

# Association of Emeritus Regents

University of Hawaii

James Lee, Chair  
Andres Albano, Jr. Vice-Chair  
J. F. Blanco, Secretary-Treasurer

## LEGISLATIVE TESTIMONY IN **OPPOSITION** OF **SB2316** RELATING TO THE UNIVERSITY OF HAWAII

Hearing Date:

2:00 pm, Wednesday, March 15, 2018  
Conference Room 309

Submitted by:

ASSOCIATION OF EMERITUS REGENTS  
UNIVERSITY OF HAWAII

Rep. Angus L.K. McKelvey, Chair, Rep. Mark J. Hashem, Vice Chair, and members of the House Committee on Higher Education:

The Association of Emeritus Regents (AER) of the University of Hawaii hereby submits testimony in opposition to Senate Bill 2316.

The AER respectfully ask that this committee remove all language in SB2316 that proposes a constitutional amendment to modify the appointment process of the Board of Regents for the University of Hawaii. AER also respectfully ask this committee to incorporate the language in HB2093 which proposes further enhancements that improve the governance operations of the Candidate Advisory Council

SB2316 proposes to eliminate the Candidate Advisory Council (CAC) from the Board of Regent selection process. The Association of Emeritus Regents opposes the elimination of the CAC for the reasons noted below.

The CAC was created in 2006 after an overwhelming majority of voters voted to ratify an amendment to the State Constitution to change the selection process for Board of Regent members. The legislation to create the CAC was proposed by the State Legislature in 2004 in its ultimate wisdom. The legislature and the voters recognized the importance of the University of Hawaii as the major institution of higher education in Hawaii and mandated a process to select regents which is similar to the process to select judges and justices in the Hawaii Court system.

The CAC process is transparent and comprehensive. There are eight members on the CAC. Five voting members on the CAC are appointed by the Governor, one voting member is appointed by the Speaker of the House, one voting member is appointed by the Senate President, an ex-officio nonvoting member is appointed by the AER.

The members of the CAC are not compensated and devote countless hours to find the three most qualified candidates for each open seat on the Board of Regents to submit to the Governor. A flow chart of the candidate vetting process is attached to this testimony as Exhibit "1". We have also attached a summary of the work performed by the CAC from 2007 to 2016. In the 2015/2016 year, the CAC

reviewed 46 applications of which 21 were interviewed which resulted in 14 names being submitted to the Governor.

The Board of Regent candidate process has worked well. Since its inception, the CAC process has generated lists of stellar BOR candidates for the Governor to select from. All interested candidates are invited to apply, and the Governor and any member of the legislature can nominate candidates they each believe should be considered by the CAC and a university regent. The vetting process is grueling and no stones are left unturned. Only the most qualified candidates are sent to the Governor. The Governor makes his selection and then sends the name of his selection to the Senate for vetting and confirmation.

There is no logical reason to do away with the CAC. It has worked well. Eliminating the CAC will be a disregard of the voter's mandate.

The only flaw with the current operation of the CAC is the fact that the AER appointee does not have a vote. HB2093 proposes to provide the AER appointee on the CAC with the right to vote in the candidate selection process. The AER appointee, as a former regent, provides a unique perspective of the inner workings of the BOR decision making process. The appointee is able to probe candidates from a unique perspective. The AER member actively participates and contributes many hours in the candidate recruiting, screening and selection process. It is only fitting that all members on the CAC have a voting voice.

The AER respectfully ask that this committee remove all language in SB2316 that proposes to eliminate the Candidate Advisory Council (CAC) from the Board of Regent selection process. We also ask the committee to incorporate language that restores the full voting rights of the Association of Emeritus Regent member on the CAC as set forth in HB2093.

Enclosures

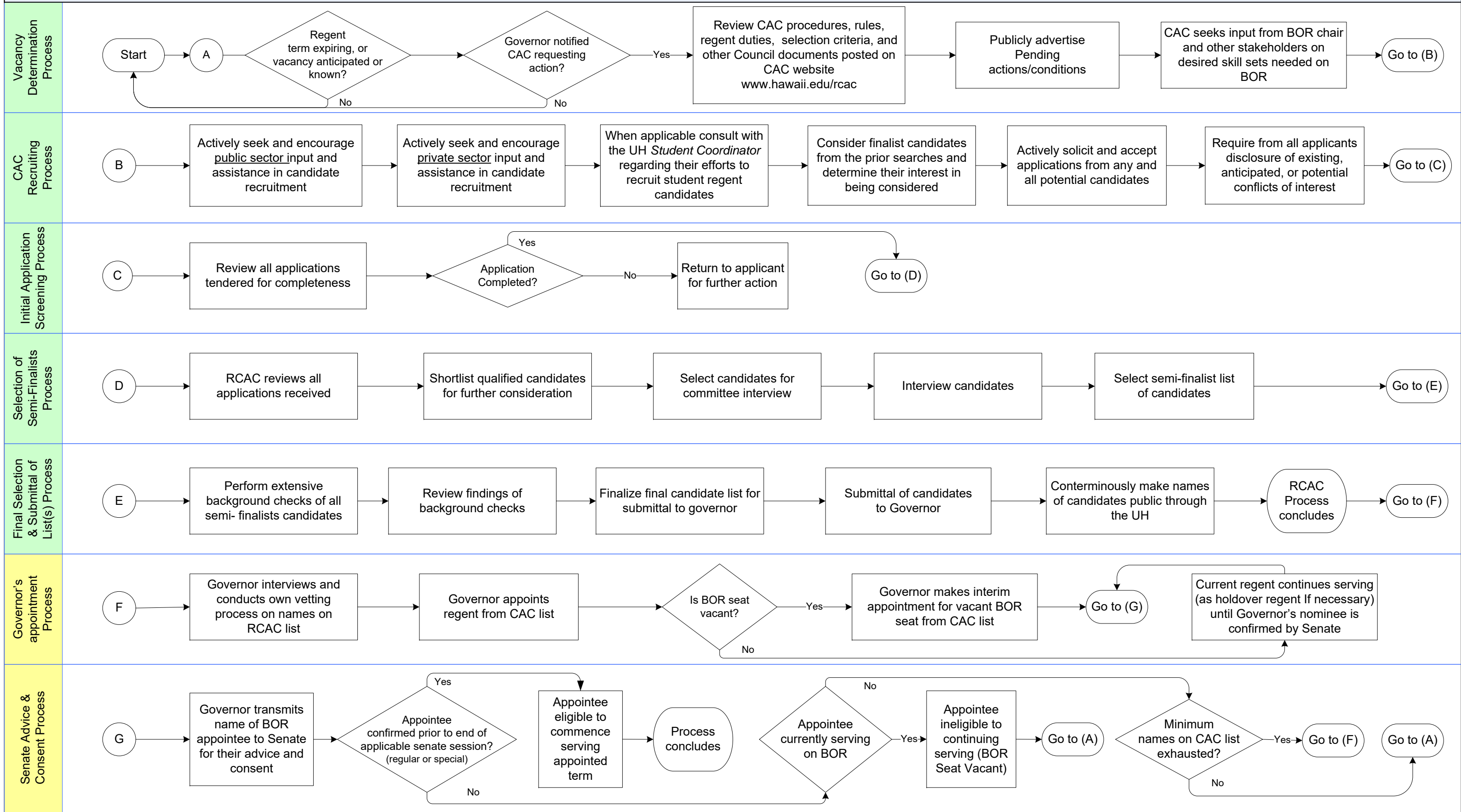
Exhibit 1

Attachments

# EXHIBIT 1

# University of Hawaii Candidate Advisory Council Workflow Process

LEGEND CAC Process External Process



# ATTACHMENTS

**University of Hawai'i  
Candidate Advisory Council**

**Summary of Work Product  
2007 through 2015**

**November 2015**

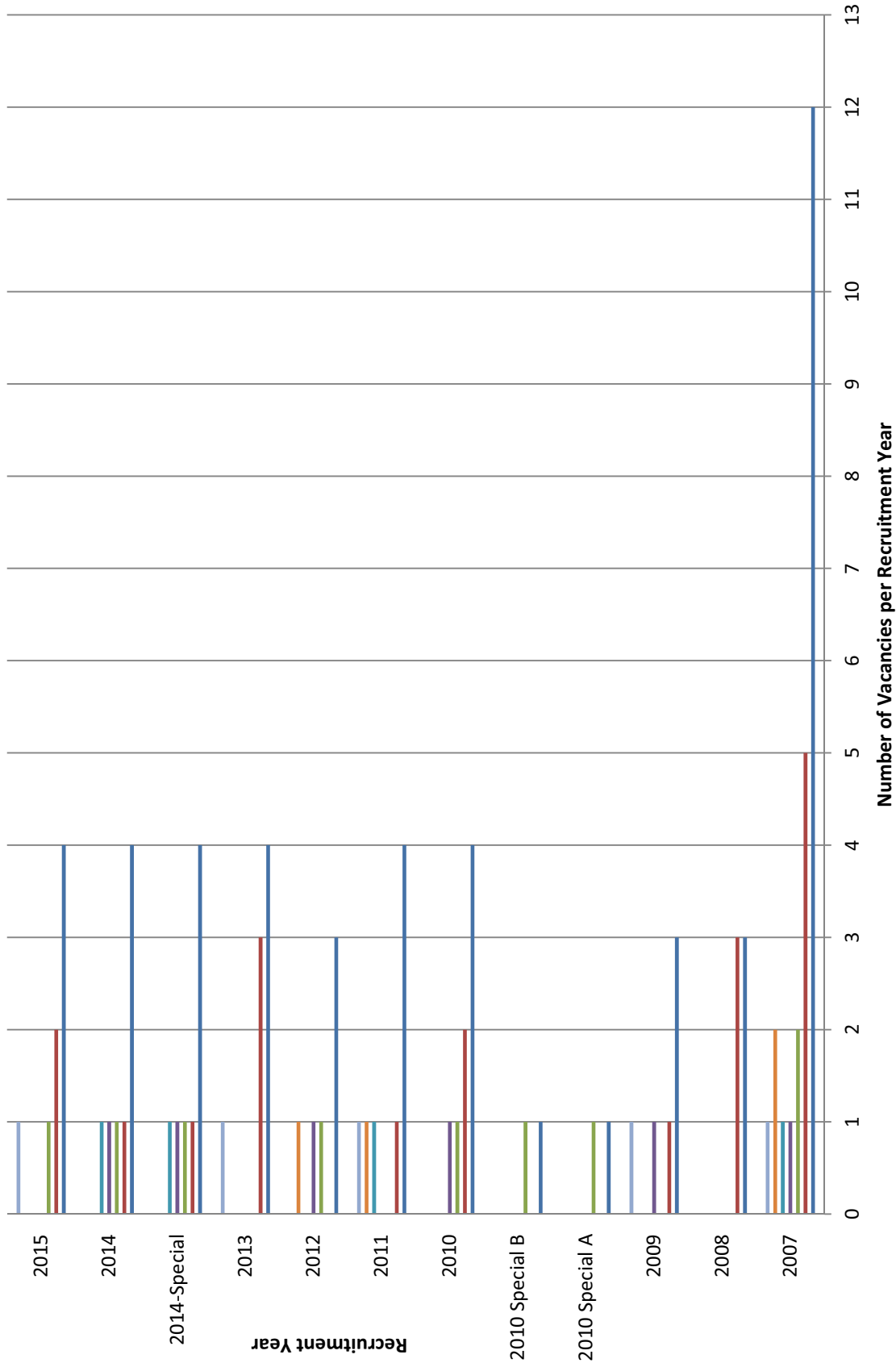
**BOARD OF REGENTS  
CANDIDATE ADVISORY COUNCIL (CAC)  
UNIVERSITY OF HAWAII**

**Recruitment Summary by Year  
2007 (CAC Inception) through 2015**

<b>RECRUITMENT YEAR &amp; APPOINTING GOVERNOR</b>	<b># OF VACANT SEATS</b>	<b># OF APPLICATIONS RECEIVED</b>	<b># OF APPLICANTS INTERVIEWED</b>	<b># OF FINALISTS</b>	<b>APPOINTED &amp; CONFIRMED</b>
2007-08 Lingle	(12) Oahu-5, Hawaii-2, Maui-1, Kauai-1, At-Large-2, Student-1	86 (22 women)	37 (11 women)	22 (5 women)	♦Baxa♦Carlson♦Dahilig ♦de la Pena♦Fukunaga♦Gee ♦Horota♦Karr♦Martinson ♦Rasmussen♦Tajiri♦Teichman
2008-09 Lingle	(3) Oahu-3	17 (3 women)	7 (1 woman)	5 (1 woman)	♦Holzman♦Lee♦Martinson
2009-10 Lingle	(3) Oahu-1, Maui-1, Student-1	38 (14 women)	19 (10 women)	7 (3 women)	♦Gee♦Ota♦Williams
<b>SPECIAL RECRUITMENT DUE TO RESIGNATION</b>					
2010-11 Lingle	<i>Tajiri vacancy</i> (1) Hawaii-1	10 (3 women)	5 (2 women)	2 (0 women)	♦Dias interim appointment only 4/10-5/11
2010-11 Abercrombie	Abercrombie requests new candidate list	3 (0 women)	3 (0 women)	2 (0 women)	♦Mizuno
2010-11 Abercrombie	(4) Oahu-2, Maui-1, Hawaii-1	30 (20 women)	15 (8 women)	11 (7 women)	♦Carlson♦Matayoshi ♦Ota♦Sullivan
2011-12 Abercrombie	(4) At-Large-1, Oahu-1, Kauai-1, Student-1	61 (22 women)	27 (9 women)	12 (2 women)	♦Acido♦Dean ♦Kudo♦Shigemoto
2012-13 Abercrombie	(3) At-Large-1, Maui-1, Hawaii-1	21 (4 women)	14 (3 women)	8 (1 woman)	♦Mizuno♦Ball III♦Moore
2013-14 Abercrombie	(4) Oahu-3, Student-1	38 (10 women)	27 (6 women)	13 (4 women)	♦Yuen♦Putnam ♦Portnoy♦Tagorda
<b>SPECIAL RECRUITMENT DUE TO RESIGNATIONS</b>					
2014 Abercrombie	<i>Carlson; Dean; Ota; Shigemoto vacancies</i> (4) Hawaii-1, Oahu-1, Maui-1, Kauai-1	44 (5 women)	22 (5 women)	15 (3 women)	♦Acoba♦Hoffmann ♦Bal III, ♦Nielsen 10/14 - 05/15 (interim appointments only)
2014 Ige	Ige selects different candidates on list				♦Acoba♦Higaki ♦Iha♦Nielsen
2014-15 Ige	(2) Oahu-1, Maui-1	19 (4 women)	11 (4 women)	9 (3 women)	♦McEnerney♦Wilson
2015-16 Ige	(4) Oahu-2, Hawaii-1, Student-1	46 (18 women)	21 (9 women)	14 (6 women)	To be determined

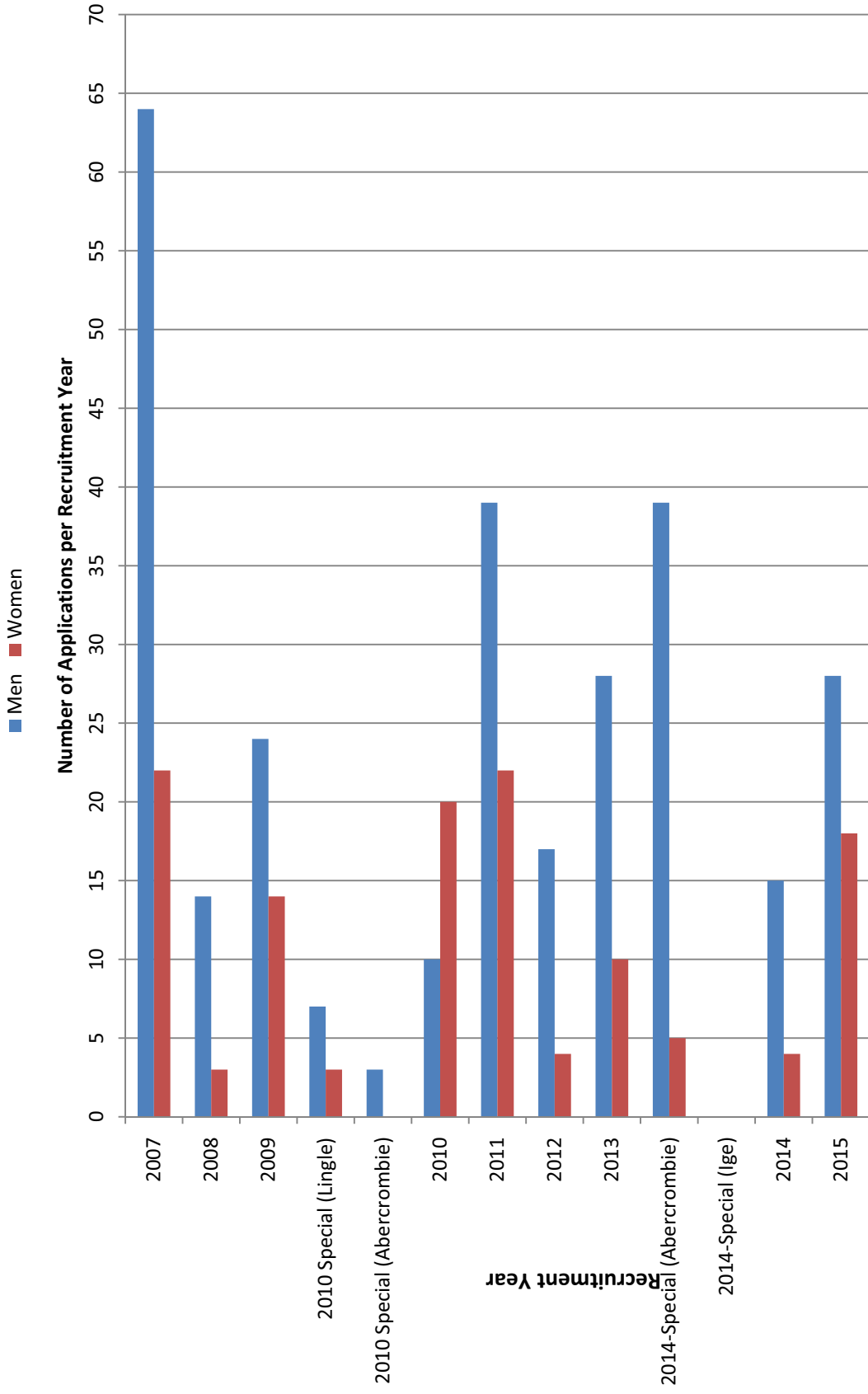
## BOR Vacancies per Recruitment Year

■ Student   
 ■ At-Large   
 ■ Kauai   
 ■ Maui   
 ■ Hawaii   
 ■ Oahu   
 ■ Total Vacancies

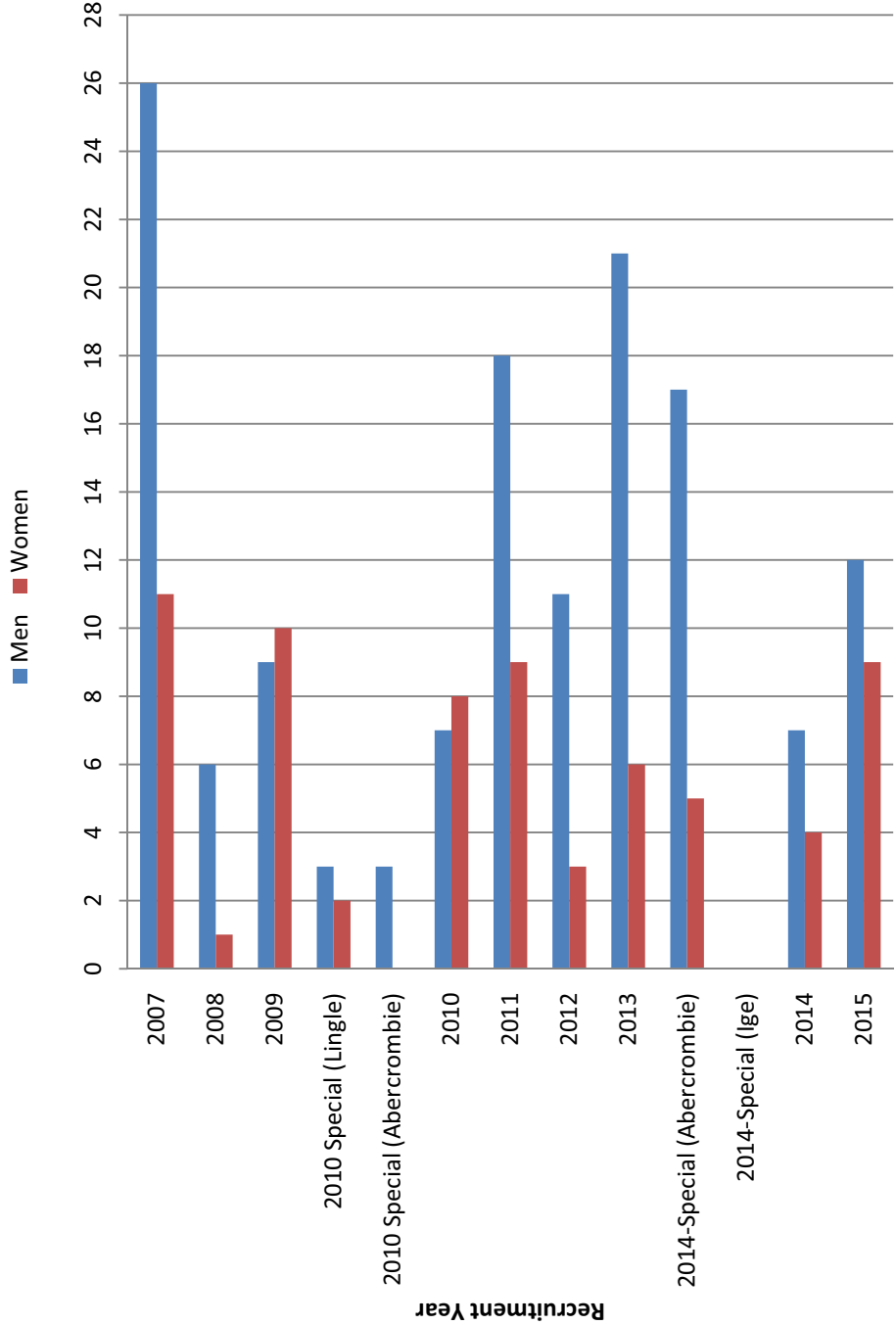




# Candidate Applications Received

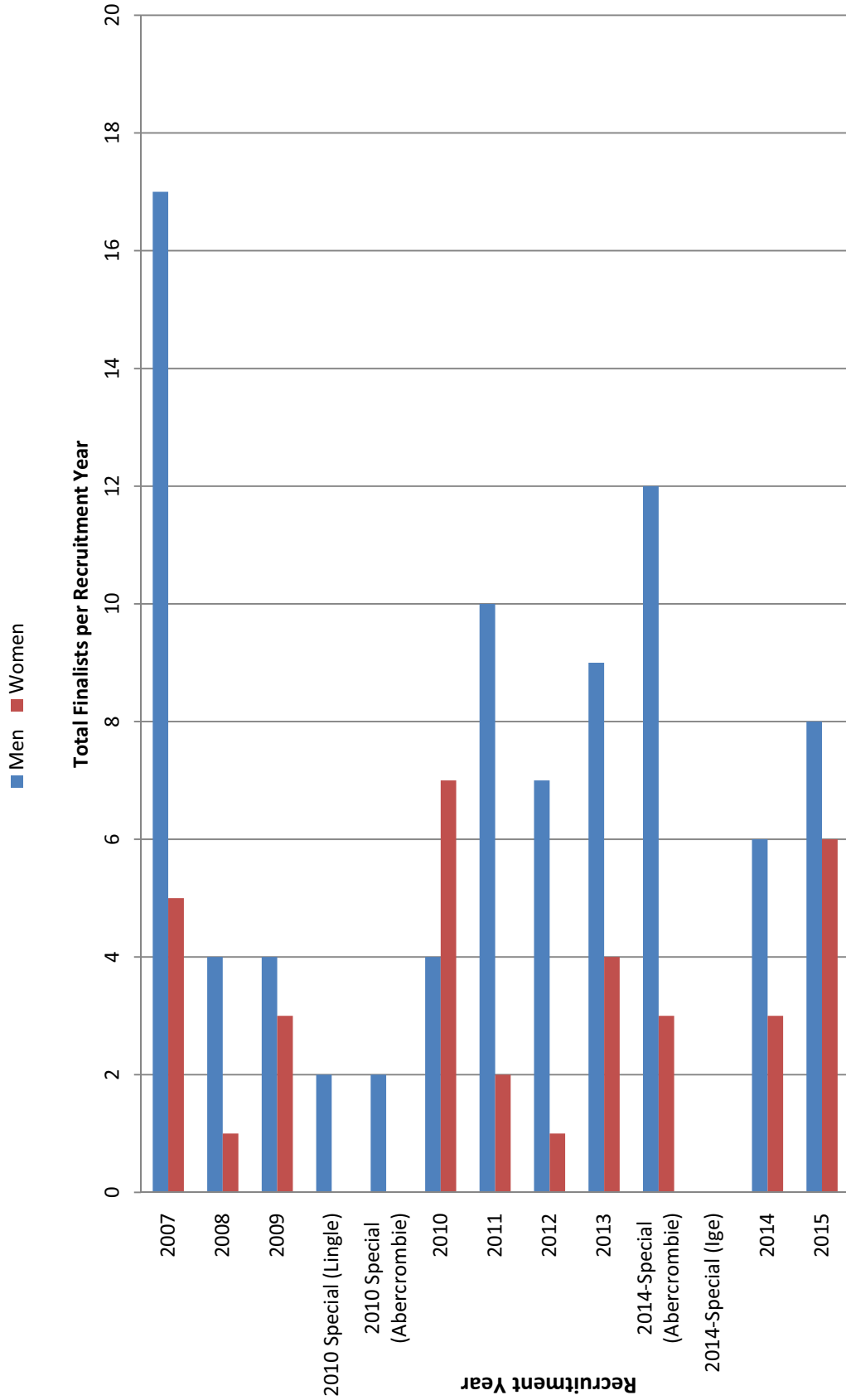


### Candidates Selected for Interview

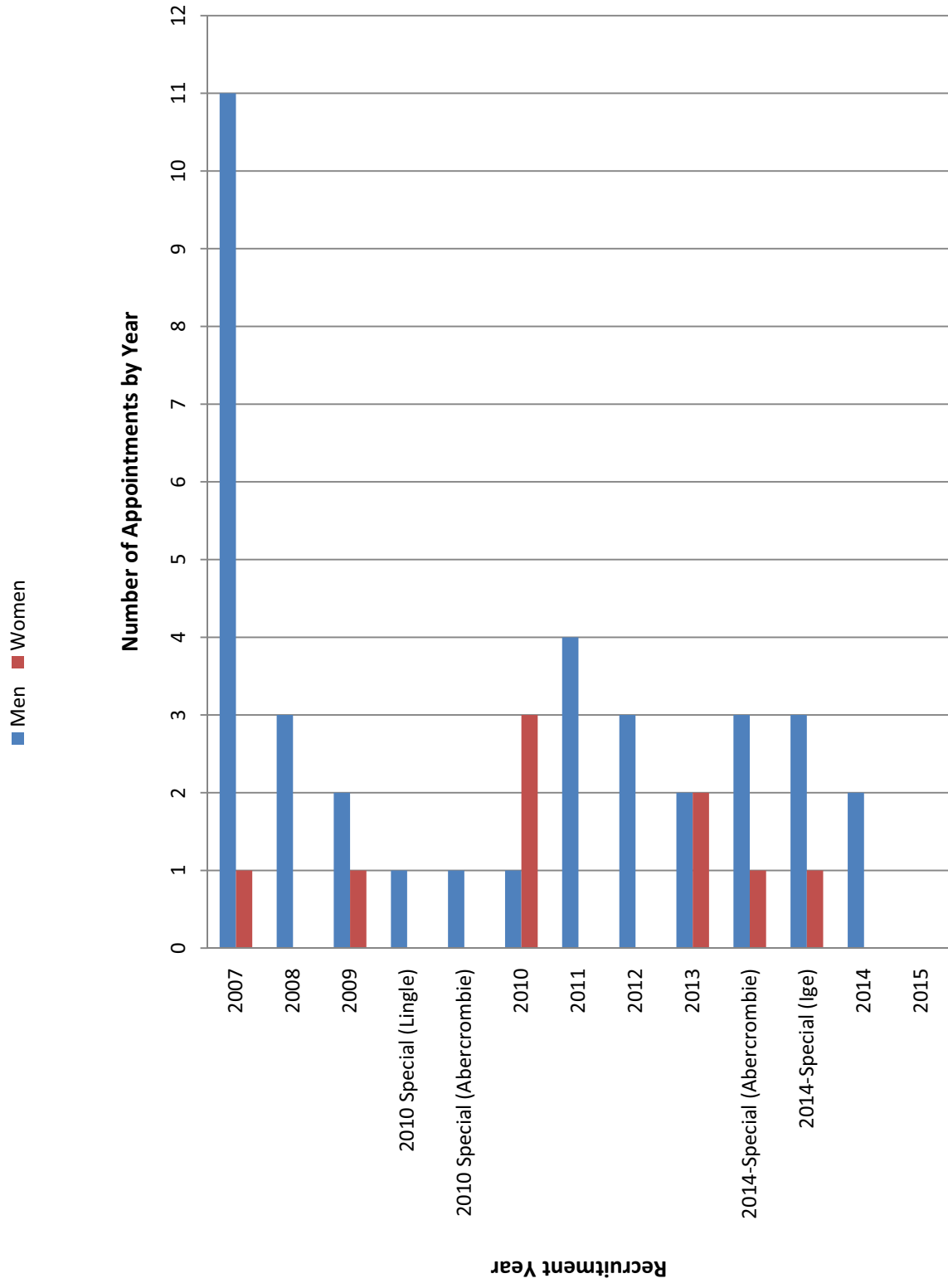


# of conducted interviews (45-60 minutes each)

# # of Finalists Presented to the Governor

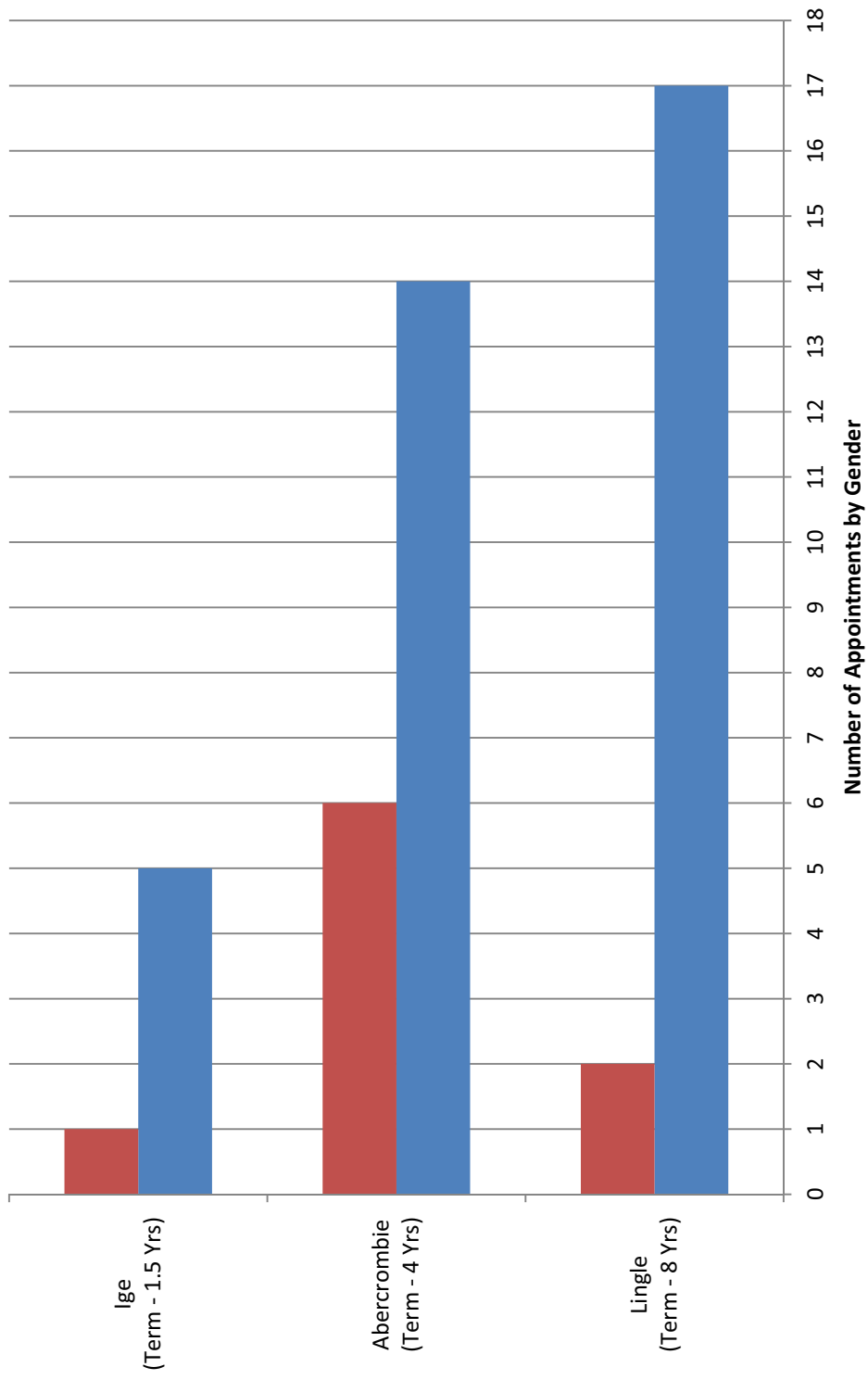


# Governor Appointments to the BOR



# Gender Appointments by Governor

■ Women ■ Men



**LATE**

**SB-2316**

Submitted on: 3/15/2018 2:07:33 PM

Testimony for HED on 3/15/2018 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
De MONT R. D. CONNER	Ho'omanapono Political Action Committee (HPAC)	Oppose	Yes

Comments: