

JAN 24 2019

A BILL FOR AN ACT

RELATING TO SELECTIVE SERVICE.

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

1 SECTION 1. The legislature recognizes that sufficient
2 strength in armed forces must be achieved and maintained to
3 ensure the security of the United States. In a free society,
4 the obligations and privileges of serving in the armed forces
5 and the reserve components should be shared in accordance with a
6 system of selection that is fair and just, and consistent with
7 maintaining an effective national economy.

8 The legislature finds that to achieve these national
9 security goals, the United States Congress has enacted the
10 United States Military Selective Service Act, title 50 United
11 States Code section 3801, which requires all male citizens and
12 males residing in the United States, except for lawfully
13 admitted non-immigrants, to register with the Selective Service
14 System upon reaching the age of eighteen.

15 The legislature further finds that any person who is not in
16 compliance with the Military Selective Service Act is ineligible



1 for federal student financial assistance and employment within
2 the executive branch of the federal government.

3 The purpose of this Act is to require compliance with the
4 Military Selective Service Act to be eligible for enrollment in
5 a state-supported post-secondary educational institution or
6 qualify for state financial assistance for post-secondary
7 education, or to be eligible for state or county employment or
8 service.

9 SECTION 2. The Hawaii Revised Statutes is amended by
10 adding a new chapter to be appropriately designated and to read
11 as follows:

12 "CHAPTER

13 SELECTIVE SERVICE REGISTRATION AWARENESS AND COMPLIANCE ACT

14 § -1 Short title. This chapter shall be known as the
15 "Selective Service Registration Awareness and Compliance Act".

16 § -2 Definitions. As used in this chapter:

17 "Military Selective Service Act" means title 50 United
18 States Code 3801 et seq.

19 § -3 Compliance; post-secondary education enrollment and
20 financial assistance. (a) Notwithstanding any law to the



1 contrary, any person who is not in compliance with the Military
2 Selective Service Act shall not be:

3 (1) Permitted to enroll in, or receive education from, a
4 state-supported post-secondary educational
5 institution, including a university, college,
6 community college, professional school, research
7 facility, education center, or institution within the
8 University of Hawaii system; and

9 (2) Eligible to receive a loan, grant, scholarship, or
10 other financial assistance for post-secondary
11 education that is provided, supported, or guaranteed
12 by the State.

13 (b) The University of Hawaii shall ensure that applicants
14 and enrollees under its jurisdiction comply with the Military
15 Selective Service Act for the purposes of this section.

16 § -4 Compliance; state and county employment and
17 service. (a) Notwithstanding any law to the contrary, any
18 person who is not in compliance with the Military Selective
19 Service Act shall not be eligible for:

20 (1) Employment by the State or any of its political
21 subdivisions; and



1 (2) Service for the State or any of its political
2 subdivisions, including all offices, self-governing
3 bodies, boards and commissions, departments, agencies,
4 institutions, and instrumentalities.

5 (b) The State and the respective counties shall ensure
6 that employees under their jurisdiction comply with the Military
7 Selective Service Act for the purposes of this section.

8 § -5 **Exceptions.** A person shall not be denied a right,
9 privilege, or benefit under this chapter for noncompliance with
10 the Military Selective Service Act if the person is:

11 (1) Under eighteen years of age or at least twenty-six
12 years of age;

13 (2) Serving in the armed forces of the United States on
14 active duty, other than in a reserve or National Guard
15 unit, or has already served in the armed forces or has
16 a condition that would preclude acceptability for
17 military service;

18 (3) Neither a United States citizen nor a resident
19 immigrant;

20 (4) A permanent resident of the Trust Territory of the
21 Pacific Islands or the Northern Mariana Islands; or



1 (5) Excused from registration for some other reason
2 provided by the Military Selective Service Act and
3 that reason is included in a written statement.

4 § -6 Severability. If any provision of this chapter, or
5 the application thereof to any person or circumstance is held
6 invalid, the invalidity does not affect other provisions or
7 applications of the chapter which can be given without the
8 invalid provision or application, and to this end the provisions
9 of this chapter are severable."

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

11

INTRODUCED BY: ~~AND~~ AC Rich-Clayton



S.B. NO. 1343

Report Title:

Selective Service Registration Awareness and Compliance Act

Description:

Requires compliance with the federal Military Selective Service Act to be eligible for enrollment in a state-supported post-secondary institution, qualify for state financial assistance for post-secondary education, or be eligible for state or county employment or service. Provides exceptions.

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

