

STAND. COM. REP. NO.

2194

Honolulu, Hawaii

APR 18 2019

RE: S.R. No. 134  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirtieth State Legislature  
Regular Session of 2019  
State of Hawaii

Sir:

Your Committee on Higher Education, to which was referred  
S.R. No. 134 entitled:

"SENATE RESOLUTION REQUESTING THE WILLIAM S. RICHARDSON  
SCHOOL OF LAW TO CONVENE A TASK FORCE TO STUDY AND REPORT ON  
A LOAN FORGIVENESS PROGRAM FOR LAW STUDENTS TO PROVIDE  
INCENTIVES FOR LEGAL ASSISTANCE IN RURAL COMMUNITIES IN  
HAWAII,"

begs leave to report as follows:

The purpose and intent of this measure is to request the  
William S. Richardson School of Law to convene a task force to  
study and report on a loan forgiveness program for law students to  
provide incentives for legal assistance in rural communities in  
Hawaii.

Your Committee received testimony in support of this measure  
from the Oahu County Committee of the Oahu County Democrats.

Prior to the hearing on this measure, your Committee posted  
and made available for public review a proposed S.D. 1, which  
deletes the contents of this measure and inserts language that:

- (1) Discusses provisions and concerns related to public  
agency meetings and records, including public notice  
requirements for the University of Hawaii Board of  
Regents; and



- (2) Urges the University of Hawaii Board of Regents to follow and abide by the public notice requirements for its meetings and to record more detailed minutes of its meetings.

Your Committee received testimony in support of the proposed S.D. 1 from one individual. Your Committee received comments on the proposed S.D. 1 from the Office of the Board of Regents of the University of Hawai'i and The Civil Beat Law Center for the Public Interest.

Your Committee finds that the affairs of the University of Hawaii fall under the general management and control of the Board of Regents, who have exclusive jurisdiction over the internal structure, management, and operation of the university. While the Board of Regents has jurisdiction over certain matters, the Hawaii State Constitution is clear that the Legislature maintains its jurisdiction over matters of statewide concern, including adherence to the State's Sunshine Law. Therefore, it is critical that the Board of Regents consistently follow public notice requirements and provide sufficient details as to what transpired at the meeting to ensure transparency and public accountability regarding its decisions related to the management and operations of the University of Hawaii.

Your Committee has amended this measure by adopting the proposed S.D. 1 and further amending the measure by:

- (1) Urging the University of Hawaii Board of Regents to consider posting hearing notices for its meetings earlier than the minimum number of days required, including but not limited to at least six full days;
- (2) Amending the title in accord with its amended purpose; and
- (3) Making a technical, nonsubstantive amendment 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 concurs with the intent and purpose of S.R.



No. 134, as amended herein, and recommends its adoption in the form attached hereto as S.R. No. 134, S.D. 1.

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



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DONNA MERCADO KIM, Chair



The Senate  
Thirtieth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Higher Education**  
**HRE**

Bill / Resolution No.:* <b>SR 134</b>	Committee Referral: <b>HRE</b>	Date: <b>4/15/19</b>		
<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
KIM, Donna Mercado (C)	/			
KIDANI, Michelle N. (VC)	/			
KAHELE, Kaiali'i	/			
KEITH-AGARAN, Gilbert S.C.				/
FEVELLA, Kurt	/			
<b>TOTAL</b>	<b>4</b>			<b>1</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; font-family: cursive; font-size: 1.2em;">Michelle N. Kidani</div>				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Only one measure per Record of Votes