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

3       **"§304A-2153 University of Hawaii tuition and fees special**  
4 **fund.** (a) There is established the [~~University~~] university of  
5 Hawaii tuition and fees special fund into which shall be  
6 deposited all revenue collected by the university for regular,  
7 summer, and continuing education credit tuition, tuition-related  
8 course and fee charges, and any other charges to students,  
9 except as provided by law. Moneys deposited into the fund shall  
10 be expended to maintain or improve the university's programs and  
11 operations and shall not be:

12       (1) Used as a justification for reducing any budget  
13       request or allotment to the university unless the  
14       university requests such a reduction;

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



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

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

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

18          The report shall:

19          (1) Identify each department of the University of Hawaii  
20          Foundation supported by moneys from the fund;



(2) Describe the purposes and activities of each department identified in paragraph (1) and how it participates in fundraising activities and benefits the university;

(3) Provide the total expenditures of each department identified in paragraph (1) by primary expense categories;

(4) Identify all moneys from the fund transferred to any fund of the university and provide a justification of how these moneys are used to benefit the university;

(5) Provide a financial summary of the operating activities of the University of Hawaii Foundation, including revenues and expenditures by major reporting categories; and

(6) Identify amounts and purposes of all expenditures from the [~~University~~] university of Hawaii support fund.

(c) Any law to the contrary notwithstanding, the university may transfer funds from the [~~University~~] university of Hawaii tuition and fees special fund into the scholarship and assistance special fund established pursuant to section 304A-2159.



1        (d) Any law to the contrary notwithstanding, the board of  
2        regents may authorize expenditures of up to \$3,000,000 annually,  
3        excluding in-kind services, from the university of Hawaii  
4        tuition and fees special fund for the purposes of providing  
5        student aid in direct response to an emergency or a disaster, as  
6        declared by the governor. The university shall submit a  
7        comprehensive report to the legislature detailing the use of any  
8        funds authorized by the board under this subsection no later  
9        than twenty days prior to the convening of each regular session.

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

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

18            (2) Submitted, together with the estimated quarterly  
19            budget requirements, to the vice president for budget  
20            and finance and chief financial officer on such date



1 as the vice president for budget and finance and chief  
2 financial officer may prescribe.

3 ~~[(e)]~~ (f) The president and vice president for budget and  
4 finance and chief financial officer of the ~~[University]~~  
5 university of Hawaii:

6 (1) Shall review the operations plan for each campus to  
7 determine if:

8 (A) It is consistent with the policy decisions of the  
9 board of regents and appropriations by the  
10 legislature;

11 (B) It reflects proper planning and efficient  
12 management methods; and

13 (C) Appropriations have been made for the planned  
14 purpose and will not be exhausted before the end  
15 of the fiscal year;

16 (2) Shall approve the operations plan for each campus if  
17 they determine that the operations plan meets the  
18 requirements of paragraph (1); and

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



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

6        SECTION 2. Statutory material to be repealed is bracketed  
7 and stricken. New statutory material is underscored.

8        SECTION 3. 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. (HD1)

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

