

STAND. COM. REP. NO.

766

Honolulu, Hawaii

MAR 01 2013

RE: S.B. No. 1385

S.D. 1

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 S.B. No. 1385 entitled:

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

begs leave to report as follows:

The purpose and intent of this measure is to implement recommendations of the Senate Special Committee on Accountability to require the members of the University of Hawaii Board of Regents to undergo annual training on the Board of Regents' policies and procedures, Sunshine Law, and laws relating to open records.

Your Committee received written comments on this measure from the Office of Information Practices and the University of Hawaii Board of Regents.

Your Committee finds that members of the Board of Regents would benefit from receiving training to better understand their own policies and procedures, the State's Sunshine Law, open records laws, and also the State's Code of Ethics. In addition, your Committee believes that the Chairperson and Vice-Chairpersons of the Board of Regents should not be elected by outgoing members, but by members who will be remaining on the Board during the Chairperson and Vice-Chairperson's tenure.

In light of these findings, your Committee has amended this measure by:

SB1385 SD1 SSCR LRB 13-1997.doc



- (1) Requiring the Board of Regents to receive annual training in the State Code of Ethics, chapter 84, Hawaii Revised Statutes;
- (2) Ensuring that the election of the Chairperson and Vice-Chairperson of the Board of Regents occurs only after all current members have been appointed, and not by outgoing members;
- (3) Clarifying that training for the Board of Regents relating to chapter 92, Hawaii Revised Statutes, applies only to part I of chapter 92;
- (4) Changing the effective date to July 1, 2050, to facilitate further discussion on the measure; and
- (5) Making technical nonsubstantive amendments for the purposes of style, clarity, and consistency.

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 S.B. No. 1385, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1385, S.D. 1.

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

  
\_\_\_\_\_  
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>SB 1385</b>	Committee Referral: <b>HRE/JDL, WAM</b>	Date: <b>2-27-13</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>12</b>	<b>0</b>	<b>0</b>	<b>1</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>Michelle N. Kidani</i>				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Only one measure per Record of Votes