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# 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. Section 304-4, Hawaii Revised Statutes, is  
2 amended by amending subsection (c) to read as follows:

3 "(c) The board shall [~~adopt the necessary rules defining~~]  
4 define residence for tuition purposes herein; provided that [~~the~~  
5 ~~basic rule shall be that~~] a student shall qualify for the  
6 resident tuition fee only if the following criteria are met:

7 (1) The adult student, or in the case of a minor student,  
8 the student's parents or guardians, has been a bona  
9 fide resident of this State for at least twelve  
10 consecutive months next preceding the student's first  
11 day of officially scheduled instruction for any  
12 semester or term in which the student is enrolling at  
13 the particular college or campus; and

14 (2) The adult or minor student has not been claimed as a  
15 dependent for tax purposes for at least twelve months  
16 next preceding the student's first day of officially  
17 scheduled instruction for any semester or term in  
18 which the student is enrolling at the particular



1 college or campus by the student's parents or  
2 guardians who are nonresidents of the State; provided  
3 that this provision shall not apply in cases where the  
4 parent claiming the student as a dependent is entitled  
5 to do so under a child support order or agreement  
6 issued or entered into in conjunction with a divorce  
7 proceeding or legal separation agreement, and the  
8 other parent and the student meet the criteria set  
9 forth in paragraph (1)."

10 SECTION 2. Statutory material to be repealed is bracketed  
11 and stricken. New statutory material is underscored.

12 SECTION 3. This Act shall take effect upon its approval.



HB 3193 HD 1

**Report Title:**

University of Hawaii; Residency

**Description:**

Allows the board of regents to establish criteria for residency without adopting rules (HB3193 HD1).

