
A BILL FOR AN ACT

RELATING TO EDUCATION.

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

1 **PART I**

2 SECTION 1. Hawaii's children deserve a quality education
3 in a clean and safe environment. Many schools have leaky roofs,
4 termite-infested floors, crumbling walls, and overheated
5 classrooms. The legislature finds that there is a compelling
6 need to immediately fund the backlog of repair and maintenance
7 projects in the public schools.

8 In 2001, the legislature appropriated funds to help
9 mitigate the department of education's estimated \$640,000,000
10 backlog of repair and maintenance projects. The current backlog
11 of repair and maintenance projects is estimated at \$341,000,000,
12 which includes recurring major and minor repairs, ongoing cycle
13 maintenance, service and contract maintenance, nonrecurring
14 projects, and emergency repairs.

15 The purpose of this part is to reduce the backlog of repair
16 and maintenance projects within the public schools to a
17 manageable level of \$150,000,000 within three years. In order



1 to reduce the existing backlog of work and newly generated
2 repair and maintenance deficiencies, it is projected that
3 \$130,000,000 will be required in general fund revenues each year
4 for the next three years.

5 SECTION 2. There is appropriated out of the general
6 revenues of the State of Hawaii the sum of \$35,000,000, or so
7 much thereof as may be necessary for fiscal year 2007-2008, and
8 the same sum, or so much thereof as may be necessary for fiscal
9 year 2008-2009, for the department of education's repair and
10 maintenance projects.

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

13 SECTION 3. The director of finance is authorized to issue
14 general obligation bonds in the sum of \$95,000,000, or so much
15 thereof as may be necessary, for fiscal year 2007-2008, and the
16 same sum, or so much thereof as may be necessary, is authorized
17 to be issued for fiscal year 2008-2009, and the same sums, or so
18 much as may be necessary, are appropriated for fiscal year 2007-
19 2008 and 2008-2009, respectively, for the department of
20 education's repair and maintenance projects.

21 The sum appropriated shall be expended by the department of
22 education for the purposes of this part.



1 SECTION 4. Sums appropriated under this part shall be in
2 addition to any funds that may be appropriated for the same
3 purposes of this part.

4 SECTION 5. The appropriation made for capital improvement
5 projects authorized by this part shall not lapse at the end of
6 the fiscal biennium for which the appropriation is made;
7 provided that all moneys from the appropriation unencumbered as
8 of June 30, 2010, shall lapse as of that date.

9 **PART II**

10 SECTION 6. The University of Hawaii's physical plant has
11 accumulated a backlog of repairs and maintenance due to the lack
12 of general funds. This project includes reroofing, mechanical,
13 and electrical systems, renovations, resurfacing, repainting,
14 and other improvements and project costs to upgrade facilities
15 at all university campuses.

16 Facilities provide the centerpiece around which all other
17 educational activities exist at higher education institutions.
18 The total replacement value of all University of Hawaii
19 facilities is estimated at \$1,600,000,000. Therefore, it is
20 imperative to reinvest in the university's physical plant to
21 ensure that the physical infrastructure facilitates the mission
22 of the institution.



1 The role of repair and maintenance is to maintain the
2 physical infrastructure and facilities of our campuses so that
3 they are functional, architecturally sound, aesthetically
4 pleasing, and in compliance with building and safety codes to
5 support quality instruction, research, student, and community
6 services programs.

7 The current backlog of repair and maintenance deficiencies
8 at the University of Hawaii totals \$165,000,000. The purpose of
9 this part is to reduce the backlog of repair and maintenance
10 projects at the University of Hawaii to a manageable level.

11 SECTION 7. There is appropriated out of the general
12 revenues of the State of Hawaii the sum of \$18,000,000, or so
13 much thereof as may be necessary for fiscal year 2007-2008, and
14 the same sum, or so much thereof as may be necessary for fiscal
15 year 2008-2009, for the purpose of reducing the backlog or
16 repair and maintenance projects to manageable levels at the
17 University of Hawaii system.

18 The sums appropriated shall be expended by the University
19 of Hawaii for the purposes of this Act.

20 SECTION 8. The director of finance is authorized to issue
21 general obligation bonds in the sum of \$50,000,000, or so much
22 thereof as may be necessary, and the same sum, or so much



1 thereof as may be necessary, is authorized to be issued for
2 fiscal year 2008-2009, and the same sums, or so much as may be
3 necessary, are appropriated for fiscal year 2007-2008 and 2008-
4 2009, respectively, for the purpose of reducing the backlog or
5 repair and maintenance projects to manageable levels at the
6 University of Hawaii system.

7 The sums appropriated shall be expended by the University
8 of Hawaii for the purposes of this part.

9 SECTION 9. The sums appropriated under this part shall be
10 in addition to any other funds that may be appropriated for the
11 same purposes of this part.

12 SECTION 10. The appropriations made for the capital
13 improvement projects authorized by this part shall not lapse at
14 the end of the fiscal biennium for which the appropriations are
15 made; provided that all moneys from the appropriation
16 unencumbered as of June 30, 2010, shall lapse as of that date.

17 PART III

18 SECTION 11. Section 302A-1506.5, Hawaii Revised Statutes,
19 is amended to read as follows:

20 "[+]§302A-1506.5[+] Early childhood education facilities;
21 identifying sites[-]; inspections. (a) The department [of
22 education] shall identify unused public school facilities for



1 use by early childhood education programs. Suitable empty
2 classrooms, as determined by the department, shall be
3 ~~[inventoried for potential use in]~~ prepared and utilized for
4 early childhood education programs[-]; provided that the
5 classrooms shall meet the licensing standards determined by the
6 departments of education and human services. Priority shall be
7 given to land or facilities on sites with sufficient space for
8 three or more classrooms to be renovated or constructed.

9 (b) The department shall assist in the identification of
10 possible construction sites for private providers to build early
11 childhood education facilities.

12 (c) The department shall inspect each early childhood
13 education facility as frequently as it deems necessary for the
14 proper operation, sanitation, and safety of the facility. The
15 inspections shall be made at least once each year. All early
16 childhood education facilities shall be open at all times to
17 visitation and inspection by representatives of the departments
18 of education, human services, and health, and by the designated
19 representatives of the respective county fire departments.

20 (d) The department may adopt rules pursuant to chapter 91
21 to effectuate this section."



1 SECTION 12. There is appropriated out of the general
2 revenues of the State of Hawaii the sum of \$5,000,000, or so
3 much thereof as may be necessary for fiscal year 2007-2008, and
4 the same sum, or so much thereof as may be necessary for fiscal
5 year 2008-2009, for land or facilities for early childhood
6 education programs as provided in this part.

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

9 SECTION 13. The sums appropriated under this part shall be
10 in addition to any other funds that may be appropriated for the
11 same purposes of this part.

12 PART IV

13 SECTION 14. Statutory material to be repealed is bracketed
14 and stricken. New statutory material is underscored.

15 SECTION 15. This Act shall take effect on July 1, 2007;
16 provided that section 11 shall take effect upon approval.



Report Title:

DOE; UH; Infrastructure; Repair and Maintenance; Appropriations

Description:

Appropriates funds for the department of education's repair and maintenance projects and authorizes the issuance of general obligation bonds and general revenues for the University of Hawaii's repair and maintenance projects. Provides public land and facilities for early childhood education programs.

Appropriates funds for early childhood education facilities.

(SD1)

