

Honolulu, Hawaii

FEB 13 2012

RE: S.B. No. 2546
S.D. 1

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2012
State of Hawaii

Sir:

Your Committee on Education, to which was referred S.B. No. 2546 entitled:

"A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Add a new section to chapter 304A, Hawaii Revised Statutes, to amend the form and function of the Candidate Advisory Council for the Board of Regents of the University of Hawaii (Council); and
- (2) Repeal section 304A-104.5, Hawaii Revised Statutes, relating to the current form and function of the Council.

Your Committee received testimony in support of this measure from the Governor. Your Committee received testimony in opposition to this measure from the Regents Candidate Advisory Council of the University of Hawaii, Association of Emeritus Regents of the University of Hawaii, and three individuals.

Your Committee finds that while the Council has fielded many outstanding appointees to the Board of Regents, substantive concerns have been raised as to the selection process. Since the passage of Act 56, Session Laws of Hawaii 2007, to implement the amendments to article X, section 6 of the Hawaii State Constitution by establishing the Council, your Committee is aware



of a number of issues resulting from the new method of Regents selection, which has hampered the work of the Council and led to questions regarding the final selection of appointees during the Senate confirmation process. This measure will reconstitute the form and processes of the Council to maximize the Governor's ability to appoint qualified and able individuals to serve as members of the Board of Regents and effectively lead the University of Hawaii.

Your Committee has amended this measure by clarifying that the members who are currently serving on the Council shall continue to serve until the Council is reconstituted by the Governor's appointment of five, rather than six, members of the Council pursuant to this measure.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2546, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2546, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committee on Education,



JILL TOKUDA, Chair



The Senate
 Twenty-Sixth Legislature
 State of Hawai'i

Record of Votes
Committee on Education
EDU

Bill / Resolution No.:* SB2540	Committee Referral: EDU, WAM	Date: 2-8-12		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TOKUDA, Jill N. (C)	✓			
KIDANI, Michelle N. (VC)	✓			
CHUN OAKLAND, Suzanne		✓		
NISHIHARA, Clarence K.	✓			
TANIGUCHI, Brian T.				✓
SLOM, Sam	✓			
TOTAL	4	1	0	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; font-family: cursive; font-size: 1.2em;">Michelle N. Kidani</div>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes