

TITLE 20

UNIVERSITY OF HAWAII

CHAPTER 17

COLLECTION OF VOLUNTARY CONTRIBUTIONS

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Historical Note: This chapter is based substantially upon "Rules and Regulations Governing the Collection of Voluntary Contributions at All Institutions Under the Jurisdiction of the Board of Regents of the University of Hawaii" promulgated by the University of Hawaii board of regents. [Eff. 9/5/72; R JUN 22 1981]

§20-17-1 Statement of purpose. The purpose of these rules is to provide the criteria under which the university may enter into a contract with an organization to collect voluntary contributions for that organization. [Eff. JUN 22 1981] (Auth: HRS §304-4) (Imp: HRS §304-4)

§20-17-2 Definitions. As used in this chapter:
 "Board" means the board of regents of the University of Hawaii.

"Organization" means any organization, the majority of whose membership are students of the university, that may request the university to enter into a contractual relationship with that organization for the collection of voluntary contributions by the university for the use of the program of that organization.

"President" means the president of the University of Hawaii and shall include authorized subordinates or designees.

"Student" means every full-time and part-time graduate and undergraduate student enrolled at the university.

"University" means the several institutions and each of them that fall under the jurisdiction of the board.

"Voluntary contributions" means the monies collected by the university for the purposes and programs of an organization.

[Eff. JUN 22 198] (Auth: HRS §304-4) (Imp: HRS §304-4)

§20-17-3 Authorization. The board hereby authorizes the president to enter into a contract for the collection of voluntary contributions by the university for the use of an organization, and to administer the collection of those contributions. Such contracts shall be restricted to the campus on which the organization qualifies under the provisions set forth in this chapter, except that an organization qualifying on more than one campus may enter into a single contract covering those campuses on which it qualified.

[Eff. JUN 22 198] (Auth: HRS §304-4) (Imp: HRS §304-4)

§20-17-4 Four-week rule. The organization shall be responsible for having all necessary forms and documentation in such a time as to allow the contract to be entered into between the university and the organization at least four weeks prior to the beginning of the registration period. [Eff. JUN 22 198] (Auth: HRS §304-4) (Imp: HRS §304-4)

§20-17-5 Majority rule. The organization shall demonstrate to the university that at least a majority of the students have expressed their willingness to allow a contribution collection to take place during the registration period. This may be done in one of two ways:

- (1) A petition bearing the signatures of a majority of the students; such signatures must be secured within one calendar year from among the students registered for regular academic year semesters; or
- (2) A referendum conducted during the semester registration process, on behalf of an organization which submits a petition bearing signatures of more than twenty-five per cent of the students, and which meets the other criteria, in which event the collection of contributions would be instituted at the following semester registration.

A finding by the president with respect to the sufficiency of the signatures to a petition shall be conclusive. [Eff. JUN 22 198] (Auth: HRS §304-4)

(Imp: HRS §304-4)

§20-17-6 Twenty-five per cent subscription. (a) The collection procedures shall remain in effect so long as at least twenty-five per cent of the student body continues voluntary contributions to the organization during the registration period.

(b) If the twenty-five per cent contribution is not met, the university shall discontinue the collection at the next registration period. [Eff. JUN 22 1981] (Auth: HRS §304-4) (Imp: HRS §304-4)

§20-17-7 Disbursement. Authority to disburse or to authorize disbursement of the voluntary contributions shall be vested in the student membership of the organization for which the funds are collected. [Eff. JUN 22 1981] (Auth: HRS §304-4) (Imp: HRS §304-4)

§20-17-8 Limitations of the use of the contributions. The organization shall not use the voluntary contributions for litigation, partisan political activities, for substantially influencing a specific piece of legislation or for private business. [Eff. JUN 22 1981] (Auth: HRS §304-4) (Imp: HRS §304-4)

§20-17-9 Tax exempt status. The organization shall present the university documentation from the United States Internal Revenue Service to demonstrate that it is a tax exempt organization as defined under 501(c)(3) of the Internal Revenue Code. [Eff. JUN 22 1981] (Auth: HRS §304-4) (Imp: HRS §304-4)

§20-17-10 Reimbursement. The organization shall reimburse the university for the reasonable direct costs incurred in the collection of the voluntary contributions, such costs to be determined by the university. [Eff. JUN 22 1981] (Auth: HRS §304-4) (Imp: HRS §304-4)

§20-17-11 Annual report and audit. (a) The organization shall provide the university with an annual report of its activities and finances.

(b) The president or a designee shall appoint a three-member committee to review the annual report of the organization, its fiscal records, and its membership to ascertain if the provisions of these rules and the contract have been met. The committee shall submit its

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report to the president at least six weeks prior to the beginning of the next fall registration period. A finding by the president with respect to compliance with these rules and regulations and with the provisions of the contract shall be conclusive. [Eff. JUN 22 1981
(Auth: HRS §304-4) (Imp: HRS §304-4)

UNIVERSITY OF HAWAI'I

Amendment and Compilation of Chapter 20-18
Hawai'i Administrative Rules

(December 22, 1995)

SUMMARY

1. §§ 20-18-1 to 20-18-3 are amended and renumbered to be §§ 20-18-5 to 20-18-7.
2. New §§ 20-18-1 through 20-18-4 and 20-18-8 through 20-18-10 are adopted.
3. Exhibits are amended.
4. Chapter 18 of Title 20, Hawai'i Administrative Rules, is compiled.



UNIVERSITY OF HAWAII

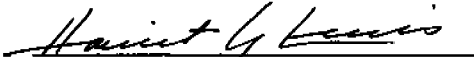
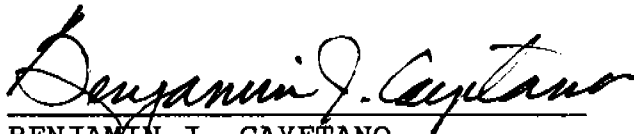
Amendments to and compilation of Chapter 20-18, Hawaii Administrative Rules on the summary page dated December 22, 1995, were adopted on September 13, 1996 following public hearings held on July 23, 1996 and July 24, 1996 after public notice was given in the Honolulu Advertiser on June 21, 1996; the Hawai'i Tribune Herald on June 19, 1996; the Mau'i News on June 18, 1996; and the Garden Island on June 19, 1996.

They shall take effect ten days after filing with the Office of the Lieutenant Governor.



LILY K. YAO, Chairperson
Board of Regents
University of Hawaii

APPROVED AS TO FORM:


Deputy Attorney General

BENJAMIN J. CAYETANO
Governor
State of Hawaii

Date: 10-10-96

OCT 14 1996'

Filed

OCT 14 1996

RECEIVED
OCT 14 1996

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