
A BILL FOR AN ACT

RELATING TO THE UNIVERSITY OF HAWAII BOARD OF REGENTS CANDIDATE
ADVISORY COUNCIL.

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 candidate advisory council is a matter of statewide
4 concern that falls under its purview pursuant to article X,
5 section 6, of the Hawaii State Constitution. As a public
6 university, the University of Hawaii serves as a public good in
7 the services of the people of Hawaii.

8 The purpose of this Act is to ensure that the
9 recommendations of the candidate advisory council for the board
10 of regents of the University of Hawaii help to support the
11 creation of a board that represents the diverse interests of the
12 people of the State of Hawaii by amending the appointing
13 authorities of members to the candidate advisory council and
14 adjusting member term limits.

15 SECTION 2. Section 304A-104.6, Hawaii Revised Statutes, is
16 amended as follows:



- 1 1. By amending subsection (b) to read:
- 2 "(b) The candidate advisory council shall:
- 3 (1) Develop and implement a fair and independent procedure
- 4 for evaluating candidates to serve on the board of
- 5 regents;
- 6 (2) Require candidates and members of their immediate
- 7 families to disclose any existing or anticipated
- 8 contracts or financial transactions with the
- 9 University of Hawaii;
- 10 (3) Actively solicit and accept applications from
- 11 potential candidates;
- 12 (4) Evaluate candidates for the board of regents on their
- 13 background, experience, and potential for discharging
- 14 the responsibilities of a member of the board of
- 15 regents, based upon the qualifications imposed by the
- 16 Hawaii State Constitution; and
- 17 (5) Present a list of at least three candidates to the
- 18 governor for nomination and appointment for each
- 19 vacant seat on the board of regents of the University
- 20 of Hawaii[-]; provided that the candidates presented
- 21 by the candidate advisory council shall:



H.B. NO. 1105

1 (A) Reflect the diversity of the student population,
2 the counties of the State, and a broad
3 representation of higher education-related
4 stakeholders; and
5 (B) Have a track record and accomplishments that
6 demonstrate a thorough understanding of the
7 mission of a public university as a public good
8 in the service of the people of Hawaii;
9 provided further that the candidate advisory council
10 is encouraged to recommend appointees to the governor
11 who represent higher education stakeholders, including
12 but not limited to current and former University of
13 Hawaii faculty, staff, and students; National Board
14 Certified public school teachers, and members of
15 communities historically and contemporarily
16 underserved by and underrepresented in public higher
17 education in Hawaii."

18 2. By amending subsections (e) and (f) to read:
19 "(e) The candidate advisory council shall consist of seven
20 voting members to be appointed without regard to section 26-34
21 as follows:



- 1 (1) One member who shall be appointed by the president of
2 the senate;
- 3 (2) One member who shall be appointed by the speaker of
4 the house of representatives; [and]
- 5 (3) [~~Five members~~] One member who shall be appointed by
6 the governor~~[-]~~;
- 7 (4) One member who shall be appointed by the University of
8 Hawaii student caucus;
- 9 (5) One member who shall be appointed by the University of
10 Hawaii professional assembly;
- 11 (6) One member who shall be appointed by the University of
12 Hawaii alumni association; and
- 13 (7) One member who shall be appointed by the board of
14 trustees of the office of Hawaiian affairs.

15 ~~[A member of the Association of Emeritus Regents of the~~
16 ~~University of Hawaii, appointed by the chair of the Association~~
17 ~~of Emeritus Regents of the University of Hawaii, shall serve as~~
18 ~~an ex officio, nonvoting member of the candidate advisory~~
19 ~~council, for a term not to exceed two years; provided that the~~
20 ~~appointment shall run concurrently with the term of the~~
21 ~~appointing chair.~~



1 ~~The president of the senate, speaker of the house of~~
2 ~~representatives, and governor are encouraged to appoint full-~~
3 ~~time students of the university, university faculty, university~~
4 ~~staff, or university alumni to the candidate advisory council;~~
5 ~~provided that if a full-time student is appointed to the~~
6 ~~candidate advisory council, the student shall have been enrolled~~
7 ~~as a full-time student for at least three consecutive semesters~~
8 ~~and shall serve for a term of two years.]~~

9 (f) ~~[Voting members]~~ Members of the candidate advisory
10 council shall serve for the following terms:

11 (1) Those appointed by the president of the senate ~~[and]~~,
12 speaker of the house of representatives, and board of
13 trustees of the office of Hawaiian affairs shall serve
14 for a term of four years; ~~[and]~~

15 (2) ~~[These]~~ The member appointed by the governor shall
16 serve for a term of four years; provided that such
17 ~~[appointments]~~ appointment shall run concurrently with
18 the term of the appointing governor~~[-]~~; and

19 (3) All other appointments shall serve for a term of two
20 years.



H.B. NO. 1105

1 The secretary of the board of regents shall be responsible
 2 for ensuring that all appointing authorities make appointments
 3 within one hundred twenty days prior to the end of term of the
 4 previously appointed member."

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

7 SECTION 4. This Act shall take effect upon its approval;
 8 provided that the members of the candidate advisory council
 9 appointed by the president of the senate and speaker of the
 10 house of representatives serving on the effective date of this
 11 Act shall continuing serving until their terms expire; provided
 12 further that on the effective date of this Act, the terms of the
 13 members of the candidate advisory council appointed by the
 14 governor and serving on the effective day of this Act shall be
 15 terminated and the members shall be appointed pursuant to
 16 section 2 of this Act.

17

INTRODUCED BY:



JAN 26 2021



H.B. NO. 1105

Report Title:

Board of Regents of the University of Hawaii; Candidate Advisory Council; Members; Appointing Authorities; Terms

Description:

Requires the candidate advisory council for the board of regents of the University of Hawaii to present candidates for the board regents who reflect the diverse student population, counties, and higher education-related stakeholders. Amends the various appointing authorities of members of the candidate advisory council. Amends the terms of members of the candidate advisory council.

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