

NOTICE OF PUBLIC HEARING

Pursuant to Chapter 91, Hawaii Revised Statutes, notice is hereby given that the University of Hawaii (UH) will hold a hybrid public hearing on Thursday, July 28, 2022, from 12:00 p.m. to 2:00 p.m. (*or may be concluded earlier if all submitted testimony has been received and heard*) at the University of Hawaii at Manoa, Informational Technology Center, Room 105A, 2520 Correa Road, Honolulu, Hawaii 96822, for the proposed adoption of:

- Amendments to Chapter 20-4, Hawaii Administrative Rules (HAR), entitled “Determination of Residency as Applied to Tuition Payments and Admission”;
- Amendments to Chapter 20-10, HAR, entitled “Delinquent Financial Obligations”;
- Simultaneous repeal of Chapter 20-30, HAR, entitled “Rules of Practice and Procedure” and the adoption of Chapter 20-30.1, HAR, entitled “Rules of Practice and Procedure” for the State Board of Career and Technical Education; and
- Simultaneous repeal of Chapter 20-40, HAR, entitled “Rules of Practice and Procedure” and the adoption of Chapter 20-40.1, HAR, entitled “Rules of Practice and Procedure” for the State Postsecondary Education Commission.

The proposed actions are summarized below:

1. Amendments to Chapter 20-4, entitled “Determination of Residency as Applied to Tuition Payments and Admission”

The proposed amendments are intended to simplify the application and review processes while ensuring that the basic criteria to qualify for resident tuition, as set forth in HRS §304A-402, are met.

2. Amendments to Chapter 20-10, entitled “Delinquent Financial Obligations”

The proposed amendments are intended to remove the categories of delinquent financial obligations upon which a hierarchical structure, prioritizing certain obligations for purposes of applying sanctions, was established.

3. Simultaneous Repeal of Hawaii Administrative Rules Chapter 20-30, “Rules of Practice and Procedure” and the Adoption of Chapter 20-30.1, “Rules of Practice and Procedure” for the State Board of Career and Technical

Education

The proposed adoption of the new rules of practice and procedure for the Board of Career and Technical Education (CTE), Chapter 20-30.1, would:

- (1) Eliminate those rules that formally existed in the Board of Regents' (BOR) rules of practice and procedure, HAR Chapter 20-1 (now Chapter 20-1.1). Because the BOR is designated as the CTE Board, the proposed amendment would adopt the BOR's current rules of practice and procedure (HAR Chapter 20-1.1) as the rules for the CTE Board so as not to create redundancy;
- (2) Retain other portions of the existing Chapter 20-30, specifically, the rules applicable to contested cases, which are not covered in the BOR's rules of practice and procedure;
- (3) Update HRS citations contained in Chapter 20-30 to the current HRS and the name of the board to reflect its current name, the State Board for Career and Technical Education, as opposed to the State Board for Vocational Education.

4. Simultaneous Repeal of Hawaii Administrative Rules Chapter 20-40, "Rules of Practice and Procedure" and the Adoption of Chapter 20-40.1, "Rules of Practice and Procedure" for the State Postsecondary Education Commission

The proposed adoption of the new rules of practice and procedure for the State Postsecondary Education Commission, Chapter 20-40.1, would:

- (1) Retain certain portions of the existing Chapter 20-40;
- (2) Update other portions of Chapter 20-40; and
- (3) Streamline the rules to reflect the administrative functions of the Commission. Additionally, any rules relating to the review program (such as rules applicable to contested cases, currently in Subchapter 5 of Chapter 20-40), which is now under the jurisdiction of the Department of Commerce and Consumer Affairs, will not be included in the new Chapter 20-40.1.

PUBLIC TESTIMONY

All are invited to state their views on the proposed amendments to the Hawaii Administrative Rules, either orally or in writing.

Interested persons may present written/oral testimony regarding the proposed rules

at the time of the public hearing. Those unable to attend the public hearing may submit written testimony by mail to the UH System Government Relations Office at 2442 Campus Road, Administrative Services Building 1, Room 101, Honolulu, Hawaii 96822; by email at uhhar@hawaii.edu; or through the University website at www.hawaii.edu/offices/bor/adminrules/proposed.html. All submissions must be received prior to the conclusion of the scheduled public hearing.

Persons who intend to present oral testimony may sign up at the public hearing, or if wishing to provide oral testimony via Zoom, you must register at www.hawaii.edu/offices/bor/adminrules/proposed.html. Given constraints with the hybrid format of our meeting, individuals wishing to testify virtually must register no later than 7:00 a.m. on the day of the hearing in order to be accommodated. It is highly recommended that written testimony be submitted in addition to registering to provide oral testimony. Oral testimony will be limited to three (3) minutes per testifier.

All oral and written testimony is public information. Please do not include information in your testimony that you do not want disclosed to the public.

Persons with special needs (e.g., large print, sign language interpreter, or translator) shall make all requests for assistance by contacting the UH System Government Relations Office at (808) 956-4250 or by email to uhhar@hawaii.edu at least five (5) state working days prior to the hearing. Prompt requests help to ensure the availability of appropriate accommodations.

VIEWING OF THE PROPOSED RULES

The proposed rules may be viewed:

- On the Internet, free of charge, at the UH BOR's website www.hawaii.edu/offices/bor/adminrules/proposed.html.
- In person, free of charge, at the UH System Government Relations Office located at the University of Hawaii at Manoa, 2442 Campus Road, Administrative Services Building 1, Room 101, Honolulu, Hawaii 96822, Monday through Friday between the hours of 9:00 a.m. to noon and 1:30 p.m. to 4:00 p.m.
- At regional public libraries during library hours.
- Via mailed hard copy if a request is made to the UH System Government

Relations Office. A hard copy will be mailed upon receipt of a check made payable to "University of Hawaii" in the amount of \$2.41 (for Chapter 20-4); \$2.71 (for Chapter 20-10); \$1.81 (for Chapter 20-30.1); and \$1.81 (for Chapter 20-40.1) for copying and postage. Please call (808) 956-4250 for more information.

David Lassner
President, University of Hawaii
(SA/HTH/WHT/TGI1375647 6/26/22)