
A BILL FOR AN ACT

RELATING TO THE UNIVERSITY OF HAWAII RESIDENT TUITION FEE.

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

1 SECTION 1. The legislature finds that facilitating
2 postsecondary education and training for all interested high
3 school graduates is a matter of statewide concern.
4 Postsecondary options assist graduates by preparing them for
5 jobs and career pathways that typically pay higher wages, which
6 enables them to achieve their educational and career goals and
7 afford the State's high cost of living. Increased enrollment
8 and completion of postsecondary education and training will
9 increase the State's human capital.

10 The legislature further finds that the university of Hawaii
11 amended its administrative rules to streamline the enrollment
12 process for all applicants for admission into the university of
13 Hawaii system; however, the current statutory requirements
14 regarding residency for tuition purposes pose challenges for
15 some local graduating high school seniors or recent graduates.
16 Specifically, some students experiencing homelessness have
17 difficulty providing evidence of bona fide residency as required



1 by statute, and students who have complex family situations may
2 be incorrectly considered nonresidents. The legislature further
3 finds that recognizing local high school graduates as residents
4 to qualify for resident tuition fees would facilitate the
5 enrollment of these students at one of the university of
6 Hawaii's campuses.

7 Accordingly, the purpose of this Act is to simplify the
8 residency determination for the State's high school graduates to
9 enroll in postsecondary education and training at the university
10 of Hawaii by considering graduates of the State's high schools
11 to be residents for tuition purposes.

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

14 "[~~§~~304A-402] **Residence for tuition purposes; basic**
15 **rule.** The board of regents shall adopt the necessary rules
16 defining residence for tuition purposes herein; provided that
17 the basic rule shall be that a student shall qualify for the
18 resident tuition fee only if the following criteria are met:

- 19 (1) The adult student, or in the case of a minor student,
20 the student's parents or guardians, has or have been a
21 bona fide resident of this State for at least twelve



1 consecutive months next preceding the student's first
2 day of officially scheduled instruction for any
3 semester or term in which the student is enrolling at
4 the particular college or campus; and

5 (2) The adult or minor student has not been claimed as a
6 dependent for tax purposes for at least twelve months
7 next preceding the student's first day of officially
8 scheduled instruction for any semester or term in
9 which the student is enrolling at the particular
10 college or campus by the student's parents or
11 guardians who are nonresidents of the State; provided
12 that this provision shall not apply in cases where the
13 parent claiming the student as a dependent is entitled
14 to do so under a child support order or agreement
15 issued or entered into in conjunction with a divorce
16 proceeding or legal separation agreement and the other
17 parent and the student meet the criteria set forth in
18 paragraph (1) [~~-~~]; or

19 (3) The adult or minor student:

20 (A) Graduated from a high school in the State within
21 four years preceding the student's first day of



1 officially scheduled instruction for any semester
2 or term in which the student is enrolling at the
3 particular college or campus; and

4 (B) Will enroll in an undergraduate degree program."

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

7 SECTION 4. This Act shall take effect on July 1, 2050.



Report Title:

UH; Residence for Tuition Purposes

Description:

Requires the University of Hawaii to grant the resident tuition fee for enrollment at any University of Hawaii campus to individuals who have graduated from a Hawaii high school and are enrolling in an undergraduate degree program, under certain conditions. Effective 7/1/2050. (SD1)

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