

Honolulu, Hawaii

March 6

, 2015

RE: H.B. No. 848

Honorable Joseph M. Souki  
Speaker, House of Representatives  
Twenty-Eighth State Legislature  
Regular Session of 2015  
State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which  
was referred H.B. No. 848 entitled:

"A BILL FOR AN ACT RELATING TO POST-SECONDARY EDUCATION,"

begs leave to report as follows:

The purpose of this measure is to allow post-secondary  
educational institutions that have been denied the privilege to  
operate or continue to operate in the State with the option to  
request an administrative hearing within fifteen days of the  
receipt of the notification of denial.

Your Committee received testimony in support of this measure  
from the Department of Commerce and Consumer Affairs.

Your Committee finds that pursuant to section 305J-12(c),  
Hawaii Revised Statutes, any post-secondary educational  
institution that is placed on probationary status may request an  
administrative hearing for review pursuant to chapter 91, Hawaii  
Revised Statutes. However, chapter 305J, Hawaii Revised Statutes,  
does not explicitly provide post-secondary educational  
institutions with the option to request an administrative hearing  
following other negative decisions. This measure will enable the  
Department of Commerce and Consumer Affairs Hawaii Post-Secondary  
Education Authorization Program to carry out its responsibilities  
more effectively by providing that post-secondary educational  
institutions may request an administrative hearing following a



denial of an authorization to operate in the State or a notification that the Department of Commerce and Consumer Affairs intends to suspend or terminate an institution's authorization to operate in the State.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 848 and recommends that it pass Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committee on Consumer  
Protection & Commerce,



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ANGUS L.K. MCKELVEY, Chair



HSCP 759

Bill/Resolution No.: <b>HB 848</b>	Committee Referral: <b>HED, CPC</b>	Date: <b>03/02/15</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input checked="" type="checkbox"/> Pass, unamended (as is) <input type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. McKELVEY, Angus L.K. (C)	✓			
2. WOODSON, Justin H. (VC)	✓			
3. BELATTI, Della Au	.			✓
4. BROWER, Tom	✓			
5. CREAGAN, Richard P.	✓			
6. HAR, Sharon E.	✓			
7. HASHEM, Mark J.	✓			
8. KAWAKAMI, Derek S.K.	✓			
9. LEE, Chris	✓			
10. NAKASHIMA, Mark M.				✓
11. OSHIRO, Marcus R.	✓			
12. SAN BUENAVENTURA, Joy A.	✓			
13. TAKAYAMA, Gregg	✓			
14. YAMANE, Ryan I.				✓
15. FUKUMOTO CHANG, Beth	✓			
16. MCDERMOTT, Bob				✓
TOTAL (16)	12			4
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: _____				
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