

STAND. COM. REP. NO.

2394

Honolulu, Hawaii

FEB 19 2016

RE: S.B. No. 2943

S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2016
State of Hawaii

Sir:

Your Committees on Higher Education and the Arts, Economic Development, Environment, and Technology, and Judiciary and Labor, to which was referred S.B. No. 2943 entitled:

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

beg leave to report as follows:

The purpose and intent of this measure is to provide the University of Hawaii with express authority to create, promote, and participate in new economic enterprises and for the commercialization of university-generated research.

Your Committees received testimony in support of this measure from the University of Hawai'i System; XLR8UH; Chamber of Commerce Hawaii; Pacific Asian Center for Entrepreneurship; Hawaii Business and Entrepreneur Acceleration Mentors; Comprendio Inc.; RealGreen Power Inc.; Startup Capital Ventures; Hawaii Business Roundtable; Aloha Startups; Startup Weekend Honolulu; Hobnob; Blue Planet Software, Inc.; Hawaii Venture Capital Association; and two individuals. Your Committees received testimony in opposition to this measure from The Civil Beat Law Center for the Public Interest and one individual. Your Committees received comments on this measure from the State Procurement Office.

Your Committees find that the commercialization of innovative research conducted at the University of Hawaii holds great potential to contribute to Hawaii's economic health and workforce diversification. The University has demonstrated strengths in

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ocean sciences, energy research, sustainable agriculture, and astronomy, and is growing in the areas of cybersecurity and health science.

The Legislature has historically authorized public funds to support efforts by state agencies to promote entrepreneurial development, research commercialization, and access to startup investment capital. Your Committees find that one of the core functions of the University of Hawaii is conducting basic and applied research, and it would be beneficial to the State to transform university-generated research into viable economic enterprises. Currently, the lack of express legal authority for the University creates business uncertainty and deters private interests from engaging in promising concepts developed at the University.

Your Committees have amended this measure by:

- (1) Inserting language to make the confidentiality and trade secrets provision compatible with existing frameworks of the Uniform Information Practices Act and Sunshine Law while recognizing that trade secrets and confidential commercial or financial information, including confidential information regarding qualified securities purchased by the University of Hawaii, need not be publicly disclosed; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

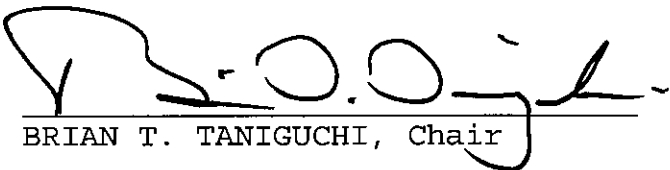
As affirmed by the records of votes of the members of your Committees on Higher Education and the Arts, Economic Development, Environment, and Technology, and Judiciary and Labor that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2943, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2943, S.D. 1, and be referred to your Committee on Ways and Means.




Respectfully submitted on
behalf of the members of the
Committees on Higher Education
and the Arts, Economic
Development, Environment, and
Technology, and Judiciary and
Labor,



GLENN WAKAI, Chair



BRIAN T. TANIGUCHI, Chair



GILBERT S.C. KEITH-AGARAN, Chair



The Senate
 Twenty-Eighth Legislature
 State of Hawai'i

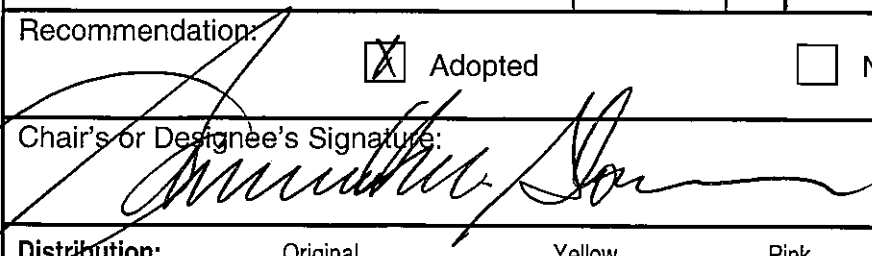
Record of Votes
Committee on Higher Education and the Arts
HEA

Bill / Resolution No.:* <i>SB 2943</i>	Committee Referral: <i>HEA/EET/JDL, WAM</i>	Date: <i>2-11-16</i>		
<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)	✓			
GABBARD, Mike				✓
KIDANI, Michelle N.	✓			
SLOM, Sam			✓	
TOTAL	<i>2</i>		<i>1</i>	<i>1</i>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>Michelle N. Kidani</i>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes

The Senate
 Twenty-Eighth Legislature
 State of Hawai'i

Record of Votes
Committee on Economic Development, Environment, and Technology
EET

Bill / Resolution No.:* SB 2943	Committee Referral: HEA/EET/JDL, WAM	Date: 2/11/16		
<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
WAKAI, Glenn (C)	X			
SLOM, Sam (VC)			X	
BAKER, Rosalyn H.				X
ESPERO, Will				X
GALUTERIA, Brickwood	X			
IHARA, Jr., Les		X		
KEITH-AGARAN, Gilbert S.C.	X			
RUDERMAN, Russell E.				X
THIELEN, Laura H.				X
TOTAL	3	1	1	4
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

