

Honolulu, Hawaii

APR 05 2013

RE: H.B. No. 1071  
H.D. 1  
S.D. 2

Honorable Donna Mercado Kim  
President of the Senate  
Twenty-Seventh State Legislature  
Regular Session of 2013  
State of Hawaii

Madam:

Your Committee on Ways and Means, to which was referred H.B. No. 1071, H.D. 1, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE REGENTS CANDIDATE ADVISORY COUNCIL,"

begs leave to report as follows:

The purpose and intent of this measure is to reconstitute the form and processes of the entity responsible for nominating candidates who would be eligible to be appointed to serve on the Board of Regents of the University of Hawaii.

More specifically, this measure, among other things:

- (1) Repeals provisions relating to the Regents Candidate Advisory Council and establishes the Candidate Advisory Council in its place, specifies its functions and responsibilities with respect to qualifying and selecting potential candidates for nomination to the Board of Regents, and temporarily places the Advisory Council in the Office of the Governor;
- (2) Provides that Candidate Advisory Council members are appointed by the Governor, the Speaker of the House of Representatives, and the President of the Senate and specifies that the term of each member will be for the duration of the term of the member's appointing authority;



- (3) Requires the Governor to select the chairperson of the Candidate Advisory Council; and
- (4) Specifies criteria for the Senate to consider in determining whether to confirm the Governor's nominees to the Board of Regents.

Your Committee received written comments in opposition to this measure from the Regents Candidate Advisory Council for the Board of Regents of the University of Hawaii.

Your Committee finds that the existing Regents Candidate Advisory Council for the Board of Regents of the University is responsible for providing the Governor with a list of qualified candidates from which the Governor must select a nominee to fill a vacancy on the Board of Regents. Your Committee believes that the present process of selecting Board of Regents candidates may have discouraged qualified candidates from applying for membership on the Board of Regents. This measure is necessary to ensure that the entity that qualifies and selects candidates for nomination to the Board of Regents selects qualified candidates in a comprehensive, transparent, well-balanced, and merit-based manner.

Your Committee has amended this measure by:

- (1) Specifying that the appointing authority for the student member is the Governor;
- (2) Adding provisions for holdover members and the filling of vacancies for unexpired terms;
- (3) Clarifying that each member serves for the remaining duration of the term of the member's appointing authority; and
- (4) Changing the effective date to July 1, 2050, to promote continued discussion.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1071, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1071, H.D. 1, S.D. 2.



Respectfully submitted on  
behalf of the members of the  
Committee on Ways and Means,

*David Y. Ige*

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DAVID Y. IGE, Chair



The Senate  
 Twenty-Seventh Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Ways and Means**  
**WAM**

Bill / Resolution No.:* <b>HB 1071 HD1 SD1</b>	Committee Referral: <b>WRE, WAM</b>	Date: <b>3-28-13</b>		
<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
IGE, David Y. (C)	✓			
KIDANI, Michelle N. (VC)	✓			
CHUN OAKLAND, Suzanne	✓			
DELA CRUZ, Donovan M.	✓			
ENGLISH, J. Kalani				✓
ESPERO, Will	✓			
KAHELE, Gilbert	✓			
KEITH-AGARAN, Gilbert S.C.	✓			
KOUCHI, Ronald D.				✓
RUDERMAN, Russell E.	✓			
THIELEN, Laura H.	✓			
TOKUDA, Jill N.	✓			
SLOM, Sam	✓			
<b>TOTAL</b>	<b>11</b>	<b>0</b>	<b>0</b>	<b>2</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>Michelle N. Sidani</i>				
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\*Only one measure per Record of Votes