
A BILL FOR AN ACT

RELATING TO THE UNIVERSITY OF HAWAII RELIEF FUNDING.

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

1 SECTION 1. The legislature finds that ensuring student
2 well-being by providing student aid in direct response to an
3 emergency or disaster is a matter of statewide concern.

4 SECTION 2. Section 304A-2153, Hawaii Revised Statutes, is
5 amended to read as follows:

6 "**§304A-2153 University of Hawaii tuition and fees special**
7 **fund.** (a) There is established the [~~University~~] university of
8 Hawaii tuition and fees special fund into which shall be
9 deposited all revenue collected by the university for regular,
10 summer, and continuing education credit tuition, tuition-related
11 course and fee charges, and any other charges to students,
12 except as provided by law. Moneys deposited into the fund shall
13 be expended to maintain or improve the university's programs and
14 operations and shall not be:

- 15 (1) Used as a justification for reducing any budget
16 request or allotment to the university unless the
17 university requests such a reduction;



(2) Transferred unless otherwise authorized by the legislature; and

(3) Restricted by the governor or the director of finance without the prior approval of the legislature.

Any rule, policy, or action of any agency or individual in contravention of this subsection shall be void as against public policy.

(b) Any law to the contrary notwithstanding, the board of regents may authorize expenditures of up to \$3,000,000 annually, excluding in-kind services, from this fund for the purposes of promoting alumni relations and generating private donations for deposit into the University of Hawaii Foundation for the purposes of the university. Any expenditure authorized pursuant to this subsection shall be for a public purpose and shall not be subject to chapters 42F, 103, 103D, and 103F. The university shall submit a comprehensive report to the legislature detailing the use of any funds authorized by the board under this subsection no later than twenty days prior to the convening of each regular session.

The report shall:



- 1 (1) Identify each department of the University of Hawaii
2 Foundation supported by moneys from the fund;
- 3 (2) Describe the purposes and activities of each
4 department identified in paragraph (1) and how it
5 participates in fundraising activities and benefits
6 the university;
- 7 (3) Provide the total expenditures of each department
8 identified in paragraph (1) by primary expense
9 categories;
- 10 (4) Identify all moneys from the fund transferred to any
11 fund of the university and provide a justification of
12 how these moneys are used to benefit the university;
- 13 (5) Provide a financial summary of the operating
14 activities of the University of Hawaii Foundation,
15 including revenues and expenditures by major reporting
16 categories; and
- 17 (6) Identify amounts and purposes of all expenditures from
18 the [~~University~~] university of Hawaii support fund.
- 19 (c) Any law to the contrary notwithstanding, the
20 university may transfer funds from the [~~University~~] university
21 of Hawaii tuition and fees special fund into the scholarship and



1 assistance special fund established pursuant to section 304A-
2 2159.

3 (d) Any law to the contrary notwithstanding, the board of
4 regents may authorize expenditures of up to
5 \$ _____ annually, excluding in-kind services, from the
6 university of Hawaii tuition and fees special fund for the
7 purposes of providing student aid in direct response to an
8 emergency or a disaster, as declared by the governor. The
9 university shall submit a comprehensive report to the
10 legislature detailing the use of any funds authorized by the
11 board under this subsection no later than twenty days prior to
12 the convening of each regular session.

13 ~~[(d)]~~ (e) In estimating its quarterly budget requirements,
14 each campus of the ~~[University]~~ university of Hawaii shall
15 prepare a plan for the fiscal year for the operation of each of
16 the programs that it is responsible for administering. The
17 operations plan shall be:

18 (1) In such form and content as the vice president for
19 budget and finance and chief financial officer of the
20 ~~[University]~~ university of Hawaii may prescribe; and



1 (2) Submitted, together with the estimated quarterly
2 budget requirements, to the vice president for budget
3 and finance and chief financial officer on such date
4 as the vice president for budget and finance and chief
5 financial officer may prescribe.

6 ~~[(e)]~~ (f) The president and vice president for budget and
7 finance and chief financial officer of the ~~[University]~~
8 university of Hawaii:

9 (1) Shall review the operations plan for each campus to
10 determine if:

11 (A) It is consistent with the policy decisions of the
12 board of regents and appropriations by the
13 legislature;

14 (B) It reflects proper planning and efficient
15 management methods; and

16 (C) Appropriations have been made for the planned
17 purpose and will not be exhausted before the end
18 of the fiscal year;

19 (2) Shall approve the operations plan for each campus if
20 they determine that the operations plan meets the
21 requirements of paragraph (1); and



1 (3) May modify or withhold the planned expenditures of any
2 campus at any time during the appropriations period.

3 [~~(f)~~] (g) At the end of each fiscal year, the moneys in
4 the [~~University~~] university of Hawaii tuition and fees special
5 fund for each campus shall lapse to the credit of program
6 identification number UOH900 ([~~University~~] university of Hawaii,
7 system wide support)."

8 SECTION 3. Statutory material to be repealed is bracketed
9 and stricken. New statutory material is underscored.

10 SECTION 4. This Act shall take effect on July 1, 3000.



Report Title:

UH; Tuition and Fees Special Fund

Description:

Allows the Board of Regents to use funds in the University of Hawaii Tuition and Fees Special Fund for student aid in direct response to an emergency or disaster, as declared by the Governor. Requires a report. Effective 7/1/3000. (HD2)

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