July 6, 2021

The Honorable Ronald D. Kouchi,  
President and Members of the Senate  
Thirty First State Legislature  
State Capitol, Room 409  
Honolulu, Hawai‘i 96813

The Honorable Scott K. Saiki,  
Speaker and Members of the  
House of Representatives  
Thirty First State Legislature  
State Capitol, Room 431  
Honolulu, Hawai‘i 96813

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

I am transmitting herewith SB807 SD2 HD2 CD1, without my approval and with the statement of objections relating to the measure.

SB807 SD2 HD2 CD1  
RELATING TO EDUCATION.

Sincerely,

David Y. Ige  
Governor, State of Hawai‘i
STATEMENT OF OBJECTIONS TO SENATE BILL NO. 807

Honorable Members
Thirty-First Legislature
State of Hawai‘i

Pursuant to Section 16 of Article III of the Constitution of the State of Hawai‘i, I am returning herewith, without my approval, Senate Bill No. 807, entitled "A Bill for an Act Relating to Education."

The purposes of this bill are to: (1) require each Department of Education school's academic plan to include the following: a clear accounting of all resources that will be allocated to address and achieve each measurable outcome; the school's priority improvement strategies and measures to determine progress; student growth indicators; information about programs intended to address social and economic conditions that adversely impact student learning; a breakdown of certain teacher vacancy data; average class sizes for all regular education, special education, and content based English language learning classes; and teacher workforce experience metrics; and (2) require the Department of Education to submit an annual report on the school academic and financial plans to the Board of Education and the Legislature.

This bill is objectionable because schools are already required to create academic and financial plans, and the new measurements specified by this bill may not add value for schools any more than the current measurements. Specifically, the option to use the National Assessment of Education Progress (NAEP), which uses random samples of schools throughout the system every other year, does not provide an accurate assessment of results at the individual school level. It may also be difficult to report data consistently across all schools if the Legislature is requiring an "authentic assessment," as defined in the bill. Measurements will likely differ from school to school, making system-wide reporting problematic. Furthermore, this bill adds
additional requirements for data analysis, while the resources were reduced in House Bill No. 200, entitled "A Bill for an Act Relating to the State Budget," the General Appropriations Act of 2021, approved as Act 88.

For the foregoing reasons, I am returning Senate Bill No. 807 without my approval.

Respectfully,

DAVID Y. IGE
Governor of Hawai‘i
A BILL FOR AN ACT

RELATING TO EDUCATION.

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

SECTION 1. Chapter 302A, Hawaii Revised Statutes, is amended by adding a new section to subpart C of part IV to be appropriately designated and to read as follows:

"§302A- Academic and financial plans; reporting. (a)
The academic plan for each school required under section 302A-1124 shall include:

(1) Under the measurable outcomes section of the plan, a clear accounting of all resources that will be allocated to address and achieve each measurable outcome; provided that the accounting shall include a breakdown of costs, funding sources for those costs, and full-time employee positions, or fractions thereof, designated to achieve the measurable outcome;

(2) Under the educational outcomes section of the plan, a clear description of the school's priority improvement strategies and measures to determine progress;

(3) Student growth indicators, which may include but not be limited to the school's National Assessment of
Educational Progress assessment scores and authentic assessment results;

(4) Information about programs intended to address social and economic conditions that adversely impact student learning;

(5) A breakdown of teacher vacancy data, including:

(A) The number of positions filled by an unlicensed teacher throughout the school year;

(B) The number of positions not filled by a licensed teacher at any point during the school year; and

(C) The number of positions filled by a teacher who is working outside of their field of educational expertise;

(6) The average class size for all regular education, special education, and content-based English-language learning classes, including any plans to reduce class sizes; and

(7) Any other information contained in the school's status improvement report deemed relevant for academic and financial planning purposes, including the number of teachers with advanced degrees, number of teachers
with five or more years of teaching experience at the
school, and average number of years of teaching
experience of the school's teacher workforce.
(b) The data inputs required for student growth
indicators, teacher vacancy data, average class size, and school
status and improvement report data, under subsection (a) shall
be preloaded into the academic and financial plan template by
the department, and not the individual schools' principals or
complex superintendent.
(c) The department shall submit to the legislature and the
board a report on the academic and financial plan of each school
grouped by complex area no later than twenty days prior to the
convening of each regular session.
(d) For the purposes of this section, "authentic
assessment" means an evaluation of student performance that
involves multiple forms of measurement other than standardized
testing and that connects instructional content to real-world
problem-solving, including but not limited to project-based
learning and problem-based learning."

SECTION 2. New statutory material is underscored.
SECTION 3. This Act shall take effect on July 1, 2021.
THE SENATE OF THE STATE OF HAWAI‘I

Date: April 27, 2021
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirty-First Legislature of the State of Hawai‘i, Regular Session of 2021.

President of the Senate

Clerk of the Senate
SB No. 807, SD 2, HD 2, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 27, 2021
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-First Legislature of the State of Hawaii, Regular Session of 2021.

Scott K. Saiki
Speaker
House of Representatives

Brian L. Takeshita
Chief Clerk
House of Representatives