
A BILL FOR AN ACT

RELATING TO THE UNIVERSITY OF HAWAII.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that the University of
2 Hawaii system includes a vast number of buildings, some of which
3 contain classrooms and laboratory facilities that often go
4 unused. However, the University of Hawaii board of regents has
5 approved the construction of new buildings while existing
6 buildings are not being utilized to their full potential. The
7 legislature finds that the cost of constructing and maintaining
8 new buildings instead of seeking to utilize existing facilities
9 is a matter of statewide concern, as land space and state moneys
10 are both limited resources.

11 The purpose of this Act is to require the board of regents
12 to promote the utilization of existing University of Hawaii
13 system buildings.

14 SECTION 2. Chapter 304A, Hawaii Revised Statutes, is
15 amended by adding a new subpart to part VI to be appropriately
16 designated and to read as follows:



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" . USE OF FACILITIES

§304A-A Use of facilities. (a) The board shall develop and make publicly available procedures for the full utilization of existing university facilities, including plans for the use of distance and online education.

(b) The administration of each university or community college governed by the board shall include on its website data on the utilization of classroom and laboratory facilities. The data shall be updated annually and include the following:

- (1) Total number of classrooms and laboratories available for instructional use that are not under renovation;
- (2) Total number of classrooms and laboratories available for instructional use that are under renovation;
- (3) Total available square footage of instructional space that is not under renovation;
- (4) Total available square footage of instructional space that is under renovation;
- (5) Average hours per week of instructional usage of classrooms and laboratories, reported by day of the week and time of day;



1 (6) Average percentage of seats and stations filled in all
2 courses taught in campus classrooms and laboratories
3 that are available for instruction, reported by day of
4 the week and time of day;

5 (7) Number of courses the institution offers online; and

6 (8) Plans for development of future online courses.

7 (c) By June 30 of each year following the effective date
8 of Act , Session Laws of Hawaii 2016, the administration of
9 each university or community college campus governed by the
10 board shall submit to the governor, lieutenant governor, the
11 senate president, the speaker of the house of representatives,
12 and the chairs of each legislative standing committee with
13 jurisdiction over higher education a written report summarizing
14 the data required in subsection (b).

15 §304A-B Approval of new building construction. (a) The
16 board shall not approve the construction of a proposed
17 university building until a public hearing has been held to
18 examine the:

19 (1) Utilization of existing facilities, as reported under
20 section 304-A, for the three-year period immediately
21 preceding the date of the meeting;



1 (2) Projected maintenance costs for the proposed building
2 over its projected lifetime; and

3 (3) Funding sources for the proposed building;
4 provided that this section shall not apply to the construction
5 of a proposed university building projected to cost less than
6 \$10,000,000."

7 SECTION 3. Section 304A-2672, Hawaii Revised Statutes, is
8 amended to read as follows:

9 "§304A-2672 Powers of the board. Notwithstanding any law
10 to the contrary, the board may:

11 (1) Designate as a university project, any undertaking,
12 improvement, or facility on any one or more of the
13 areas in one or more of the educational institutions
14 under the jurisdiction of the board;

15 (2) Construct and maintain university projects, including
16 a university project included or to be in a university
17 system; provided that all procurements for
18 professional services furnished by licensees under
19 chapter 464 for construction projects shall be
20 coordinated with the department of accounting and
21 general services on behalf of the board; provided



1 further that the department of accounting and general
2 services shall not be responsible for procurements
3 determined by both the University of Hawaii and the
4 department of accounting and general services to be
5 professional services furnished by licensees under
6 chapter 464 for repair and maintenance; provided
7 further that the board shall not approve the
8 construction of a proposed university building until
9 the public hearing requirements of section 304A-B have
10 been met;

11 (3) Combine two or more university projects into a
12 university system on one or more of the areas on any
13 one or more of the educational institutions under the
14 jurisdiction of the board, and to maintain the system;

15 (4) Combine two or more university projects, university
16 systems, or university projects and university systems
17 into a network, on any one or more of the areas on any
18 one or more of the educational institutions under the
19 jurisdiction of the board, and to maintain the
20 network;



- 1 (5) Prescribe and collect rents, fees, and charges for the
2 use of or services furnished by any university project
3 and the facilities thereof, and pledge any
4 appropriation to any university project and the
5 facilities thereof that in aggregate, produces revenue
6 of the university at least sufficient to comply with
7 section 304A-2681;
- 8 (6) With the approval of the governor, issue revenue bonds
9 under this subpart in such principal amount as may be
10 authorized by the legislature from time to time to
11 finance in whole or in part the cost of construction
12 or the cost of maintenance of any university project,
13 including funding reserves therefor;
- 14 (7) Pledge to the punctual payment of revenue bonds and
15 interest thereon, all or any part of the revenue of
16 the university, including any appropriation, in an
17 amount sufficient to pay the revenue bonds and
18 interest as the same become due and to create and
19 maintain reasonable reserves therefor;



1 (8) Establish a loan program or a commercial paper program
2 upon terms and conditions that the board may
3 determine; and

4 (9) Advance moneys of the university, not otherwise
5 required, and do any and all other lawful acts as may
6 be necessary, convenient, or desirable, for carrying
7 into execution and administering this subpart."

8 SECTION 4. Section 304A-2673, Hawaii Revised Statutes, is
9 amended to read as follows:

10 "[+]§304A-2673 [>] Designation and authorization of
11 university projects, university systems, networks; authorization
12 of revenue bonds. The designation and authorization of
13 construction and maintenance of a university project, university
14 system, or network, and the authorization for issuance of
15 revenue bonds under this subpart shall be by resolution of the
16 board by a majority of all the members of the board then in
17 office[-]; provided that the board shall not pass a resolution
18 authorizing the construction of a new university building unless
19 the requirements of section 304A-B are met. Any resolution may
20 be adopted at the same meeting at which it is introduced and
21 shall take effect immediately upon adoption."



1 SECTION 5. In codifying the new sections added by section
2 2 of this Act, the revisor of statutes shall substitute
3 appropriate section numbers for the letters used in designating
4 the new sections in this Act.

5 SECTION 6. This Act does not affect rights and duties that
6 matured, penalties that were incurred, and proceedings that were
7 begun before its effective date.

8 SECTION 7. Statutory material to be repealed is bracketed
9 and stricken. New statutory material is underscored.

10 SECTION 8. This Act shall take effect on July 1, 2525.



Report Title:

University of Hawaii (UH); Facility Utilization; Construction

Description:

Requires the UH Board of Regents to develop procedures for the full utilization of university facilities. Requires the administration of the different UH campuses to collect and report data relating to facilities utilization. Prohibits the UH Board of Regents from approving the construction of a new university building until a public hearing is held to discuss facility utilization and cost. (HB1609 HD1)

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