A BILL FOR AN ACT

PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO TRANSFER THE RESPONSIBILITY FOR THE PROVISION OF CHARTER SCHOOL EDUCATION FROM THE STATE TO THE COUNTIES.

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

SECTION 1. The purpose of this Act is to propose an amendment to article X, section 1, of the Constitution of the State of Hawaii to transfer the responsibility of the establishment, support, and control of charter schools from the State to the counties.

SECTION 2. Article X, section 1, of the Constitution of the State of Hawaii is amended to read as follows:

"PUBLIC EDUCATION

Section 1. The State shall provide for the establishment, support and control of a statewide system of public schools free from sectarian control, a state university, public libraries and such other educational institutions as may be deemed desirable, including physical facilities therefor. There shall be no discrimination in public educational institutions because of race, religion, sex or ancestry; nor shall public funds be appropriated for the support or benefit of any sectarian or
nonsectarian private educational institution, except that proceeds of special purpose revenue bonds authorized or issued under section 12 of Article VII may be appropriated to finance or assist:

1. Not-for-profit corporations that provide early childhood education and care facilities serving the general public; and

2. Not-for-profit private nonsectarian and sectarian elementary schools, secondary schools, colleges and universities.

Each county within the State shall provide for the establishment, support and control of a countywide system of charter schools, subject to the same requirements as public schools as may be provided by law.

For the purposes of this article, "public school" means an academic and noncollege type school established and maintained by the State, and does not include a charter school."

SECTION 3. The question to be printed on the ballot shall be as follows:
"Shall the State constitution be amended to transfer the responsibility for the establishment, support, and control of charter schools from the State to the counties?"

SECTION 4. New constitutional material is underscored.

SECTION 5. This amendment shall take effect upon compliance with article XVII, section 3, of the Constitution of the State of Hawaii.

INTRODUCED BY: 

JAN 24 2019
Report Title:
Constitutional Amendment; Charter Schools; Transfer from State to Counties

Description:
Proposes an amendment to the Constitution of the State of Hawaii to transfer the responsibility for the establishment, support, and control of charter schools from the State to the counties.

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