

JAN 18 2013

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## A BILL FOR AN ACT

PROPOSING A CONSTITUTIONAL AMENDMENT TO ARTICLE X, SECTION 6, OF  
THE HAWAII STATE CONSTITUTION TO MODIFY THE APPOINTMENT  
PROCESS FOR THE BOARD OF REGENTS OF THE UNIVERSITY OF  
HAWAII.

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

1       SECTION 1. The purpose of this Act is to propose an  
2 amendment to article X, section 6, of the Constitution of the  
3 State of Hawaii to modify the University of Hawaii board of  
4 regents' appointment process.

5       It is the intent of the legislature that the existing  
6 members of the board of regents of the University of Hawaii  
7 serve their full terms of office. As each term expires, the  
8 regent shall be replaced by a member nominated and, with the  
9 advice and consent of the senate, appointed by the governor.

10       SECTION 2. Article X, section 6, of the Constitution of  
11 the State of Hawaii is amended to read as follows:

12                   **"BOARD OF REGENTS; POWERS**

13       **Section 6.** There shall be a board of regents of the  
14 University of Hawaii, the members of which shall be nominated  
15 and, by and with the advice and consent of the senate, appointed  
16 by the governor [~~from pools of qualified candidates presented to~~]



1 ~~the governor by the candidate advisory council for the board of~~  
2 ~~regents of the University of Hawaii]~~, as provided by law. At  
3 least part of the membership of the board shall represent  
4 geographic subdivisions of the State. The board shall have the  
5 power to formulate policy, and to exercise control over the  
6 university through its executive officer, the president of the  
7 university, who shall be appointed by the board. The board  
8 shall also have exclusive jurisdiction over the internal  
9 structure, management, and operation of the university. This  
10 section shall not limit the power of the legislature to enact  
11 laws of statewide concern. The legislature shall have the  
12 exclusive jurisdiction to identify laws of statewide concern."

13 SECTION 3. The question to be printed on the ballot shall  
14 be as follows:

15 "Shall the constitutional requirement that the governor make  
16 appointments to the board of regents of the University of  
17 Hawaii from pools of qualified candidates presented to the  
18 governor by the candidate advisory council for the board of  
19 regents of the University of Hawaii be repealed?"

20 SECTION 4. Constitutional material to be repealed is  
21 bracketed and stricken.



SECTION 5. This amendment shall take effect upon  
compliance with article XVII, section 3, of the Constitution of  
the State of Hawaii.

INTRODUCED BY: Malene Jan

DAVID L. RAY  
FLA: ELL  
Sienna Kahala  
Malene Jan



# S.B. NO. 453

**Report Title:**

Constitutional Amendment; UH; Board of Regents; Candidate  
Advisory Council

**Description:**

Proposes an amendment to article X, section 6, of the Hawaii State Constitution to modify the appointment process for the board of regents of the University of Hawaii; repeals reference to the candidate advisory council for the board of regents of the University of Hawaii.

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

