



GOV. MSG. NO. 1208

EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

June 12, 2015

The Honorable Ronald D. Kouchi,
President
and Members of the Senate
Twenty-Eighth State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Joseph M. Souki,
Speaker and Members of the
House of Representatives
Twenty-Eighth State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Souki, and Members of the Legislature:

This is to inform you that on June 12, 2015, the following bill was signed into law:

HB821 HD1 SD1

RELATING TO EARLY CHILDHOOD EDUCATION
ACT 108 (15)

Sincerely,

DAVID Y. IGE
Governor, State of Hawai'i

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SENATE
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JUN 12 2015

on
HOUSE OF REPRESENTATIVES
TWENTY-EIGHTH LEGISLATURE, 2015
STATE OF HAWAII

ACT 108
H.B. NO. 821
H.D. 1
S.D. 1

A BILL FOR AN ACT

RELATING TO EARLY CHILDHOOD EDUCATION.

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

1 SECTION 1. The purpose of this Act is to:

2 (1) Amend or repeal various early childhood education
3 provisions of chapter 302A, Hawaii Revised Statutes,
4 that fall under the purview of the executive office on
5 early learning, and not the department of education,
6 or are covered by another section of the Hawaii
7 Revised Statutes; and

8 (2) Amend various provisions of chapter 302L, Hawaii
9 Revised Statutes, relating to the executive office on
10 early learning, for housekeeping purposes.

11 SECTION 2. Chapter 302L, Hawaii Revised Statutes, is
12 amended by adding a new section to be appropriately designated
13 and to read as follows:

14 "§302L- Federal funds. The office may use and expend
15 federal funds for the purpose of early childhood education."

16 SECTION 3. Section 302L-1, Hawaii Revised Statutes, is
17 amended by adding a new definition to be appropriately inserted
18 and to read as follows:



1 "Early childhood education" means a developmentally
2 appropriate early childhood development and education program
3 for children from birth until the time they enter kindergarten."

4 SECTION 4. Section 302A-101, Hawaii Revised Statutes, is
5 amended as follows:

6 1. By adding a new definition to be appropriately inserted
7 and to read:

8 "Early childhood education" means a developmentally
9 appropriate early childhood development and education program
10 for children from birth until the time they enter kindergarten."

11 2. By repealing the definition of "early education":

12 ~~["Early education" means a developmentally appropriate~~
13 ~~early childhood development and education program for children~~
14 ~~from birth to eight years of age."]~~

15 SECTION 5. Section 302A-1128, Hawaii Revised Statutes, is
16 amended to read as follows:

17 "**§302A-1128 Department powers and duties.** The department
18 shall have entire charge and control and be responsible for the
19 conduct of all affairs pertaining to public instruction in the
20 public schools the department establishes and operates,
21 including operating and maintaining the capital improvement and



1 repair and maintenance programs for department and school
2 facilities. The department may establish and maintain schools
3 for secular instruction at such places and for such terms as in
4 its discretion it may deem advisable and the funds at its
5 disposal may permit. The schools may include high schools,
6 kindergarten schools, schools or classes for early childhood
7 education, boarding schools, Hawaiian language medium education
8 schools, and evening and day schools. The department may also
9 maintain classes for technical and other instruction in any
10 school where there may not be pupils sufficient in number to
11 justify the establishment of separate schools for these
12 purposes."

13 SECTION 6. Section 302A-1401, Hawaii Revised Statutes, is
14 amended to read as follows:

15 "§302A-1401 Administration and use of federal funds [~~r~~
16 ~~including early education~~]. [~~(a)~~] The board, designated as the
17 administrators of such funds as may be allotted to the State
18 under federal legislation for public educational purposes,
19 subject to such limitations as may be imposed by congressional
20 action, shall use and expend the funds:



- 1 (1) To improve the program of the public schools of the
2 State, including any grades up to the fourteenth grade
3 or such lower grade as shall be prescribed as a
4 maximum for such purposes by the Act of Congress
5 concerned, by expanding the educational offerings,
6 particularly in the rural districts;
- 7 (2) For the payment of salaries to teachers;
- 8 (3) To employ additional teachers to relieve overcrowded
9 classes;
- 10 (4) To adjust the salaries of teachers to meet the
11 increased cost of living, within such limits as may be
12 fixed by, and pursuant to, state law;
- 13 (5) To provide for the purchase of supplies, apparatus,
14 and materials for the public schools; and
- 15 (6) For any of such purposes and to such extent as shall
16 be permitted by the Acts of Congress concerned.

17 ~~[(b) The board shall organize and conduct a program of~~
18 ~~public early education to the extent that funds provided~~
19 ~~therefor by the United States government are, or from time to~~
20 ~~time may become, available. In establishing and carrying on the~~
21 ~~early education, any such federal funds shall be expended during~~



1 ~~any school year as nearly as practicable in each of the school~~
2 ~~supervisory districts of the State in the proportion that the~~
3 ~~number of inhabitants of each district of less than six years of~~
4 ~~age bears to the total number of the inhabitants of the entire~~
5 ~~State within the age limits, as shown by the latest report of~~
6 ~~the department of health preceding the opening of the school~~
7 ~~year.] "~~

8 SECTION 7. Section 302L-1.5, Hawaii Revised Statutes, is
9 amended by amending subsection (b) to read as follows:

10 "(b) The head of the executive office on early learning
11 shall be known as the director of the executive office on early
12 learning, hereinafter referred to as director. The director
13 shall:

- 14 (1) Be appointed by the governor;
- 15 (2) Have professional training in the field of social
16 work, education, or other related fields;
- 17 (3) Have direct experience in programs or services related
18 to early childhood education;
- 19 (4) Have recent experience in a supervisory, consultative,
20 or administrative position;



1 (5) Be paid a salary set by the governor that shall not
2 exceed ninety per cent of the salary of the director
3 of human resources development; and

4 (6) Be included in any benefit program generally
5 applicable to the officers and employees of the
6 State."

7 SECTION 8. Statutory material to be repealed is bracketed
8 and stricken. New statutory material is underscored.

9 SECTION 9. This Act shall take effect on July 1, 2015.

APPROVED this 12 day of JUN , 2015



GOVERNOR OF THE STATE OF HAWAII

