

JAN 18 2019

A BILL FOR AN ACT

RELATING TO THE UNIVERSITY OF HAWAII BOARD OF REGENTS.

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

1 SECTION 1. The legislature finds that the composition and
2 term limits of members of the board of regents of the University
3 of Hawaii is a matter of statewide concern that falls under its
4 purview pursuant to article X, section 6, of the Hawaii State
5 Constitution

6 The purpose of this Act is to amend the composition and
7 term length of the members of the board of regents of the
8 University of Hawaii.

9 SECTION 2. Section 26-11, Hawaii Revised Statutes, is
10 amended by amending subsection (a) to read as follows:

11 "(a) The University of Hawaii shall be headed by an
12 executive board to be known as the board of regents.

13 The board shall consist of [~~fifteen~~] seven members. At
14 least one member shall be a University of Hawaii student at the
15 time of the initial appointment. [~~This member may be~~
16 ~~reappointed for one additional term even though the member may~~
17 ~~no longer be a student at the time of reappointment.] The~~



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1 governor shall reduce the terms of those initially appointed to
2 each seat on the board of regents to provide, as far as
3 practicable, for the expiration of three terms each year;
4 provided that the term of the student member shall not be
5 reduced.

6 ~~[At least twelve]~~ The members, except for the student
7 member[-] and the at-large member, shall represent and reside in
8 the specified geographic areas as follows:

- 9 (1) ~~[Two members]~~ One member from the county of Hawaii;
- 10 (2) ~~[Two members]~~ One member from the county of Maui;
- 11 (3) One member from the county of Kauai; and
- 12 (4) ~~[Seven]~~ Two members from the city and county of
13 Honolulu[-]; provided that of the two members, one
14 member shall represent and reside in the first
15 congressional district of the State and the other
16 member shall represent and reside in the second
17 congressional district of the State.

18 The student member shall be the student body president, or
19 its equivalent, from one of the various University of Hawaii
20 campuses; provided that this appointment shall rotate every two
21 years among the student body president from the University of



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1 Hawaii at Manoa, University of Hawaii at Hilo, or University of
2 Hawaii West-Oahu and the student body president, or its
3 equivalent, from a campus among the University of Hawaii
4 community college system.

5 The at-large member shall have demonstrated expertise in
6 native Hawaiian traditional and customary practices, as
7 evidenced by a college degree in a relevant field such as
8 Hawaiian studies, native Hawaiian law, native Hawaiian
9 traditional and customary practices, or related subject area;
10 work history that demonstrates an appropriate level of knowledge
11 in native Hawaiian traditional and customary practices; or
12 substantial experience as a practitioner of native Hawaiian
13 traditions and customs.

14 The board shall have the power, in accordance with the
15 Hawaii constitution and with law, to formulate policy and to
16 exercise control over the university through its executive
17 officer, the president of the university. The board shall have
18 exclusive jurisdiction over the internal organization and
19 management of the university."

20 SECTION 3. Section 304A-104, Hawaii Revised Statutes, is
21 amended by amending subsection (a) to read as follows:



1 "(a) The affairs of the university shall be under the
2 general management and control of the board of regents. The
3 board shall consist of [~~fifteen~~] seven members who shall be
4 appointed by the governor from lists of qualified candidates
5 presented to the governor by the candidate advisory council,
6 pursuant to section 304A-104.6, and shall be confirmed by the
7 senate; provided that if the list of qualified candidates
8 includes fewer than three candidates at any time during the
9 nomination and confirmation process, the governor may request
10 that the candidate advisory council reopen recruitment for
11 qualified candidates. Members may be removed by the governor.
12 Except as otherwise provided by law, state officers shall be
13 eligible for appointment and membership.

14 The term of each member shall be [~~five~~] three years, except
15 as provided for the initial appointment in section 26-11;
16 provided that the term of the student member shall be two years.
17 Every member may serve beyond the expiration date of the
18 member's term of appointment until the member's successor has
19 been appointed by the governor and confirmed by the senate in
20 accordance with article X, section 6 of the Hawaii State
21 Constitution. Members shall serve no more than two consecutive



1 ~~[five-year]~~ three-year terms; provided that the members who are
2 initially appointed to terms of two years or less pursuant to
3 section 26-11(a) may be reappointed to two ensuing ~~[five-year]~~
4 three-year terms. If a member is to be appointed to a second
5 term of ~~[five]~~ three years, the senate shall consider the
6 question of whether to reconfirm the member at least one hundred
7 twenty days prior to the conclusion of a member's first ~~[five-~~
8 ~~year]~~ three-year term; provided that if the senate is not in
9 session within one hundred twenty days prior to the conclusion
10 of the member's first ~~[five-year]~~ three-year term, the member
11 shall continue to serve until the senate convenes for the next
12 regular session or the next special session for which the senate
13 is authorized to consider the question of reconfirmation."

14 SECTION 4. Statutory material to be repealed is bracketed
15 and stricken. New statutory material is underscored.

16 SECTION 5. This Act shall take effect upon its approval.
17

Stacy
Anna Mercedes
D.K.

INTRODUCED BY:

[Signature]

[Signature]
[Signature]



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Report Title:

University of Hawaii; Board of Regents; Composition; Terms

Description:

Amends the composition of the Board of Regents of the University of Hawaii, reduces the number of board members from fifteen members to seven members, and shortens term length from five years to three years.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

