

ACT 297

H.B. NO. 24

A Bill for an Act Relating to Higher Education.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 304-8.1, Hawaii Revised Statutes, is amended to read as follows:

“§304-8.1 Research and training revolving fund. (a) There is established a University of Hawaii research and training revolving fund into which shall be deposited fifty per cent of the total amount of indirect overhead funds generated by the university for research and training purposes in the prior fiscal

year. [All] Unless otherwise provided by law, all other receipts shall immediately be deposited to the credit of the general fund of the State. The board of regents of the University of Hawaii[,] is authorized to expend funds deposited in the research and training revolving fund for research and training purposes which may result in additional research and training grants and contracts, and for purposes of facilitating research and training at the university.

(b) The University of Hawaii shall prepare and submit an annual report on the status of the research and training revolving fund to the legislature twenty days before the convening of each regular session. The annual report shall include a breakdown of travel expenses.

(c) On July 1, 1984, in addition to the amount specified in subsection (a), and notwithstanding [section] sections 304-10, 304-8.92, and 304-___ to the contrary, the amount of \$2,500,000 derived from indirect overhead sources on account of all university held federal and other research and training contracts and grants shall be deposited into a separate account of the research and training revolving fund. The board of regents [of the University of Hawaii] may expend these funds for the purpose of providing advance funding to meet reimbursable costs incurred in connection with federally financed research and training projects. Any reimbursement received as a result of providing advance funding shall be deposited into the research and training revolving fund to be used for the purpose of meeting reimbursable costs incurred in connection with federally financed projects; provided that the sum of the amounts held in the research and training revolving fund for the purpose of this subsection and the amounts advanced pursuant to this subsection shall not exceed in the aggregate \$2,500,000 at any time."

SECTION 2. Section 304-8.92, Hawaii Revised Statutes, is amended to read as follows:

"§304-8.92 Discoveries and inventions revolving fund. (a) There is [created] established a discoveries and inventions revolving fund[.] into which shall be deposited four per cent of the total indirect overhead funds generated by the university for research and training purposes in the prior fiscal year. The deposit of overhead funds shall be terminated at the end of the 1995-1996 fiscal year. Appropriations by the state legislature subject to the approval of the governor, proceeds from the commercial exploitation of inventions and intellectual property developed at the university, gifts, donations, fees collected, and grants from public agencies and private persons may also be deposited into the fund for the purposes of supporting innovation and research commercialization and the patenting, copyrighting, licensing, and marketing of discoveries, inventions, and technologies developed at the university. The fund shall be used to develop technologies which have potential commercial value, support the administration of technology transfer activities, and facilitate economic development through education and research undertaken at the university.

[[[b]]] The University of Hawaii shall provide an annual report to the governor and the legislature describing all transactions and activities involved in the administration of the discoveries and inventions revolving fund."

SECTION 3. Chapter 304, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

"§304- University of Hawaii housing assistance revolving fund. (a) There is established a housing assistance revolving fund into which shall be deposited twelve per cent of the total indirect overhead funds generated by the

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university for research and training purposes in the prior fiscal year. The fund shall be used to (1) implement the University of Hawaii housing assistance master plan, in accordance with policies adopted by the board of regents, and (2) account for all transactions of the university housing assistance program, including but not limited to revenues, expenditures, loans, and transfers. The deposit of overhead funds shall be terminated at the end of the 1995-1996 fiscal year.

(b) The University of Hawaii shall provide an annual report to the governor and the legislature describing all transactions and activities involved in the administration of the housing assistance revolving fund.”

SECTION 4. Section 304-14.6, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

“(a) The board of regents shall waive all tuition fees for any qualified enlisted person, warrant or company grade officer (0-1 through 0-3) in the Hawaii national guard or in the reserve components of the army, navy, air force, marine corps, and coast guard of the United States of America who is a resident of the State as defined by the board of regents under section 304-4 and who is an undergraduate student or graduate student working towards a degree on any campus of the University of Hawaii; provided that [the]:

- (1) The exemption for tuition shall [be applicable] apply only for the academic year excluding summer session and courses offered by the college of continuing education and public service which are not directly supported by an appropriation from the state general fund; and [provided that the]
- (2) The person maintains a satisfactory performance with that person’s guard or reserve unit and pursues a course of study at the University of Hawaii campus which satisfies that school’s academic requirements.”

SECTION 5. Statutory material to be repealed is bracketed. New statutory material is underscored.¹

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

(Approved June 26, 1991.)

Note

1. Edited pursuant to HRS §23G-16.5.