

A BILL FOR AN ACT **VETO OVERRIDE**

ACT No. 6

Approved: [Signature]

Dated: July 8, 2008

RELATING TO THE UNIVERSITY OF HAWAII.

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

1 SECTION 1. The legislature finds that the University of
2 Hawaii system is the only public postsecondary educational
3 institution in the state and, as such, maintains a tremendous
4 responsibility in not only providing quality higher education to
5 its students, but also in being held accountable to the public.
6 The legislature further finds that, recently, much of the
7 university's management and operations has been called into
8 question, including its current practice of preventing public
9 access to information on the potential salaries of new faculty
10 and executive/managerial positions and expenditures of the board
11 of regents. Over the past few years, salaries of university
12 faculty and administrators have dramatically increased. They
13 have escalated to the point that approximately 473 faculty and
14 executive/managerial positions are currently paid salaries that
15 exceed the salary of the governor of Hawaii, which makes the
16 matter one of statewide importance and concern.

17 The purpose of this Act is to require the disclosure of:



- 1 (1) Information regarding compensation offered to newly
2 hired employees;
- 3 (2) Changes in compensation offered to existing employees
4 for executive/managerial positions in the University
5 of Hawaii system filled by excluded employees; and
- 6 (3) All budgetary expenditures made by the board of
7 regents.

8 SECTION 2. Section 89C-4, Hawaii Revised Statutes, is
9 amended to read as follows:

10 **"§89C-4 Adjustments for excluded employees exempt from**
11 **civil service.** Each appropriate authority shall determine the
12 adjustments that are relevant for their respective excluded
13 employees who are exempt from civil service in consideration of
14 the compensation and benefit packages provided for other
15 employees in comparable agencies. For executive/managerial
16 positions in the University of Hawaii system filled by excluded
17 employees, proposed compensation or change in compensation shall
18 be disclosed in open meeting for purposes of public comment."

19 SECTION 3. Section 304A-105, Hawaii Revised Statutes, is
20 amended by amending subsection (a) to read as follows:

21 "(a) The board of regents shall have management and
22 control of the general affairs, and exclusive jurisdiction over



1 the internal structure, management, and operation of the
2 university. The board may [~~appoint~~];

3 (1) Appoint a treasurer and other officers as it deems
4 necessary[~~—The board may authorize~~];

5 (2) Authorize any officer, elected or appointed by it, to
6 approve and sign on its behalf any voucher or other
7 document that the board may approve and sign[~~—The~~
8 ~~board may delegate~~];

9 (3) Delegate to the president or the president's designee
10 the authority to render the final decision in
11 contested case proceedings subject to chapter 91, as
12 it deems appropriate[~~—The board may purchase~~];

13 (4) Purchase or otherwise acquire lands, buildings,
14 appliances, and other property for the purposes of the
15 university [~~and expend such~~]; and

16 (5) Expend any sums of money as, from time to time, may be
17 placed at the disposal of the university from whatever
18 source[~~-~~]; provided that notwithstanding any other law
19 to the contrary, all documents regarding expenditures
20 and changes thereto, made by the board shall be
21 disclosed in open meetings for the purpose of public
22 comment; provided further that all expenditure



1 requests, proposals, and any other budgetary documents
2 used by the board at an open meeting shall be made
3 available to the public at least six calendar days
4 before the meeting.

5 All lands, buildings, appliances, and other property so
6 purchased or acquired shall be and remain the property of the
7 university to be used in perpetuity for the benefit of the
8 university. The board, in accordance with this section and
9 other law, shall manage the inventory, equipment, surplus
10 property, and expenditures of the university and, subject to
11 chapter 91, may adopt rules, further controlling and regulating
12 the same."

13 SECTION 4. Statutory material to be repealed is bracketed
14 and stricken. New statutory material is underscored.

15 SECTION 5. This Act shall take effect upon its approval.

