

# SB 2287

## Testimony

- Measure Title:** RELATING TO POST-SECONDARY EDUCATION.
- Report Title:** Post-Secondary Education; Authorization; Financial Integrity; University of Hawaii; Complaints
- Description:** Repeals the requirement that a private college or university show that it maintains profitability as a means of demonstrating financial integrity to the department of commerce and consumer affairs. Repeals section 304A-3153, HRS, relating to procedures for complaints concerning institutions of higher education in the State.
- Companion:** [HB2142](#)
- Package:** None
- Current Referral:** HRE, CPN
- Introducer(s):** TOKUDA, BAKER, Taniguchi



# UNIVERSITY OF HAWAII SYSTEM

## Legislative Testimony

---

Testimony Presented Before the  
Senate Committee on Higher Education  
Thursday, February 06, 2014 at 2:45p.m., Conference Room 414  
By Jan Javinar  
Interim Associate Vice President for Student Affairs

### SB 2287 – RELATING TO POST-SECONDARY EDUCATION

Chair Taniguchi, Vice Chair Kahele, and Members of the Committee:

Among other things, SB 2287 proposes to repeal section 304A-3153, Hawaii Revised Statutes, relating to complaint procedures concerning institutions of higher education in Hawai'i.

The University of Hawai'i offers its support on only Section 2 of SB 2287 as Section 1 involves the Department of Commerce & Consumer Affairs to whom we defer for comment. Section 2 repeals section 304A-3153, HRS, which authorizes the State Post-Secondary Education Commission, administratively attached to the University of Hawai'i, to receive and respond to complaints concerning institutions of higher education authorized to operate in Hawai'i.

Last year, the Legislature approved SB46 SD2 HD3 CD1 which the Governor signed into law as Act 180. This bill appropriately identified DCCA as the state agency which would perform the regulatory function of authorizing institutions that offer education programs beyond secondary education. DCCA's role in performing this function is described in Chapter 305J of Hawai'i Revised Statutes. The State Post-Secondary Education Commission never performed this regulatory function to authorize such institutions.

In the law, section 305J-17, HRS, the DCCA is also tasked to receive and respond to complaints from consumers related to those institutions offering post-secondary programs in Hawai'i. As such, there is no need for duplicative language and function for the State Post-Secondary Education Commission in section 304A-3153, HRS. The University supports repealing this duplication.

Thank you for the opportunity to testify on SB 2287. The University welcomes this action as it seeks to minimize redundancy in the law.