

JAN 25 2023

A BILL FOR AN ACT

RELATING TO THE UNIVERSITY OF HAWAII.

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

1 SECTION 1. The legislature finds that it is a matter of
2 statewide concern that the president of the University of Hawaii
3 serves simultaneously as the chief procurement officer for the
4 University of Hawaii system. The president of the system
5 simultaneously serving as the chief procurement officer leads to
6 inevitable conflicts of interest.

7 The legislature further finds that across the United
8 States, the vast majority of public higher education
9 institutions, including the California State University System,
10 University of Massachusetts System, and University of Oregon
11 System, differentiate between institutional leadership and
12 purchasing when assigning the authority over procurement. While
13 the chief procurement officer for the Colorado State University
14 System possesses authority over state purchasing and procurement
15 as well as direct oversight over Colorado's institutions of
16 higher learning, there were no instances in institutions across



1 the country in which a university president is concurrently
2 named as chief procurement officer.

3 Accordingly, the purpose of this Act is to designate the
4 vice president for budget and finance and chief financial
5 officer as the chief procurement officer for the University of
6 Hawaii.

7 SECTION 2. Section 103D-203, Hawaii Revised Statutes, is
8 amended by amending subsection (a) to read as follows:

9 "(a) The chief procurement officer for each of the
10 following state entities shall be:

- 11 (1) The judiciary--the administrative director of the
12 courts;
- 13 (2) The senate--the president of the senate;
- 14 (3) The house of representatives--the speaker of the house
15 of representatives;
- 16 (4) The office of Hawaiian affairs--the chairperson of the
17 board;
- 18 (5) The University of Hawaii--~~[the president of the~~
19 ~~University of Hawaii,]~~ the vice president for budget
20 and finance and chief financial officer;



- 1 (6) The department of education, excluding the Hawaii
- 2 public library system--the superintendent of
- 3 education;
- 4 (7) The Hawaii health systems corporation--the chief
- 5 executive officer of the Hawaii health systems
- 6 corporation; and
- 7 (8) The remaining departments of the executive branch of
- 8 the State and all governmental bodies administratively
- 9 attached to them--the administrator of the state
- 10 procurement office of the department of accounting and
- 11 general services."

12 SECTION 3. Statutory material to be repealed is bracketed
 13 and stricken. New statutory material is underscored.

14 SECTION 4. This Act shall take effect upon its approval;
 15 provided that the amendments made to section 103D-203(a), Hawaii
 16 Revised Statutes, by section 2 of this Act shall not be repealed
 17 when that section is reenacted on June 30, 2024, pursuant to
 18 section 16 of Act 8, Special Session Laws of Hawaii 2021.

19
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S.B. NO. 1197

Report Title:

University of Hawaii; Vice President for Budget and Finance and Chief Financial Officer; Chief Procurement Officer

Description:

Designates the Vice President for Budget and Finance and Chief Financial Officer of the University of Hawaii as the chief procurement officer for the University.

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