
A BILL FOR AN ACT

RELATING TO NON-SCHOOL HOURS ACTIVITIES PROGRAMS.

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

1 SECTION 1. The legislature is committed to achieving
2 excellence in education in Hawaii. In the Reinventing Education
3 Act, Act 51, Session Laws of Hawaii 2004, the legislature found
4 that significant changes were required to enhance Hawaii's
5 public education system. In particular, the legislature found
6 that: "Although the State's students, parents, teachers, school
7 administrators, departmental staff, and other educational
8 stakeholders strive to achieve excellence, their efforts will
9 never be completely successful until various aspects of the
10 system around them are improved."

11 The legislature reiterates its support for efforts by the
12 department of education to improve Hawaii's schools to enhance
13 the academic achievement, safety and well being, and civic
14 commitment of students, to meet the evolving needs of today's
15 communities.

16 The legislature further finds great value in programs held
17 during non-school hours. Research demonstrates that youth who
18 participate in programs held during non-school hours are less



1 likely to drink alcohol, smoke, use drugs, or drop out of
2 school. The State's non-school hours activities programs
3 provide safe and supervised education, enrichment, and
4 recreation for the youth. Positive activities during non-school
5 hours help facilitate academic achievement, fulfill recreational
6 needs, and promote civic responsibilities, as demonstrated by
7 existing programs on or off campus by the office of youth
8 services, YMCA, Boys and Girls Club, and other agencies.

9 Although the State provides the A-plus program for lower
10 grades, and high schools have formal athletic programs, there
11 are no formal non-school hours activities for students in grades
12 six to eight. One way to amend this oversight is to provide for
13 a non-school hours activities program coordinator. The
14 coordinator position will be responsible for the coordination of
15 all activities held during non-school hours and ensure that all
16 students have access to quality programs.

17 The purpose of this Act is to establish a task force to
18 review the State's current activities and programs held during
19 non-school hours and make recommendations for improvements and
20 appropriate funds for a non-school hours activities program
21 coordinator.

1 SECTION 2. Section 302A-408, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "~~§302A-408 [After-school and weekend]~~ Non-school hours
4 programs. (a) The department and the appropriate county
5 agencies may establish and regulate [~~programs of after-school~~
6 ~~and weekend]~~ non-school hour programs and community-school
7 activities for children, including [~~but not limited to]~~
8 child-care programs, arts and crafts, hula, ukulele, cultural
9 activities, career exploration programs, and other recreational
10 projects, wherever feasible, at public school and public park
11 facilities. In addition to any appropriation of public funds,
12 reasonable fees established by the agencies operating the
13 programs may be collected from children enrolled in the
14 furtherance of particular programs. The appropriate agencies
15 may obtain from time to time the services of department of
16 education personnel, students, and persons in a voluntary or
17 unpaid capacity, exempt from chapter 76, as may be necessary for
18 carrying out the purposes of this section, and may regulate
19 their duties, powers, and responsibilities when not otherwise
20 provided by law. Any person whose services have been so
21 accepted, while engaged in the performance of duty under this
22 section, shall be deemed a state employee or an employee of a



1 political subdivision, as the case may be, in determining the
2 liability of the State or the political subdivision for the
3 negligent acts of these persons.

4 (b) There is established within the department of
5 education a non-school hours activities program coordinator
6 position to coordinate the State's non-school hours programs;
7 provided that the coordinator shall serve at the pleasure of the
8 superintendent and may be established as a permanent position
9 not subject to chapter 76.

10 (c) The department shall establish policies to assist in
11 the improvement or development of new activities during
12 non-school hours, including the following:

13 (1) Allowing the use of school facilities by public and
14 private entities;

15 (2) Providing transportation services for students
16 participating in the non-school hours activities
17 program; and

18 (3) Authorizing the schools to charge a fee for the use of
19 their facilities; provided that low income students
20 may be charged a reduced fee."

21 SECTION 3. **Non-school hours activities task force.** (a)
22 There is established a non-school hours activities task force



1 within the department of education. The non-school hours
2 activities task force shall consist of the following members
3 appointed by the superintendent of education:

- 4 (1) Non-school hours activities program coordinator;
- 5 (2) Athletic directors;
- 6 (3) Two middle school administrators;
- 7 (4) A representative from the office of youth services;
- 8 (5) Two service organizations;
- 9 (6) A union representative;
- 10 (7) A representative from a religious organization that
11 provides programs during non-school hours;
- 12 (8) A representative from each county government;
- 13 (9) Community college representatives; and
- 14 (10) Student representatives.

15 (b) In carrying out its duties under this section, the
16 task force may request staff assistance from the department of
17 education, the department of human services, and other
18 appropriate agencies.

19 (c) The members of the task force shall serve without
20 compensation, but shall be reimbursed for expenses necessary for
21 the performance of their duties.

22 (d) The task force shall:

- 1 (1) Review the types of programs available during non-
2 school hours in middle schools, including by means of
3 asset mapping to geographically identify where the
4 programs are administered and the populations being
5 served;
- 6 (2) Research the preferences of non-school hours
7 activities of students, parents, and educators;
- 8 (3) Identify programs that attract students who do not
9 normally participate in activities during non-school
10 hours;
- 11 (4) Identify public and private agencies willing to
12 participate in activities during non-school hours;
- 13 (5) Identify vacant or unused school facilities that can
14 be used for activities during non-school hours by
15 public or private providers and determine if land or
16 facilities can be used by private providers to
17 construct, lease, or rent;
- 18 (6) Determine available and potential resources for
19 funding the establishment of new activities held
20 during non-school hours;
- 21 (7) Conduct a transportation study that includes a cost
22 analysis of providing transportation for public school

1 students to enable them to attend summer school and
2 extracurricular activities. The study shall include a
3 breakdown of costs and expenses by departmental school
4 district, by middle school, and by high school for all
5 public schools;

6 (8) Establish master plan policies in the department of
7 education to locate and construct new schools
8 adjoining or adjacent to existing public or private
9 recreational facilities when possible; and

10 (9) Recommend legislation for the implementation of a
11 non-school hours activities pilot program for students
12 in grades six to eight.

13 (e) The task force shall submit a report of its findings
14 and recommendations, including recommended legislation, to the
15 legislature no later than twenty days prior to the convening of
16 the regular session of 2007, and shall cease to exist on
17 June 30, 2007.

18 SECTION 4. There is appropriated out of the general
19 revenues of the State of Hawaii the sum of \$, or so
20 much thereof as may be necessary for fiscal year 2006-2007, for
21 a non-school hours activities program coordinator.

1 The sum appropriated shall be expended by the department of
2 education for the purposes of this Act.

3 SECTION 5. There is appropriated out of the general
4 revenues of the State of Hawaii the sum of \$, or so
5 much thereof as may be necessary for fiscal year 2006-2007, for
6 programs held during non-schools hours for public school
7 students.

8 The sum appropriated shall be expended by the department of
9 education for the purposes of this Act.

10 SECTION 6. Statutory material to be repealed is bracketed
11 and stricken. New statutory material is underscored.

12 SECTION 7. This Act shall take effect upon its approval;
13 provided that sections 4 and 5 shall take effect on
14 July 1, 2006.

SB3053, SD1

Report Title:

Department of Education; Non-School Hours Program

Description:

Establishes a non-school hours activities program coordinator position in the department of education and establishes a task force to review and recommend improvements to the State's non-school hours activities programs. Appropriates funds.
(SD1)

