

JAN 18 2008

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. Section 89C-4, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§89C-4 Adjustments for excluded employees exempt from**
4 **civil service.** Each appropriate authority shall determine the
5 adjustments that are relevant for their respective excluded
6 employees who are exempt from civil service in consideration of
7 the compensation and benefit packages provided for other
8 employees in comparable agencies. For administrative positions
9 in the University of Hawaii system filled by excluded employees,
10 proposed compensation or change in compensation shall be
11 disclosed in open meeting for purposes of public comment."

12 SECTION 2. Section 92-5, Hawaii Revised Statutes, is
13 amended by amending subsection (a) to read as follows:

14 "(a) A board may hold a meeting closed to the public
15 pursuant to section 92-4 for one or more of the following
16 purposes:



- 1 (1) To consider and evaluate personal information relating
2 to individuals applying for professional or vocational
3 licenses cited in section 26-9 or both;
- 4 (2) To consider the hire, evaluation, dismissal, or
5 discipline of an officer or employee or of charges
6 brought against the officer or employee, where
7 consideration of matters affecting privacy will be
8 involved; provided that proposed compensation or
9 change in compensation for administrative positions in
10 the University of Hawaii system filled by excluded
11 employees under chapter 89C shall be disclosed in open
12 meeting for purposes of public comment; provided that
13 if the individual concerned requests an open meeting,
14 an open meeting shall be held;
- 15 (3) To deliberate concerning the authority of persons
16 designated by the board to conduct labor negotiations
17 or to negotiate the acquisition of public property, or
18 during the conduct of such negotiations;
- 19 (4) To consult with the board's attorney on questions and
20 issues pertaining to the board's powers, duties,
21 privileges, immunities, and liabilities;



- 1 (5) To investigate proceedings regarding criminal
- 2 misconduct;
- 3 (6) To consider sensitive matters related to public safety
- 4 or security;
- 5 (7) To consider matters relating to the solicitation and
- 6 acceptance of private donations; and
- 7 (8) To deliberate or make a decision upon a matter that
- 8 requires the consideration of information that must be
- 9 kept confidential pursuant to a state or federal law,
- 10 or a court order."

11 SECTION 3. Section 304A-105, Hawaii Revised Statutes, is
12 amended by amending subsection (a) to read as follows:

13 "(a) The board of regents shall have management and
14 control of the general affairs, and exclusive jurisdiction over
15 the internal structure, management, and operation of the
16 university. The board may ~~appoint~~ :

17 (1) Appoint a treasurer and other officers as it deems
18 necessary~~[. The board may authorize]~~ ;

19 (2) Authorize any officer, elected or appointed by it, to
20 approve and sign on its behalf any voucher or other
21 document that the board may approve and sign~~[. The~~
22 ~~board may delegate]~~ ;



1 (3) Delegate to the president or the president's designee
2 the authority to render the final decision in
3 contested case proceedings subject to chapter 91, as
4 it deems appropriate [~~-. The board may purchase~~];

5 (4) Purchase or otherwise acquire lands, buildings,
6 appliances, and other property for the purposes of the
7 university [~~and expend such~~]; and

8 (5) Expend any sums of money as, from time to time, may be
9 placed at the disposal of the university from whatever
10 source[~~-~~]; provided that notwithstanding any other law
11 to the contrary, all expenditures and changes thereto,
12 made by the board shall be disclosed in open meetings
13 for the purpose of public comment; provided further
14 that all expenditure requests, proposals, and any
15 other budgetary documents utilized by the board at an
16 open meeting shall be made available to the public at
17 least six days before the meeting.

18 All lands, buildings, appliances, and other property so
19 purchased or acquired shall be and remain the property of the
20 university to be used in perpetuity for the benefit of the
21 university. The board, in accordance with this section and
22 other law, shall manage the inventory, equipment, surplus



1 property, and expenditures of the university and, subject to
2 chapter 91, may adopt rules, further controlling and regulating
3 the same."

4 SECTION 4. Statutory material to be repealed is bracketed
5 and stricken. New statutory material is underscored.

6 SECTION 5. This Act shall take effect upon its approval.
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INTRODUCED BY:

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Report Title:

University of Hawaii; Board of Regents; Disclosure

Description:

Requires the University of Hawaii board of regents to publicly disclose in open meetings: (1) compensation offered to newly hired employees; (2) changes in compensation offered to existing employees for administrative positions in the UH system filled by excluded employees; and (3) all budgetary expenditures made by the board of regents.

