

STAND. COM. REP. NO.

2130

Honolulu, Hawaii

FEB 13 2012

RE: S.B. No. 2005
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. 2005 entitled:

"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,"

begs leave to report as follows:

The purpose and intent of this measure is to propose a constitutional amendment to article X, section 6, of the Hawaii State Constitution to modify the appointment process for members of the Board of Regents of the University of Hawaii.

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

Your Committee finds that since the establishment of the Candidate Advisory Council for the Board of Regents of the University of Hawaii (Council) pursuant to a constitutional amendment in 2006, the Senate has denied the confirmation of candidates to the Board of Regents on several occasions. This measure proposes a constitutional amendment to give the Governor the authority to more directly appoint highly qualified members to the Board of Regents of the University of Hawaii rather than being



obligated to appoint from a limited list of names provided by the Council.

Your Committee has amended this measure by revising the question to be printed on the ballot to more accurately describe the proposed amendment. As amended, the ballot question posed is whether the constitutional requirement that the Governor make appointments to the Board of Regents from pools of candidates presented to the Governor by the Council should be repealed.

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. 2005, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2005, S.D. 1, and be referred to the Committee on Judiciary and Labor.

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.:* SB 2005	Committee Referral: EDU, JDL	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	0	1	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>Michelle N. Kidani</i>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes