

STAND. COM. REP. NO.

413

Honolulu, Hawaii

FEB 15 2013

RE: S.B. No. 452
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 Higher Education, to which was referred
S.B. No. 452 entitled:

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

begs leave to report as follows:

The purpose and intent of this measure is to reestablish the Governor's authority to nominate and, with the advice and consent of the Senate, appoint the members of the Board of Regents of the University of Hawaii (Board of Regents) by repealing the Candidate Advisory Council for the Board of Regents of the University of Hawaii (Candidate Advisory Council), effective upon ratification of an amendment to article X, section 6, of the Hawaii State Constitution that repeals provisions related to the Candidate Advisory Council.

Your Committee received testimony in support of this measure from the Office of the Governor, University of Hawaii Professional Assembly, and one individual. Your Committee received testimony in opposition to this measure from the Candidate Advisory Council and three individuals.

Since the passage of Act 56, Session Laws of Hawaii 2007, to implement the amendments to article X, section 6, of the Hawaii State Constitution, your Committee finds that while the Candidate Advisory Council has nominated several outstanding appointees to the Board of Regents, a number of issues have arisen regarding the method of Regent selection that has hampered the work of the

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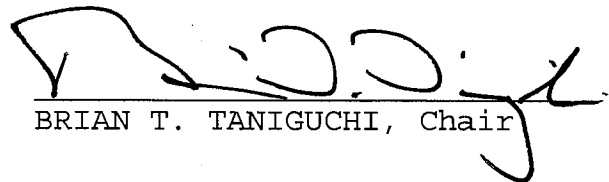
Candidate Advisory Council and led to questions regarding the final selection of appointees during the Senate confirmation process. The latest example is the Senate's rejection of two of the Governor's nominees to the Board of Regents during the Regular Session of 2011.

Your Committee further finds that the Governor will not be able to adequately select nominees to the Board of Regents unless the Governor has more control and involvement in the recruitment and selection process. Your Committee believes that it is appropriate to reassess and seriously consider repealing the Candidate Advisory Council.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 452, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 452, S.D. 1, and be referred to the Committee on Judiciary and Labor.

Respectfully submitted on
behalf of the members of the
Committee on Higher Education,

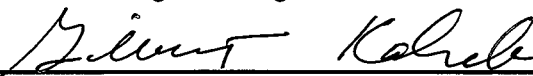


BRIAN T. TANIGUCHI, Chair



The Senate
 Twenty-Seventh Legislature
 State of Hawai'i

Record of Votes
Committee on Higher Education
HRE

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 452	HRE, JDL	FEB-5-2013		
<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
TANIGUCHI, Brian T. (C)	✓			
KAHELE, Gilbert (VC)	✓			
KEITH-AGARAN, Gilbert S.C.	✓			
IGE, David Y.	✓			
KIDANI, Michelle N.	✓			
TOKUDA, Jill N.	✓			
SLOM, Sam	✓			
TOTAL	7			
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes