
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 of the
7 members of the board of regents of the University of Hawaii.

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

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

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



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

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

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

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



1 management of the university. The board shall hold the
2 president of the university and university administration
3 accountable for decisions, actions, and leases that incur
4 additional costs to the university."

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

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

20 The term of each member shall be five years, except as
21 provided for the initial appointment in section 26-11; provided



1 that the term of the student member shall be two years. Every
2 member may serve beyond the expiration date of the member's term
3 of appointment as a holdover member until the member's successor
4 has been appointed by the governor and confirmed by the senate
5 in accordance with article X, section 6 of the Hawaii State
6 Constitution[-]; provided that, notwithstanding any law to the
7 contrary, a holdover member shall not serve as a member of the
8 board beyond the end of the first regular session of the
9 legislature following the expiration of the member's term.
10 Members shall serve no more than two consecutive five-year
11 terms; provided that the members who are initially appointed to
12 terms of two years or less pursuant to section 26-11(a) may be
13 reappointed to two ensuing five-year terms. If a member is to
14 be appointed to a second term of five years, the senate shall
15 consider the question of whether to reconfirm the member at
16 least one hundred twenty days prior to the conclusion of a
17 member's first five-year term; provided that if the senate is
18 not in session within one hundred twenty days prior to the
19 conclusion of the member's first five-year term, the member
20 shall continue to serve until the senate convenes for the next



1 regular session or the next special session for which the senate
2 is authorized to consider the question of reconfirmation."

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

5 SECTION 5. This Act shall take effect on July 1, 2022.



Report Title:

UH; Board of Regents; Composition

Description:

Amends the composition of the Board of Regents of the University of Hawaii, and reduces the number of board members from 15 members to 11 members. Specifies terms of holdover board members. Specifies that the Board of Regents shall hold the president of the University of Hawaii and university administration accountable for decisions, actions, and leases that incur additional costs to the university. (SB919 HD1)

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