

JAN 23 2006

A BILL FOR AN ACT

RELATING TO SERVICE LEARNING.

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

1 SECTION 1. Section 302A-1128, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) The department shall regulate the courses of study to
4 be pursued in all grades of public schools and classify them by
5 methods the department deems proper; provided that:

6 (1) The course of study and instruction shall be regulated
7 in accordance with the statewide performance standards
8 established under section 302A-201;

9 (2) All pupils shall be progressively competent in the use
10 of computer technology; [~~and~~]

11 (3) The course of study and instruction for the first
12 twelve grades shall provide opportunities for all
13 students to develop competency in a language in
14 addition to English[~~-~~];

15 (4) The course of study and instruction for the first
16 twelve grades shall provide opportunities for all
17 students to participate in service-learning projects
18 integrated into the curriculum; and



1 (5) All high school graduates shall be required to
2 complete service-learning projects integrated into the
3 curriculum. The board shall adopt policies to
4 implement this requirement.

5 The department shall develop statewide educational policies
6 and guidelines based on this subsection without regard to
7 chapter 91.

8 For the purposes of this subsection, the terms
9 "progressively competent in the use of computer technology^[#],"
10 [and] "competency in a language in addition to English^[#]," and
11 "service-learning projects integrated into the curriculum" shall
12 be defined by policies adopted by the board. The board shall
13 formulate statewide educational policies allowing the
14 superintendent to exempt certain students from the requirements
15 of paragraphs (2), [and] (3), (4), and (5) without regard to
16 chapter 91."

17 SECTION 2. Section 662D-1, Hawaii Revised Statutes, is
18 amended by amending the definition of "volunteer" to read as
19 follows:

20 "'Volunteer" means a person performing services without
21 compensation, other than reimbursement for actual expenses
22 incurred, for a nonprofit organization, a nonprofit corporation,

1 a hospital, or a governmental entity[~~.—The term includes a~~
 2 ~~volunteer serving~~] including direct services and services as a
 3 director, officer, trustee, or member[~~,—or direct service~~
 4 ~~volunteer~~]. The term also includes a public school student
 5 engaged in service-learning projects pursuant to subsection
 6 302A-1128 (b) ."

7 SECTION 3. Section 662D-2, Hawaii Revised Statutes, is
 8 amended by amending subsection (a) to read as follows:

9 "(a) A volunteer shall be immune from civil liability in
 10 any action on the basis of any act or omission of a volunteer
 11 resulting in damage or injury if:

12 (1) The volunteer was acting in good faith and within the
 13 scope of the volunteer's official functions and duties
 14 for a nonprofit organization, a nonprofit corporation,
 15 a hospital, [~~or~~] a governmental entity[~~+~~], or a public
 16 school;

17 (2) The damage or injury was caused by the volunteer's
 18 negligent conduct; and

19 (3) With respect to a nonprofit organization, nonprofit
 20 corporation, or hospital, the entity for which the
 21 volunteer was acting [~~either:~~

1 ~~(A)~~ ~~Has~~ has a general liability policy in force,
 2 both at the time of injury and at the time the
 3 claim is made against the entity, and the minimum
 4 coverage is in an amount of not less than[+]
 5 \$200,000 per occurrence and \$500,000 aggregate[+]
 6 or

7 ~~(B)~~ ~~Has total assets, exclusive of grants and~~
 8 ~~allocations, of less than \$50,000]."~~

9 SECTION 4. There is appropriated out of the general
 10 revenues of the State of Hawaii the sum of \$, or so
 11 much thereof as may be necessary for fiscal year 2006-2007, for
 12 the development and integration of service-learning into the
 13 public school curriculum.

14 SECTION 5. The sum appropriated shall be expended by the
 15 department of education for the purposes of this Act, including
 16 the hiring of necessary staff.

17 SECTION 6. Statutory material to be repealed is bracketed
 18 and stricken. New statutory material is underscored.

19 SECTION 7. This Act shall take effect upon its approval,
 20 and shall apply to students graduating after December 31, 2007.

21

INTRODUCED BY: *Sharon Chun Oakland*
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Report Title:

Education; DOE; Service-Learning; Graduation Requirements

Description:

Requires service-learning opportunities for all students in public schools. Requires service-learning projects as part of high school curriculum for graduation from public high schools. Exempts students engaged in service-learning projects from civil liability. Makes appropriation.

