

JAN 18 2008

A BILL FOR AN ACT

RELATING TO NON-SCHOOL-HOUR PROGRAMS.

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

1 SECTION 1. The legislature is committed to providing
2 excellence in education in Hawaii. Under Act 51, Session Laws
3 of Hawaii 2004, the Reinventing Education Act of 2004, the
4 legislature found that "[a]lthough the State's students,
5 parents, teachers, school administrators, departmental staff,
6 and other educational stakeholders strive to achieve excellence,
7 their efforts will never be completely successful until various
8 aspects of the system around them are improved."

9 The legislature reiterates its support for efforts by the
10 department of education to improve Hawaii's schools to not only
11 enhance the academic achievement, safety and well being, and
12 civic commitment of students, but to also meet the evolving
13 needs of today's communities. That need includes after-school
14 programs that help facilitate academic achievement, fulfill
15 recreational needs, and promote civic responsibilities, as
16 demonstrated by existing programs on and off campus by the



1 office of youth services, Young Men's Christian Association,
2 Boys and Girls Club, and other agencies.

3 The State's after-school programs provide safe and
4 supervised after-school education, enrichment, and recreation
5 for students. Research demonstrates that youth who participate
6 in after-school programs are less likely to drink alcohol,
7 smoke, use drugs, or drop out of school.

8 Although the State provides the A Plus program for students
9 in lower grades (and high schools have formal athletic
10 programs), there are no formal non-school-hour activities for
11 students in grades six to twelve. One way to remedy this
12 oversight is to provide for a non-school-hour activities program
13 coordinator. The coordinator position would be responsible for
14 the coordination of all non-school-hour activities and ensure
15 that all students have access to quality programs.

16 The purpose of this Act is to improve non-school-hour
17 programs by establishing a task force to review and recommend
18 improvements to the State's current non-school-hour activities
19 programs and appropriating funds for non-school-hour activities
20 and for a program coordinator.

21 SECTION 2. (a) There is established a non-school-hour
22 activities task force within the department of education. The



1 non-school-hour activities task force shall consist of the
2 following members appointed by the superintendent of education:

- 3 (1) The non-school-hour activities program coordinator;
- 4 (2) Athletic directors;
- 5 (3) Two middle school administrators;
- 6 (4) Two high school administrators;
- 7 (5) A representative from the office of youth services;
- 8 (6) Two representatives from service organizations;
- 9 (7) A union representative;
- 10 (8) A representative from a faith-based organization;
- 11 (9) A representative from each county;
- 12 (10) Community college representatives;
- 13 (11) Student representatives; and
- 14 (12) Additional members that may be determined by the
15 superintendent.

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

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



- 1 (d) The task force shall:
- 2 (1) Review the types of non-school-hour programs available
- 3 in middle schools, including by means of asset mapping
- 4 to geographically identify where the programs are
- 5 administered and the population being served;
- 6 (2) Research the preferences of students, parents, and
- 7 educators regarding non-school-hour activities;
- 8 (3) Identify programs that attract students who do not
- 9 normally participate in non-school-hour activities;
- 10 (4) Identify public and private agencies willing to
- 11 participate in non-school-hour activities;
- 12 (5) Identify vacant or unused public school or public park
- 13 facilities that can be used for non-school-hour
- 14 activities by public or private providers and
- 15 determine if the land or facilities can be used by
- 16 private providers to construct, lease, or rent;
- 17 (6) Determine available and potential resources for
- 18 funding the establishment of new non-school-hour
- 19 activities;
- 20 (7) Establish a master plan to locate and construct new
- 21 schools adjoining or adjacent to existing public or
- 22 private recreational facilities when possible; and



1 (8) Recommend legislation for the implementation of an
2 after-school, weekend, and semester break activities
3 pilot program for students in grades six to twelve.

4 (e) The task force shall submit a report of its findings
5 and recommendations, including recommended legislation, to the
6 legislature no later than twenty days prior to the convening of
7 the regular session of 2009 and shall cease to exist on June 30,
8 2009.

9 SECTION 3. Section 302A-408, Hawaii Revised Statutes, is
10 amended to read as follows:

11 "§302A-408 ~~[After school and weekend]~~ Non-school-hour
12 programs. (a) The department and the appropriate county
13 agencies may establish and regulate non-school-hour programs
14 ~~[of]~~, including after-school ~~[and]~~, weekend, and semester break
15 community-school activities for children, including but not
16 limited to ~~[child care programs, arts and crafts, hula,
17 ~~ukulele,]~~ academic, technology, visual arts, performing arts,
18 athletic, cultural, and other recreational ~~[projects,]~~ programs,
19 wherever feasible, at public school and public park facilities.
20 In addition to any appropriation of public funds, reasonable
21 fees established by the agencies operating the programs may be
22 collected from children enrolled, in the furtherance of~~



1 particular programs. The appropriate agencies may obtain from
2 time to time the services of department personnel, students, and
3 persons in a voluntary or unpaid capacity, exempt from chapter
4 76, as may be necessary for carrying out the purposes of this
5 section, and may regulate their duties, powers, and
6 responsibilities when not otherwise provided by law. Any person
7 whose services have been so accepted, while engaged in the
8 performance of duty under this section, shall be deemed a state
9 employee or an employee of a political subdivision, as the case
10 may be, in determining the liability of the State or the
11 political subdivision for the negligent acts of these persons.

12 (b) The department may:

- 13 (1) Allow the use of school facilities by public and
14 private entities;
15 (2) Provide transportation services for students
16 participating in the non-school-hour programs; and
17 (3) Authorize schools to charge a fee for the use of their
18 facilities; provided that low-income students may be
19 charged a reduced fee.

20 (c) There is established within the department a non-
21 school-hour activities program coordinator position to
22 coordinate the State's non-school-hour programs; provided that



1 the coordinator shall serve at the pleasure of the
2 superintendent and the position may be established as a
3 permanent position not subject to chapter 76."

4 SECTION 4. There is appropriated out of the general
5 revenues of the State of Hawaii the sum of \$ or so
6 much thereof as may be necessary for fiscal year 2008-2009 for a
7 non-school-hour activities program coordinator.

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

10 SECTION 5. There is appropriated out of the general
11 revenues of the State of Hawaii the sum of \$ or so
12 much thereof as may be necessary for fiscal year 2008-2009 for
13 non-school-hour programs, which shall include after-school,
14 weekend, and semester break programs.

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

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;



1 provided that sections 4 and 5 shall be effective on July 1,
2 2008.
3

INTRODUCED BY:

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Report Title:

DOE; Non-School-Hour Programs; Task Force; Coordinator;
Appropriation

Description:

Establishes a task force on non-school-hour programs to review and improve the State's current non-school-hour activities programs. Appropriates funds for non-school-hour activities and for a program coordinator.

