
A BILL FOR AN ACT

RELATING TO SCHOOLS.

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

1 SECTION 1. The legislature finds that a key factor
2 influencing a student's ability to learn is the learning
3 environment in public schools. In addition to the high
4 standards that Hawaii sets for students in the school system,
5 students need an environment where they can learn under
6 conditions that are not physically uncomfortable and free from
7 unnecessary distractions. Given Hawaii's tropical climate and
8 heat, schools should be equipped with air conditioning to ensure
9 that students have the most conducive, comfortable learning
10 environment to achieve their educational potential.

11 The purpose of this Act is to require the installation of
12 air conditioning in all public schools based upon the priority
13 established by the department of education.

14 SECTION 2. Section 302A-1501, Hawaii Revised Statutes, is
15 amended to read as follows:

16 [+]§302A-1501[+] **Noise and climate control at school**
17 **facilities.** (a) This section shall be known and may be cited
18 as the "First Things First Act."



1 ~~[(a)]~~ (b) The department shall plan for, and request
2 appropriations necessary to implement~~[, acoustic]~~ the following:

3 (1) Acoustic noise control ~~[and air conditioning]~~ of
4 existing and new school facilities in areas that are
5 ~~[susceptible to extremes of temperature or]~~ affected
6 by aircraft, traffic, and other noise~~[-]~~; and

7 (2) Air conditioning of existing and new school
8 facilities.

9 The department shall develop appropriate standards and consider
10 local conditions ~~[for]~~ in deciding whether acoustic noise
11 control and air conditioning of existing and new school
12 facilities are required for effective classroom instruction~~[-]~~,
13 including standards to justify why acoustic noise control or air
14 conditioning is not needed. ~~[In all cases where]~~ Where acoustic
15 treatment of school facilities is planned, the department shall
16 utilize the services of individuals qualified by training and
17 experience to recommend appropriate noise control procedures and
18 components. Acoustic noise control and air conditioning shall
19 be given equal weight ~~[as]~~ with all other factors in the
20 criteria used by the department in setting priorities for school
21 construction and renovations.



1 ~~[(b) In any case where]~~ (c) Where air conditioners are
2 installed in a particular school, the department may require
3 that the approximate cost of electricity and maintenance for air
4 conditioners not installed by the department of accounting and
5 general services be paid by a private entity until the
6 department establishes temperature and noise standards and a
7 policy relating to air conditioning.

8 (d) Based upon the standards established in subsection
9 (b), the department shall establish a priority list of schools
10 by December 31, 2007 that are in greatest need of air
11 conditioning; provided that if any administrative office in a
12 departmental school district has air conditioning, then the
13 department shall include all schools in that district on the
14 priority list to have air conditioning installed. Based on the
15 priority list, air conditioning shall be installed in school
16 facilities as follows, the:

17 (1) First twenty per cent of schools on the priority list
18 by December 31, 2010;

19 (2) Second twenty per cent of schools on the priority list
20 by December 31, 2011;

21 (3) Third twenty per cent of schools on the priority list
22 by December 31, 2012;



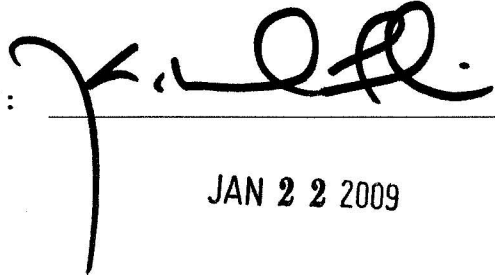
- 1 (4) Fourth twenty per cent of schools on the priority list
- 2 by December 31, 2013; and
- 3 (5) Fifth twenty per cent of schools on the priority list
- 4 by December 31, 2014."

5 SECTION 3. Statutory material to be repealed is bracketed
6 and stricken. New statutory material is underscored.

7 SECTION 4. This Act shall take effect upon its approval.

8

INTRODUCED BY: _____

A handwritten signature in black ink, appearing to be 'J. O. O.', is written over a horizontal line. A large, stylized flourish extends from the left side of the signature down and to the left.

JAN 22 2009



Report Title:

Public Schools; Air Conditioning

Description:

Requires the department of education to establish a priority list of public schools with the greatest need for air conditioning and to install air conditioning, based on the priority list.

