

STAND. COM. REP. NO.

2665

Honolulu, Hawaii

FEB 18 2022

RE: S.B. No. 3155
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-First State Legislature
Regular Session of 2022
State of Hawaii

Sir:

Your Committee on Higher Education, to which was referred
S.B. No. 3155 entitled:

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

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Amend the number of University of Hawaii Board of Regents member terms that expire each year from three to two; and
- (2) Adjust the terms of the Board of Regents members appointed between 2022-2026 to realign the number of terms scheduled to expire each year.

Your Committee received testimony in support of this measure from the University of Hawaii Board of Regents.

Your Committee finds that Act 172, Session Laws of Hawaii 2019, reduced the number of members of the Board of Regents of the University of Hawaii from fifteen to eleven, making the number of members whose terms will expire in the coming years not evenly distributed and may result in sudden losses of institutional knowledge. To prevent dramatic shifts in the composition of the Board of Regents, a realignment of terms of members appointed by



the Governor is necessary to ensure that a large number of terms do not expire each year. As the Board of Regents guide policy and major decisions for the University of Hawai'i System, the composition of the Board of Regents is a matter of statewide concern under article X, section 6 of the Hawaii State Constitution. To address the issues surrounding regent terms and to prevent significant loss of knowledge, this measure addresses the Board of Regents member numbers, composition, selection, and term limits.

Your Committee has amended this measure by:

- (1) Reducing the number of regents from eleven to nine;
- (2) Amending the composition of the Board of Regents to require one member from each county, totaling four members;
- (3) Amending the composition of the Board of Regents to require five at-large members to be selected as follows:
 - (A) Two members selected from a list of three names submitted to the governor by the President of the Senate;
 - (B) Two members selected from a list of three names submitted to the governor by the Speaker of the House of Representatives; and
 - (C) One member selected by the Governor;
- (4) Adjusting the terms of the Board of Regents members appointed between 2022-2026 to reflect the new total of regents;
- (5) Amending section 1 to reflect its amended purpose; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

Your Committee notes that the amendments made to this measure that change the composition and selection process of the Board of Regents is contingent upon the ratification of a constitutional



amendment repealing the Candidate Advisory Council of the Board of Regents of the University of Hawaii.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3155, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3155, S.D. 1, and be referred to your Committee on Judiciary.

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



DONNA MERCADO KIM, Chair



The Senate
 Thirty-First Legislature
 State of Hawai'i

Record of Votes
Committee on Higher Education
HRE

Bill / Resolution No.:* SB 3155	Committee Referral: HRE, JDC	Date: 2-8-22
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The Committee is reconsidering its previous decision on this measure.
 If so, then the previous decision was to: _____

The Recommendation is:

Pass, unamended 2312
 Pass, with amendments 2311
 Hold 2310
 Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
KIM, Donna Mercado (C)	/			
KIDANI, Michelle N. (VC)	/			
KEITH-AGARAN, Gilbert S.C.	/			
WAKAI, Glenn	/			
FEVELLA, Kurt	/			
TOTAL	5	-	-	-

Recommendation:
 Adopted
 Not Adopted

Chair's or Designee's Signature:


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*Only one measure per Record of Votes