
A BILL FOR AN ACT

RELATING TO EDUCATION.

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

PART I

1
2 SECTION 1. The legislature finds that certain public
3 schools have geographical features, such as streams or rough
4 terrain, on or adjacent to their property and have been required
5 to expend their own school funds to maintain these features.
6 There are currently twenty-four public schools with streams and
7 one hundred thirteen schools with other types of terrain, which
8 these schools need to pay to maintain. The legislature further
9 finds that these schools' financial resources could and should
10 be better spent on actual education-related needs. In addition,
11 because not all public schools have streams or rough terrain on
12 or adjacent to their property, schools that do should not be
13 unfairly disadvantaged.

14 The purpose of this part is to prohibit public schools from
15 being required by the department of education to expend any
16 school funds to maintain any geographically disadvantageous
17 land, including streams and rough terrain.



1 SECTION 2. Chapter 302A, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§302A- Maintenance of geographically disadvantaged
5 land; expenditure of school funds; prohibited. (a)

6 Notwithstanding any law to the contrary, a public school shall
7 not be required by the department of education to expend any
8 school funds to maintain any geographically disadvantaged land
9 on or adjacent to its property.

10 (b) As used in this section:

11 "Geographically disadvantaged land" includes rough
12 terrain and streams.

13 "Rough terrain" means land that is uncultivated,
14 undeveloped, and unsuitable for educational purposes and that
15 may be covered by scrub or boulders.

16 "Stream" means natural, altered, or improved channels that
17 have seasonal or continuous water flows as a result of either
18 surface stormwater runoff or groundwater influx, or both.

19 Streams include channels, streambeds, stream banks, drainage
20 ways, and stream mouths."

21 PART II



1 SECTION 3. There is appropriated out of the general
 2 revenues of the State of Hawaii the sum of \$1,268,154 or so much
 3 thereof as may be necessary for fiscal year 2019-2020 and the
 4 same sum or so much thereof as may be necessary for fiscal year
 5 2020-2021 for six permanent full-time equivalent (6.0 FTE)
 6 positions and funding for the Hawaii teacher standards board as
 7 follows:

- 8 (1) \$50,304 for one permanent full-time equivalent
- 9 (1.0 FTE) secretary IV position;
- 10 (2) \$60,480 for two permanent full-time equivalent
- 11 (2.0 FTE) office assistant III positions;
- 12 (3) \$183,818 for two permanent full-time equivalent
- 13 (2.0 FTE) teacher licensing specialist II positions;
- 14 (4) \$129,252 for one permanent full-time equivalent
- 15 (1.0 FTE) Hawaii teacher standard board executive
- 16 officer position;
- 17 (5) \$5,200 for substitute teachers; and
- 18 (6) \$839,100 for other operation costs.

19 The sums appropriated shall be expended by the department
 20 of education for the purposes of this part.

21 PART III



1 SECTION 4. This Act does not affect rights and duties that
2 matured, penalties that were incurred, and proceedings that were
3 begun before its effective date.

4 SECTION 5. New statutory material is underscored.

5 SECTION 6. This Act shall take effect on July 1, 2050.



Report Title:

Public Schools; Geographically Disadvantageous Land; Hawaii
Teacher Standards Board; Appropriation

Description:

Provides that a public school shall not be required by the
Department of Education to expend its own school funds to
maintain any geographically disadvantageous land on or adjacent
to its property. Appropriates funds for the Hawaii Teacher
Standards Board. Effective 7/1/2050. (Proposed SD1)

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not legislation or evidence of legislative intent.*

