

STAND. COM. REP. NO.

1047

Honolulu, Hawaii

MAR 19 , 2021

RE: S.B. No. 589
S.D. 2
H.D. 1

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-First State Legislature
Regular Session of 2021
State of Hawaii

Sir:

Your Committee on Health, Human Services, & Homelessness, to which was referred S.B. No. 589, S.D. 2, entitled:

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

begs leave to report as follows:

The purpose of this measure is to require:

- (1) The Director of the University of Hawaii Cancer Center to be appointed by the University of Hawaii's Board of Regents upon recommendation from the Provost of the University of Hawaii at Manoa instead of the Dean of the John A. Burns School of Medicine;
- (2) The University of Hawaii Cancer Center to be administratively affiliated with the John A. Burns School of Medicine;
- (3) The Director of the University of Hawaii Cancer Center to report to the Provost of the University of Hawaii at Manoa and the Dean of the John A. Burns School of Medicine and coordinate with the President of the University of Hawaii;



- (4) Funds expended from or originating from the University of Hawaii Tuition and Fees Special Fund for the John A. Burns School of Medicine or the University of Hawaii Cancer Center to be used for educational purposes only; and
- (5) Funds expended from or originating from the Research and Training Revolving Fund for the John A. Burns School of Medicine or the University of Hawaii Cancer Center to be used for research and research-related purposes only.

Your Committee received testimony in opposition to this measure from the University of Hawaii System, University of Hawaii Professional Assembly, University of Hawaii Cancer Center, Hawaii Society of Clinical Oncology, and numerous individuals. Your Committee received comments on this measure from the American Cancer Society Cancer Action Network.

Your Committee finds that the work of the University of Hawaii Cancer Center helps address cancer through research, patient care, and community outreach. Your Committee also finds that the University of Hawaii Cancer Center is the only National Cancer Institute-designated cancer center in Hawaii and the broader Pacific region. This measure establishes complementary strategic priorities and coordinates the management of resources provided to the University of Hawaii John A. Burns School of Medicine and University of Hawaii Cancer Center, which will help avoid duplication of administrative expenses, foster a uniform strategic vision, and increase efficiency.

Your Committee notes that Act 38, Session Laws of Hawaii 2017 (Act 38), which is scheduled to sunset on June 30, 2022, exempted University of Hawaii-sponsored technology transfer activities from specific sections of the State Ethics Code as long as the technology transfer activities complied with the regulatory framework and research compliance program and policies approved by the University of Hawaii Board of Regents. Your Committee finds that removing the sunset date for Act 38 will enable the University of Hawaii to continue to regulate conflicts of interest and other ethical issues for the technology transfer activities it sponsors.



Your Committee also finds that Act 39, Session Laws of Hawaii 2017, which is scheduled to sunset on June 30, 2021, established the Innovation and Commercialization Initiative Program within the University of Hawaii. Your Committee recognizes that making the Innovation and Commercialization Initiative Program permanent will enable the University of Hawaii to continue to collaborate and complement other research commercialization or venture funding programs by other state agencies, as well as further research commercialization and economic development in the State.

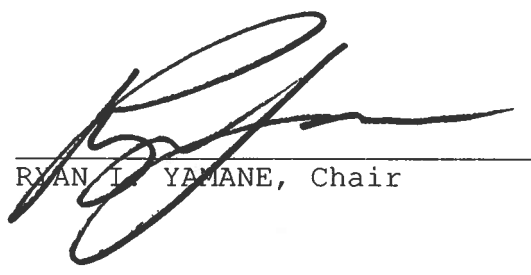
Accordingly, your Committee has amended this measure by:

- (1) Removing the requirement that the Director of the Cancer Research Center of Hawaii report to the Dean of the John A. Burns School of Medicine;
- (2) Inserting the contents of H.B. No. 1064, H.D. 1, a measure that allows the University of Hawaii to continue its contribution to research commercialization and economic development by repealing the sunset provision in Act 38, Session Laws of Hawaii 2017;
- (3) Inserting the contents of H.B. No. 1065, H.D. 1, a measure that makes the Innovation and Commercialization Initiative Program permanent by repealing the sunset provision in Act 39, Session Laws of Hawaii 2017;
- (4) Changing the effective date to July 1, 2060, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health, Human Services, & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 589, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 589, S.D. 2, H.D. 1, and be referred to your Committee on Higher Education & Technology.



Respectfully submitted on
behalf of the members of the
Committee on Health, Human
Services, & Homelessness,



RYAN I. YAMANE, Chair

