
A BILL FOR AN ACT

RELATING TO RESIDENT TUITION AT THE UNIVERSITY OF HAWAII.

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

1 SECTION 1. The legislature finds that many of the State's
2 high school graduates attend college outside of Hawaii. These
3 students are often near the top of their high school class, and
4 many of these students remain on the mainland or outside Hawaii
5 following graduation from college. This contributes to Hawaii's
6 "brain drain" and impacts Hawaii's economy.

7 The purpose of this Act is to encourage all Hawaii high
8 school graduates to stay in Hawaii, especially those who would
9 not otherwise qualify for resident tuition, by requiring the
10 university of Hawaii board of regents to allow all Hawaii high
11 school graduates to qualify for resident tuition.

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



1 the basic rule shall be that a student shall qualify for the
2 resident tuition fee only if the following criteria are met:

3 (1) (A) The adult student, or in the case of a minor
4 student, the student's parents or guardians, has
5 or have been a bona fide resident of this State
6 for at least twelve consecutive months next
7 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; and

11 [~~2~~] (B) The adult or minor student has not been
12 claimed as a dependent for tax purposes for at
13 least twelve months next preceding the student's
14 first day of officially scheduled instruction for
15 any semester or term in which the student is
16 enrolling at the particular college or campus by
17 the student's parents or guardians who are
18 nonresidents of the State; provided that this
19 provision shall not apply in cases where the
20 parent claiming the student as a dependent is
21 entitled to do so under a child support order or



1 agreement issued or entered into in conjunction
 2 with a divorce proceeding or legal separation
 3 agreement and the other parent and the student
 4 meet the criteria set forth in [~~paragraph (1).~~]
 5 subparagraph (A); or

6 (2) The student has graduated from a public or private
 7 high school in the State."

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, 2023.

11
 INTRODUCED BY: Chris Todd
 JAN 20 2023



H.B. NO. 414

Report Title:

UH; BOR; In-state Tuition; Resident Tuition; Hawaii High School Graduates

Description:

Requires the University of Hawaii Board of Regents to allow all Hawaii high school graduates to qualify for resident tuition.

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