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## A BILL FOR AN ACT

RELATING TO RESIDENCE FOR TUITION PURPOSES.

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

1           SECTION 1. The legislature finds that, according to a  
2 report by the university of Hawaii, Hawaii is projected to  
3 produce fourteen thousand six hundred high school graduates per  
4 year, on average, between school years 2012 and 2032.

5           The legislature further finds that there is a substantial  
6 number of Hawaii high school graduates who have attended out of  
7 state colleges and universities and later return home to Hawaii.  
8 In some cases, upon their return, individuals who plan to enroll  
9 at a university of Hawaii campus, including a community college,  
10 find they do not qualify for Hawaii residence tuition because of  
11 their time spent out of state.

12           The legislature finds that this is an issue of statewide  
13 concern.

14           The purpose of this Act is to require the tuition residency  
15 rules for the university of Hawaii to grant the resident tuition  
16 fee for enrollment at any university of Hawaii campus, including  
17 any community college, to all Hawaii high school graduates and



1 persons who have received equivalent graduation credentials in  
2 the State should they choose to return from out of state and  
3 pursue higher education in Hawaii, under certain conditions.

4 SECTION 2. Section 304A-402, Hawaii Revised Statutes, is  
5 amended to read as follows:

6 "~~[†]~~§304A-402~~[‡]~~ **Residence for tuition purposes; basic**  
7 **rule.** (a) The board of regents shall adopt the necessary rules  
8 defining residence for tuition purposes herein; provided that  
9 the basic rule shall be that a student shall qualify for the  
10 resident tuition fee only if the ~~[following]~~ criteria of either  
11 subsection (b) or (c) are met~~[+]~~.

12 ~~[+]~~ ~~The~~ (b) Residency tuition shall apply if:

13 (1) The adult student, or in the case of a minor student,  
14 the student's parents or guardians , has or have been  
15 a bona fide resident of this State for at least twelve  
16 consecutive months next preceding the student's first  
17 day of officially scheduled instruction for any  
18 semester or term in which the student is enrolling at  
19 the particular college or campus; and

20 (2) The adult or minor student has not been claimed as a  
21 dependent for tax purposes for at least twelve months



1 next preceding the student's first day of officially  
2 scheduled instruction for any semester or term in  
3 which the student is enrolling at the particular  
4 college or campus by the student's parents or  
5 guardians who are nonresidents of the State; provided  
6 that this provision shall not apply in cases where the  
7 parent claiming the student as a dependent is entitled  
8 to do so under a child support order or agreement  
9 issued or entered into in conjunction with a divorce  
10 proceeding or legal separation agreement and the other  
11 parent and the student meet the criteria set forth in  
12 paragraph (1).

13 (c) Notwithstanding subsection (b), for the purposes of  
14 enrollment at any university of Hawaii campus, including any  
15 community college, residency tuition shall apply if the adult or  
16 minor student:

17 (1) Earned a Hawaii high school diploma, Hawaii high  
18 school equivalency diploma, or Hawaii adult community  
19 school diploma; and

20 (2) Is working toward the student's first undergraduate  
21 degree;



1 provided that this provision shall not apply to an individual  
2 who has not been a bona fide resident of the State for more than  
3 twelve years."

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

6 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY:

A handwritten signature in black ink, appearing to be 'BA', written over a horizontal line.

JAN 19 2024



# H.B. NO. 2060

**Report Title:**

University of Hawaii; Residence for Tuition Purposes

**Description:**

Requires the tuition residency rules for the University of Hawaii to grant the resident tuition fee for enrollment at any University of Hawaii campus, including any community college, to adult or minor students who have obtained a Hawaii high school diploma or equivalent credential and are working toward their first undergraduate degree, under certain conditions.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

