

A BILL FOR AN ACT

RELATING TO THE UNIVERSITY OF HAWAII.

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

1 SECTION 1. The legislature finds that the University of
 2 Hawaii system includes a vast number of buildings, some of which
 3 contain classrooms and laboratory facilities that often go
 4 unused. However, the University of Hawaii board of regents has
 5 approved the construction of new buildings while existing
 6 buildings are not being utilized to their full potential. The
 7 legislature finds that the cost of constructing and maintaining
 8 new buildings instead of seeking to utilize existing facilities
 9 is a matter of statewide concern, as land space and state moneys
 10 are both limited resources.

11 The purpose of this Act is to require the board of regents
 12 to promote the utilization of existing University of Hawaii
 13 system buildings.

14 SECTION 2. Chapter 304A, Hawaii Revised Statutes, is
 15 amended by adding a new subpart to part VI to be appropriately
 16 designated and to read as follows:

17 " . USE OF FACILITIES



1 **§304A-A Use of facilities.** (a) The board of regents
2 shall develop and make publicly available procedures for the
3 full utilization of existing university facilities, including
4 plans for the use of distance and online education.

5 (b) The administration of each university or community
6 college governed by the board of regents shall include on its
7 website data on the utilization of classroom and laboratory
8 facilities. The data shall be updated annually and include the
9 following:

10 (1) Total number of classrooms and laboratories available
11 for instructional use that are not under renovation;

12 (2) Total number of classrooms and laboratories available
13 for instructional use that are under renovation;

14 (3) Total available square footage of instructional space
15 that is not under renovation;

16 (4) Total available square footage of instructional space
17 that is under renovation;

18 (5) Average hours per week of instructional usage of
19 classrooms and laboratories, reported by day of the
20 week and time of day;

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1 (6) Average percentage of seats and stations filled in all
2 courses taught in campus classrooms and laboratories
3 that are available for instruction, reported by day of
4 the week and time of day;

5 (7) Number of courses the institution offers online; and

6 (8) Plans for development of future online courses.

7 (c) By June 30 of each year following the effective date
8 of this Act, the administration of each university or community
9 college campus governed by the board of regents shall submit to
10 the governor, lieutenant governor, the senate president, the
11 speaker of the house of representatives, and the chairs of each
12 legislative standing committee with jurisdiction over higher
13 education a written report summarizing the data required in
14 subsection (b).

15 **§304A-B Approval of new building construction.** The board
16 of regents shall not approve the construction of a proposed
17 university building until a public hearing has been held to
18 examine the:

19 (1) Utilization of existing facilities, as reported under
20 section 304A-A, for the three-year period immediately
21 preceding the date of the hearing;



1 (2) Projected maintenance costs for the proposed building
2 over its projected lifetime; and

3 (3) Funding sources for the proposed building,
4 provided that this section shall not apply to the construction
5 of a proposed university building projected to cost less than
6 \$10,000,000."

7 SECTION 3. Section 304A-2672, Hawaii Revised Statutes, is
8 amended to read as follows:

9 "**§304A-2672 Powers of the board.** Notwithstanding any law
10 to the contrary, the board may:

11 (1) Designate as a university project, any undertaking,
12 improvement, or facility on any one or more of the
13 areas in one or more of the educational institutions
14 under the jurisdiction of the board;

15 (2) Construct and maintain university projects, including
16 a university project included or to be in a university
17 system; provided that all procurements for
18 professional services furnished by licensees under
19 chapter 464 for construction projects shall be
20 coordinated with the department of accounting and
21 general services on behalf of the board; provided



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1 further that the department of accounting and general
2 services shall not be responsible for procurements
3 determined by both the University of Hawaii and the
4 department of accounting and general services to be
5 professional services furnished by licensees under
6 chapter 464 for repair and maintenance; provided
7 further that the board shall not approve the
8 construction of a proposed university building until
9 the requirements of section 304A-B have been met;

10 (3) Combine two or more university projects into a
11 university system on one or more of the areas on any
12 one or more of the educational institutions under the
13 jurisdiction of the board, and to maintain the system;

14 (4) Combine two or more university projects, university
15 systems, or university projects and university systems
16 into a network, on any one or more of the areas on any
17 one or more of the educational institutions under the
18 jurisdiction of the board, and to maintain the
19 network;

20 (5) Prescribe and collect rents, fees, and charges for the
21 use of or services furnished by any university project



1 and the facilities thereof, and pledge any
2 appropriation to any university project and the
3 facilities thereof that in aggregate, produces revenue
4 of the university at least sufficient to comply with
5 section 304A-2681;

6 (6) With the approval of the governor, issue revenue bonds
7 under this subpart in such principal amount as may be
8 authorized by the legislature from time to time to
9 finance in whole or in part the cost of construction
10 or the cost of maintenance of any university project,
11 including funding reserves therefor;

12 (7) Pledge to the punctual payment of revenue bonds and
13 interest thereon, all or any part of the revenue of
14 the university, including any appropriation, in an
15 amount sufficient to pay the revenue bonds and
16 interest as the same become due and to create and
17 maintain reasonable reserves therefor;

18 (8) Establish a loan program or a commercial paper program
19 upon terms and conditions that the board may
20 determine; and



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1 (9) Advance moneys of the university, not otherwise
 2 required, and do any and all other lawful acts as may
 3 be necessary, convenient, or desirable, for carrying
 4 into execution and administering this subpart."

5 SECTION 4. Section 304A-2673, Hawaii Revised Statutes, is
 6 amended to read as follows:

7 " ~~[§]~~304A-2673 ~~[§]~~ Designation and authorization of
 8 university projects, university systems, networks; authorization
 9 of revenue bonds. The designation and authorization of
 10 construction and maintenance of a university project, university
 11 system, or network, and the authorization for issuance of
 12 revenue bonds under this subpart shall be by resolution of the
 13 board by a majority of all the members of the board then in
 14 office ~~[-]~~; provided that the board shall not pass a resolution
 15 authorizing the construction of a new university building unless
 16 the requirements of section 304A-B are met. Any resolution may
 17 be adopted at the same meeting at which it is introduced and
 18 shall take effect immediately upon adoption."

19 SECTION 5. In codifying the new sections added by section
 20 2 of this Act, the revisor of statutes shall substitute



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1 appropriate section numbers for the letters used in designating
2 the new sections in this Act.

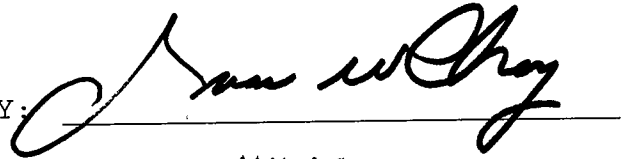
3 SECTION 6. This Act does not affect rights and duties that
4 matured, penalties that were incurred, and proceedings that were
5 begun before its effective date.

6 SECTION 7. Statutory material to be repealed is bracketed
7 and stricken. New statutory material is underscored.

8 SECTION 8. This Act shall take effect upon its approval.

9

INTRODUCED BY:



JAN 18 2017



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Report Title:

University of Hawaii; Facility Utilization; Construction

Description:

Requires the Board of Regents of the University of Hawaii to develop procedures for the full utilization of university facilities. Requires the administration of the different UH campuses to collect and report data relating to facilities utilization. Prohibits the UH Board of Regents from approving the construction of a new university building until a public hearing is held to discuss facility utilization and cost.

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