

JAN 18 2012

A BILL FOR AN ACT

PROPOSING A CONSTITUTIONAL AMENDMENT TO ARTICLE X, SECTION 6, OF THE HAWAII STATE CONSTITUTION TO MODIFY THE APPOINTMENT PROCESS FOR THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII.

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

1 SECTION 1. The purpose of this Act is to propose an
2 amendment to article X, section 6, of the Constitution of the
3 State of Hawaii to modify the University of Hawaii board of
4 regents' appointment process.

5 It is the intent of the legislature that the existing
6 members of the board of regents of the University of Hawaii
7 serve their full terms of office. As each term expires, the
8 regent shall be replaced by a member nominated and, with the
9 advice and consent of the senate, appointed by the governor.

10 SECTION 2. Article X, section 6, of the Constitution of
11 the State of Hawaii is amended to read as follows:

12 **"BOARD OF REGENTS; POWERS**

13 **Section 6.** There shall be a board of regents of the
14 University of Hawaii, the members of which shall be nominated
15 and, by and with the advice and consent of the senate, appointed
16 by the governor [~~from pools of qualified candidates presented to~~



1 ~~the governor by the candidate advisory council for the board of~~
2 ~~regents of the University of Hawaii]~~, as provided by law. At
3 least part of the membership of the board shall represent
4 geographic subdivisions of the State. The board shall have the
5 power to formulate policy, and to exercise control over the
6 university through its executive officer, the president of the
7 university, who shall be appointed by the board. The board
8 shall also have exclusive jurisdiction over the internal
9 structure, management, and operation of the university. This
10 section shall not limit the power of the legislature to enact
11 laws of statewide concern. The legislature shall have the
12 exclusive jurisdiction to identify laws of statewide concern."

13 SECTION 3. The question to be printed on the ballot shall
14 be as follows:

15 "Shall the governor nominate and, by and with the advice and
16 consent of the senate, appoint the members of the board of
17 regents of the University of Hawaii, as provided by law?"

18 SECTION 4. Constitutional material to be repealed is
19 bracketed and stricken.

20 SECTION 5. This amendment shall take effect upon

21



S.B. NO. 2005

1 compliance with article XVII, section 3, of the Constitution of
2 the State of Hawaii.

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INTRODUCED BY:

Melanie J. ...
Brian K. ...

[Signature]
Frank ...



Report Title:

Constitutional Amendment; UH; Board of Regents; Candidate
Advisory Council

Description:

Amends article X, section 6, of the Hawaii State Constitution to
modify the appointment process for the board of regents of the
University of Hawaii; repeals reference to the candidate
advisory council for the board of regents of the University of
Hawaii.

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not legislation or evidence of legislative intent.*

