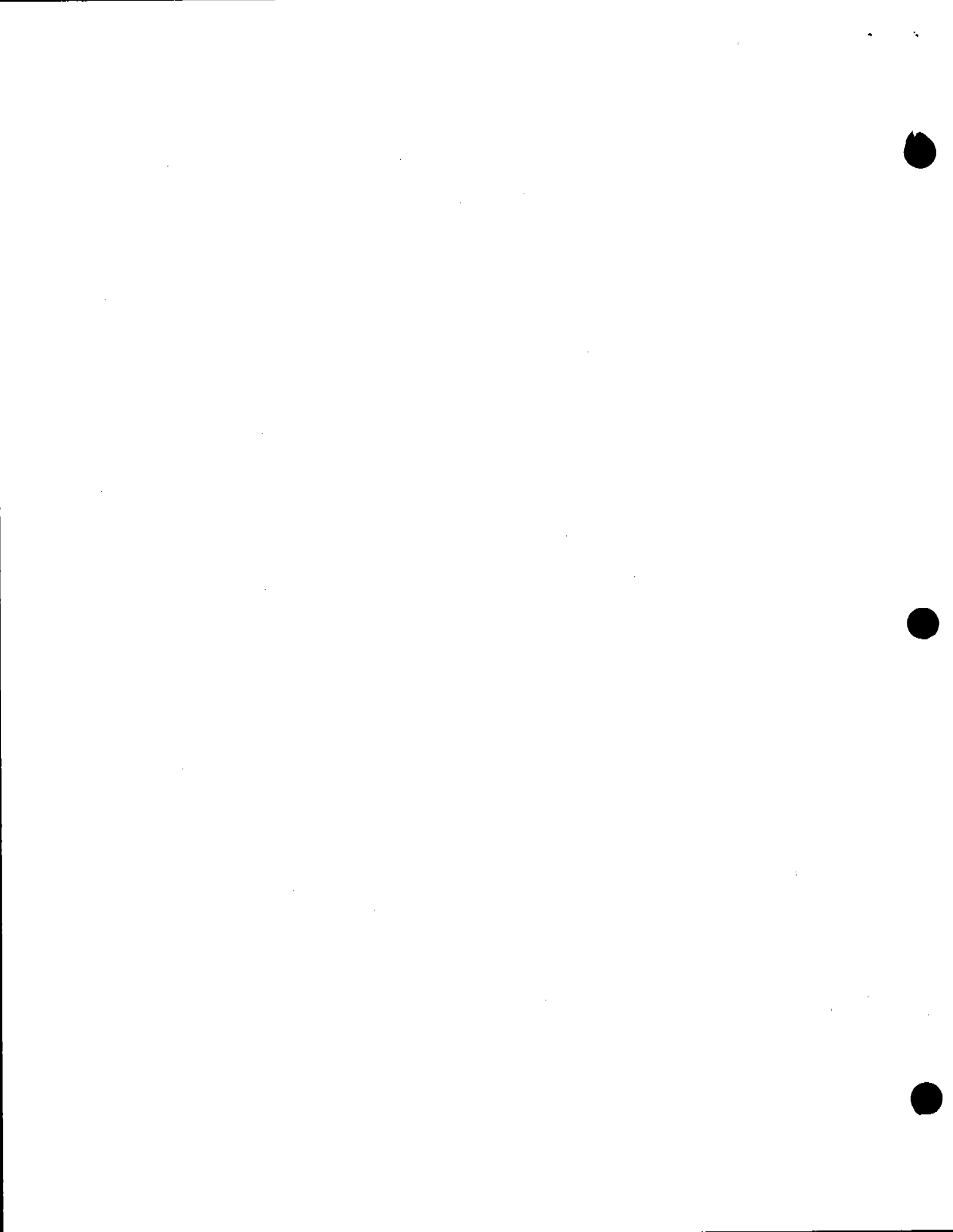
SUBJECT: Final Approval of Proposed Administrative Rules Governing Fees at the Waikiki Aquarium

Pursuant to Administrative Directive No. 87-2, we respectfully request your final executive approval to adopt Chapter 20-22, Hawaii Administrative Rules, governing fees to be charged at the Waikiki Aquarium.

As explained in our request for preliminary approval, the Waikiki Aquarium is assigned to the University of Hawaii for administrative purposes. Due to a mandate by the Legislature, the Aquarium does not charge an admission fee. Instead, it is allowed to accept donations for admission and educational services. While these donations have been able to generate revenues, it has also proven to be a cumbersome accounting system. Consequently, in 1990, the University requested and obtained approval to establish an Aquarium Special Fund which also authorized the Aquarium to begin charging fees for admission and services.

Under the proposed rules, fees for admission to exhibits and interior grounds would be \$2.50 for individuals 13 to 17 years old and \$4.00 for Hawaii residents 18 years and older, active duty military personnel, students with ID cards, individuals 60 years old or older and for prepaid bulk purchases of at least 500 tickets. Persons 12 years and younger, 60 years or older on a tour sponsored by a senior citizens group would be admitted free as well as school groups accompanied by a teacher and scheduled in advance. Members of the Friends of Waikiki Aquarium would also be admitted free. Non-residents 18 years and older in groups of 15 to 60 scheduled in advance would be charged \$5.00, and all non-residents 18 to 59 years old would be charged \$6.00.

Fees for other services such as audio tour rentals would be \$1.00 per receiver unit. The fee for after-hour functions would run \$300.00 per evening plus damage deposit and an additional \$5.00 per person for groups over 75 people. The charge for classroom rental would be \$25.00 per day. Guided field trips, workshops, multiple session classes and special request classes would involve variable costs depending on material, location and duration.



The Honorable John Waihee
March 17, 1994
Page 2

The proposed \$6.00 general admission fee to be charged non-residents 18 to 59 years of age is equal to or lower than other mainland aquariums, including those of comparable size and less than most Oahu museums. Likewise, the reduced fee for persons 13 to 17 years old and the free admission for children 12 and under are extremely generous by any national and local comparison.

On February 10, 1994, a public hearing was held at the Waikiki Aquarium on the proposed administrative rules. Only two testimonies were received, both in support of the proposed rules. An additional testimony was received at a subsequent meeting of the Board of Regents' Committee on Finance which had been convened for the purpose of giving final consideration of the proposed adoption of Chapter 20-22. The additional testimony requested consideration of a reduced rate for individuals with physical disabilities, the rationale being that many of these individuals are forced to live on a fixed income. The Board of Regents, therefore, at its meeting on February 18, 1994, adopted the proposed Chapter 20-22, Hawaii Administrative Rules, governing fees at the Waikiki Aquarium along with the inclusion of persons with disabilities under the \$2.50 rate.

The Office of the Attorney General had been consulted prior to the adoption of the proposed rules. The advice rendered was that the change to include persons with disabilities was permissible under Chapter 91, Hawaii Revised Statutes, and no further public hearings were necessary. We, therefore, request your final approval to adopt Chapter 20-22, Hawaii Administrative Rules, governing fees at the Waikiki Aquarium.

Enclosed are three copies of the proposed amendments in standard format. Also enclosed for your information is a memorandum from the Office of the Attorney General confirming that further public hearings are not required.

Attachments

APPROVED/~~DISAPPROVED~~:

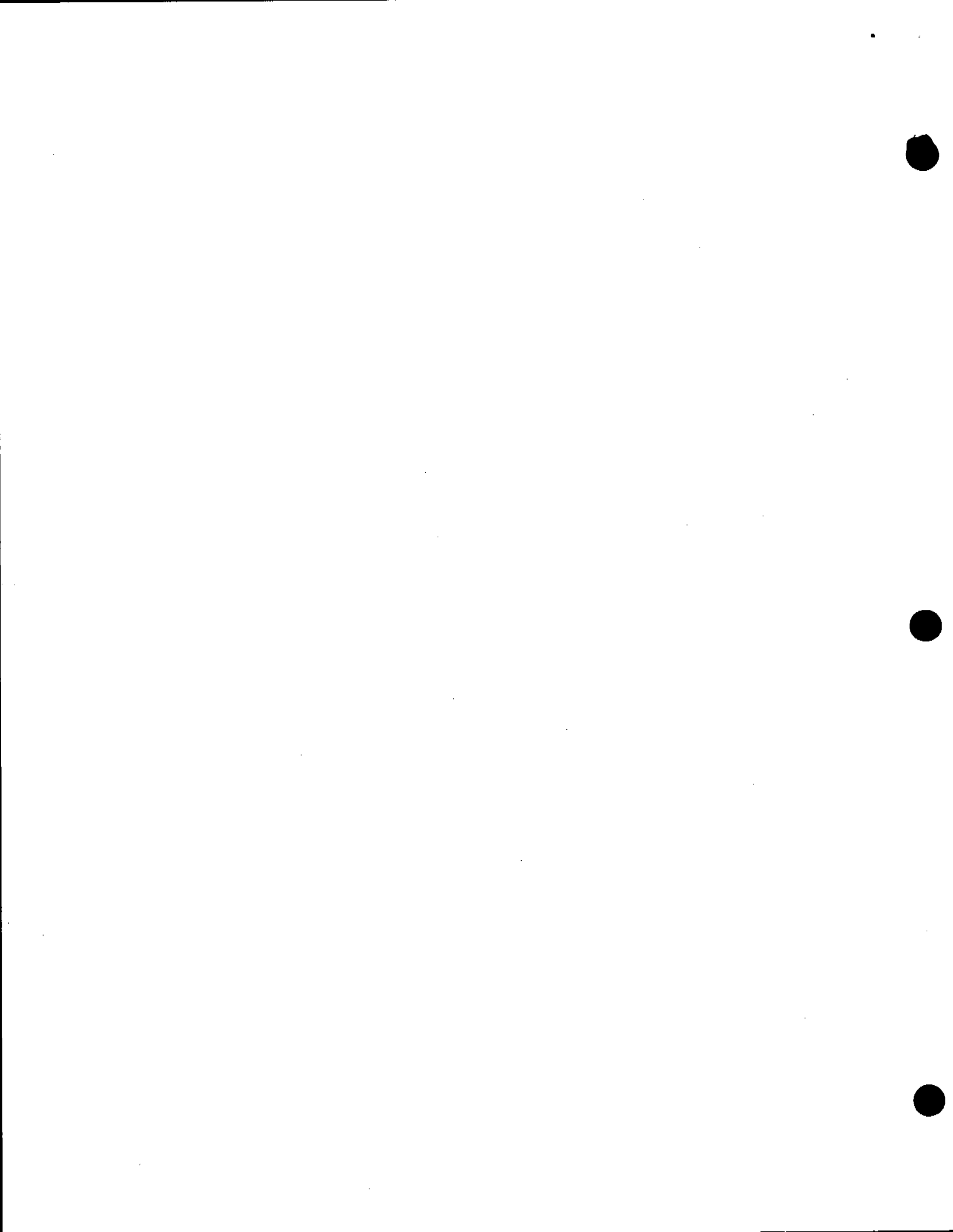


Governor, State of Hawaii

MAR 18 1994

Date

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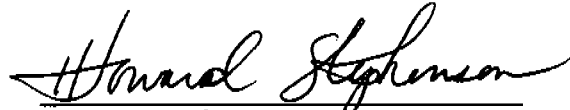


University of Hawaii

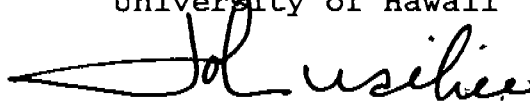
Chapter 20-22, Hawaii Administrative Rules, on the
Summary Page dated June 19, 1993, was adopted on
February 18, 1994 following a public hearing held on
February 10, 1994 after public notice was given
in the

Honolulu Advertiser on December 22, 1993 .

The adoption of Chapter 20-22 shall take effect
ten days after filing with the Office of the Lieutenant
Governor.



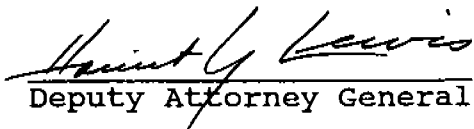
H. Howard Stephenson
Chairman
Board of Regents
University of Hawaii



John Waihee
Governor
State of Hawaii

Dated: MAR 18 1994

APPROVED AS TO FORM:


Deputy Attorney General

MAR 21 1994

Filed

MAR 21 4 03 PM '94

LEGISLATIVE
OFFICE

1978

HAWAII ADMINISTRATIVE RULES

TITLE 20

UNIVERSITY OF HAWAII

CHAPTER 22

WAIKIKI AQUARIUM FEES

§20-22-1	Purpose
§20-22-2	Definition
§20-22-3	Statement of policy
§20-22-4	Delegation of authority
§20-22-5	Services to be provided
§20-22-6	Fee schedule
§20-22-7	Severability

§20-22-1 Purpose. The purpose of this chapter is to establish a schedule of fees for Aquarium admission, rentals, and educational services. [Eff MAR 31 1994]
 (Auth: HRS §§ 304-2, 304-4, 304-31, 304-32, 304-33)
 (Imp: HRS §§ 304-4, 304-31, 304-32, 304-33)

§20-22-2 Definition. As used in this chapter:
 "Board" means the board of regents of the University of Hawaii.

"University" means the University of Hawaii.

"President" means the president of the University of Hawaii.

"Aquarium" means the Waikiki Aquarium. [Eff MAR 31 1994] (Auth: HRS §§ 304-2, 304-4, 304-31, 304-32, 304-33) (Imp: HRS §§ 304-4, 304-31, 304-32, 304-33)

§20-22-3 Statement of policy. The University is committed to maintaining an aquarium for the exhibition of fishes and other forms of marine life to the public and to provide educational services and programs to increase understanding and awareness of the oceans. In

§20-22-3

this regard, the University recognizes that it is appropriate for the recipients of these services to be charged fees to cover the costs of maintaining the exhibit animals, and associated education programs. [Eff **MAR 31 1994**] (Auth: HRS §§ 304-2, 304-4, 304-31, 304-32, 304-33) (Imp: HRS §§ 304-4, 304-31, 304-32, 304-33)

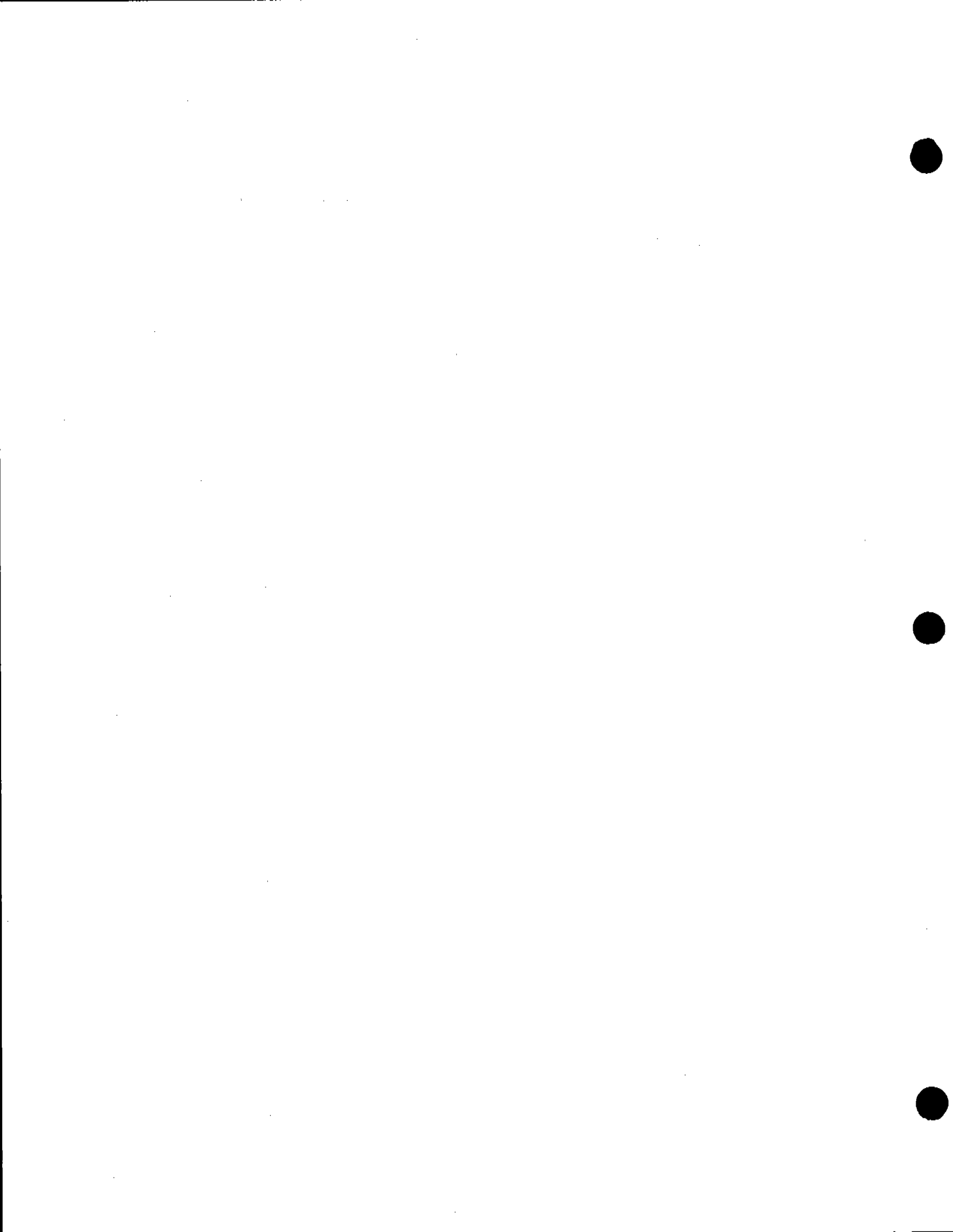
§20-22-4 Delegation of authority. The board delegates its authority to the president or the president's designees to properly manage the operations of the aquarium's services and programs and to administer and collect the fees established by this chapter. [Eff **MAR 31 1994**] (Auth: HRS §§ 304-2, 304-4, 304-31, 304-32, 304-33) (Imp: HRS §§ 304-4, 304-31, 304-32, 304-33)

§20-22-5 Services to be provided. Services for which fees shall be charged are admission to the exhibit galleries and grounds, audio-tour rentals, after-hours group rental of facilities, group rental of classroom, guided field trips, workshops, multiple session classes, and special request classes. [Eff **MAR 31 1994**] (Auth: HRS §§ 304-2, 304-4, 304-31, 304-32, 304-33) (Imp: HRS §§ 304-4, 304-31, 304-32, 304-33)

§20-22-6 Fee schedule. The services and fees to be assessed are listed in the exhibit entitled "Waikiki Aquarium Fee Schedule" dated June 19, 1993, located at the end of this chapter, which is made a part of this section. [Eff **MAR 31 1994**] (Auth: HRS §§ 304-2, 304-4, 304-31, 304-32, 304-33) (Imp: HRS §§ 304-4, 304-31, 304-32, 304-33)

§20-22-7 Severability. If any provision of this chapter, or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the chapter

which can be given effect without the invalid provision
or application, and to this end, the provisions of this
chapter are severable. [Eff **MAR 31 1994**]
(Auth: HRS §§ 304-2, 304-4, 304-31, 304-32, 304-33)
(Imp: HRS §§ 304-4, 304-31, 304-32, 304-33)



WAIKIKI AQUARIUM FEE SCHEDULE
June 19, 1993

Service

Fees and other charges

ADMISSION TO EXHIBITS
AND INTERIOR GROUNDS

Free

Persons 12 years old and younger.
Persons 60 years old and older on a tour sponsored by a senior citizens group.
School groups accompanied by a teacher and scheduled in advance.
Members of the Friends of the Waikiki Aquarium.

\$2.50

Persons 13 - 17 years old.
Persons with disabilities.

\$4.00

Hawaii residents 18 years old and older.
Active duty military personnel.
All students with a current student ID card.
Persons 60 years old or older.
Prepaid bulk purchase, minimum 500 tickets.

\$5.00

Non-residents 18 years old and older in groups of 15 to 60 scheduled in advance.

\$6.00

Non-residents 18 - 59 years old.

AUDIO-TOUR RENTALS

\$1.00 per receiver unit.

AFTER-HOURS GROUP RENTAL

\$300 per evening, 5:30 p.m. to 10:30 p.m., plus a refundable damage deposit of \$500. Additional \$5.00 per person over 75 people. Chair rental \$1.00 each and tables \$7.00 each.

RENTAL OF CLASSROOM

\$25 per day.

GUIDED FIELD TRIPS

Variable costs, depending on materials required and location.

WORKSHOPS

Variable costs, depending on materials, location and duration.

MULTIPLE SESSION CLASSES

Variable costs, depending on materials required, and duration of class.

SPECIAL CLASSES

Variable costs, depending on duration and materials required.