JAN 2 3 2020

A BILL FOR AN ACT

PROPOSING 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.

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 SECTION 2. Article X, section 6, of the Constitution of
- 6 the State of Hawaii is amended to read as follows:
- 7 "BOARD OF REGENTS; POWERS
- 8 Section 6. There shall be a board of regents of the
- 9 University of Hawaii, the members of which shall be nominated
- 10 and, by and with the advice and consent of the senate, appointed
- 11 by the governor [from pools of qualified candidates presented to
- 12 the governor by the candidate advisory council for the board of
- 13 regents of the University of Hawaii], as provided by law. At
- 14 least part of the membership of the board shall represent
- 15 geographic subdivisions of the State. The board shall have the
- 16 power to formulate policy, and to exercise control over the



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1 university through its executive officer, the president of the 2 university, who shall be appointed by the board. The board 3 shall also have exclusive jurisdiction over the internal 4 structure, management, and operation of the university. This 5 section shall not limit the power of the legislature to enact 6 laws of statewide concern. The legislature shall have the 7 exclusive jurisdiction to identify laws of statewide concern." 8 SECTION 3. The question to be printed on the ballot shall 9 be as follows: 10 "Shall the constitutional requirement that limits the 11 governor's authority to make appointments to the board of 12 regents of the University of Hawaii only from pools of 13 qualified candidates presented to the governor by the 14 candidate advisory council be repealed to allow the governor 15 to make appointments as provided by law?" 16 SECTION 4. Constitutional material to be repealed is 17 bracketed and stricken.

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1 SECTION 5. This amendment shall take effect upon

2 compliance with article XVII, section 3, of the Constitution of

3 the State of Hawaii.

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Report Title:

Constitutional Amendment; University of Hawaii; 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 the requirement that the Governor can only appoint from pools of candidates presented by the Candidate Advisory Council for the Board of Regents of the University of Hawaii.

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