

STAND. COM. REP. NO.

863

Honolulu, Hawaii

MAR 03 2017

RE: S.B. No. 137

S.D. 2

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2017
State of Hawaii

Sir:

Your Committees on Judiciary and Labor and Ways and Means, to which was referred S.B. No. 137, S.D. 1, entitled:

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

beg leave to report as follows:

The purpose and intent of this measure is to establish the Innovation and Commercialization Initiative Program to expressly give the University of Hawaii the legal authority to create, finance, and participate in new economic enterprises and expand workforce opportunities based on inventions and discoveries generated by or at the University.

Your Committees received testimony in support of this measure from the University of Hawai'i System, Chamber of Commerce Hawaii, Sultan Ventures, University of Hawaii Professional Assembly, and one individual. Your Committees received testimony in opposition to this measure from Common Cause Hawaii. Your Committees received comments on this measure from the Hawaii State Ethics Commission, Office of Information Practices, and State Procurement Office.

Your Committees find that the Legislature has a history of authorizing and providing funds to support efforts by state agencies to promote entrepreneurial development, support research commercialization, and provide access to startup investment



capital. Commercialization contributes to a more diverse workforce in the State and promotes a robust and dynamic economy. The University of Hawaii is a research and teaching institution and is in a valuable position to identify promising innovations and new discoveries arising from university research. In order to remain competitive with its peers, the University of Hawaii must develop its capacity to commercialize its intellectual property. This measure will allow the University to undertake commercialization activity with greater legal certainty and clarity.

Your Committees have amended this measure by:

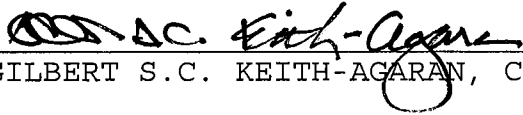
- (1) Deleting language that exempts any advisory committee appointed by the University of Hawaii in implementing the Innovation and Commercialization Initiative Program from being a board that is subject to chapter 92, Hawaii Revised Statutes;
- (2) Inserting an effective date of January 7, 2059, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Judiciary and Labor and Ways and Means that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 137, S.D. 1, as amended herein, and recommend that it pass Third Reading in the form attached hereto as S.B. No. 137, S.D. 2.

Respectfully submitted on
behalf of the members of the
Committees on Judiciary and
Labor and Ways and Means,



JILL N. TOKUDA, Chair



GILBERT S.C. KEITH-AGARAN, Chair



The Senate
 Twenty-Ninth Legislature
 State of Hawai'i

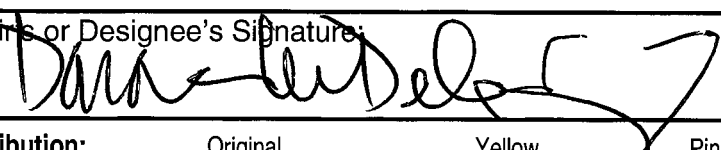
Record of Votes
Committee on Judiciary and Labor
JDL

Bill / Resolution No.:* SB137, SDI	Committee Referral: HRE/ETT, JDL/WAM	Date: 2/28/17		
<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
KEITH-AGARAN, Gilbert S.C. (C)	✓			
RHOADS, Karl (VC)	✓			
GABBARD, Mike				/
KIM, Donna Mercado				/
THIELEN, Laura H.	/			
TOTAL	3	0	0	2
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;">Karl Rhoads</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

The Senate
Twenty-Ninth Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* SB 137, SD1	Committee Referral: HRE/ETT, SDL/WAM	Date: 7/28/17		
<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)	/			
DELA CRUZ, Donovan M. (VC)	/			
ENGLISH, J. Kalani	/			
GALUTERIA, Brickwood				/
HARIMOTO, Breene	/			
INOUYE, Lorraine R.				/
KAHELE, Kaiali'i	/			
RIVIERE, Gil	/			
SHIMABUKURO, Maile S.L.	/			
TANIGUCHI, Brian T.	/			
WAKAI, Glenn				/
TOTAL	8			3
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes