JAN 1 9 2007

### 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. Chapter 304A, Hawaii Revised Statutes, is		
2	amended by adding a new section to part I to be appropriately		
3	designated and to read as follows:		
4	"§304A- Governor's candidate advisory council for the		
5	board of regents of the University of Hawaii. (a) There is		
6	established the governor's candidate advisory council to screen		
7	and recommend qualified candidates to the governor for		
8	appointment to the board of regents. The candidate advisory		
9	council shall be placed in the University of Hawaii for		
10	administrative purposes.		
11	(b) The candidate advisory council shall recommend no		
12	fewer than two and no more than four candidates for each seat on		
13	the board of regents within:		
14	(1) Thirty days of a vacancy; or		
15	(2) One hundred twenty days prior to the expiration of a		
16	term.		

1	<u>(c)</u>	In making its recommendation, the governor's candidate
2	advisory	council shall:
3	(1)	For each position on the board of regents, screen and
4		qualify candidates for the board of regents based on
5		the qualifications imposed by the state constitution
6		on their backgrounds, experience, and potential for
7		discharging the responsibilities of a member of the
8		board of regents;
9	(2)	Actively solicit and accept applications from
10		potential candidates;
11	(3)	Develop and implement a fair and independent procedure
12		for selecting candidates to serve on the board of
13		regents; and
14	(4)	Require the candidate and members of the candidate's
15		immediate family to disclose any existing or
16		anticipated contracts with the University of Hawaii,
17		any existing or anticipated financial transactions
18		with the University of Hawaii, and any family
19		relationships with University of Hawaii employees.
20	(d)	Provisions to the contrary notwithstanding, in order
21	to provid	e continuity for the board of regents, the governor may
22	recommend	to the governor's candidate advisory council the
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- 1 reappointment of board of regents members, subject to senate
- 2 confirmation.
- 3 (e) The governor's candidate advisory council shall
- 4 consist of seven members to be appointed by the governor without
- 5 regard to section 26-34.
- 6 Appointees to the governor's candidate advisory council
- 7 shall have a general understanding of the purposes of higher
- 8 education, the mission of the University of Hawaii system, and
- 9 the responsibilities of the board of regents. Appointees shall
- 10 be individuals who are widely viewed as having placed the broad
- 11 public interest ahead of special interests, have achieved a high
- 12 level of prominence in their professions, and are respected by
- 13 the community.
- 14 (f) Members of the governor's candidate advisory council
- 15 shall serve four-year terms; coterminous with the governor.
- 16 (g) If a vacancy occurs, a successor shall be appointed in
- 17 the same manner as the person's predecessor. The person
- 18 appointed to fill a vacancy shall serve for the remainder of the
- 19 term of the person's predecessor.
- 20 (h) The governor's candidate advisory council shall
- 21 operate in a wholly nonpartisan manner. No member of the
- 22 governor's candidate advisory council shall run for or hold any

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elected office of the State, or its political subdivisions. Any 1 member of the governor's candidate advisory council who decides 2 to run for an elected office of the State, or its political 3 4 subdivisions, shall resign from the governor's candidate advisory council prior to filing nomination papers. 5 (i) The governor shall appoint a chairperson. A majority 6 of the members to which the governor's candidate advisory 7 council is entitled shall constitute a quorum to do business. 8 The concurrence of a majority of all the members to which the 9 governor's candidate advisory council is entitled shall be 10 necessary to make any action of the governor's candidate 11 12 advisory council valid. (j) Members of the governor's candidate advisory council 13 shall serve without compensation but shall be reimbursed for 14 15 expenses, including travel, board, and lodging expenses, necessary for the performance of their duties." 16 SECTION 2. Section 304A-104, Hawaii Revised Statutes, is 17 amended by amending subsection (a) to read as follows: 18 "(a) The affairs of the university shall be under the 19 general management and control of the board of regents 20 consisting of twelve members who shall be appointed by the 21

governor and may be removed by the governor. The term of each

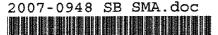
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- 1 member shall be for four years; provided that the term of the
- 2 student member shall be for two years. Except as otherwise
- 3 provided by statute, state officers shall be eligible to
- 4 appointment and membership. Every member may serve beyond the
- 5 expiration date of the member's term of appointment until the
- 6 member's successor has been appointed [and has qualified.] from
- 7 pools of qualified candidates presented to the governor by the
- 8 governor's candidate advisory council."
- 9 SECTION 3. Statutory material to be repealed is bracketed
- 10 and stricken. New statutory material is underscored.
- 11 SECTION 4. This Act shall take effect on July 1, 2007.

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INTRODUCED BY: Norman Sakamfu



### Report Title:

UH; Board of Regents; Governor's Candidate Advisory Council

#### Description:

Establishes the governor's candidate advisory council appointed by the governor to screen and propose candidates for appointment to the board of regents of the University of Hawaii. Allows a board of regents member to continue to serve until the member's successor has been appointed by the governor.