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## A BILL FOR AN ACT

RELATING TO EDUCATION.

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

1           SECTION 1. The legislature finds that there is no  
2 consistent age restriction for general education and special  
3 education students under Hawaii law. For general education  
4 pupils, section 302A-1134(c), Hawaii Revised Statutes, prohibits  
5 students eighteen years or older from entering the tenth grade,  
6 but is silent with regard to age limits for the twelfth grade.  
7 For special education students, the State is allowed to deviate  
8 from the requirements of the Individuals with Disabilities  
9 Education Act only if there is a clear state law that sets age  
10 limits.

11           The legislature finds that Hawaii must abide by the  
12 Individuals with Disabilities Education Act's mandated provision  
13 of special education programs for students aged eighteen through  
14 twenty-one. Under existing law, there is no consistent age  
15 limit provision for general education and special education  
16 students.



1           The purpose of this Act is to provide consistent age limits  
2 for both general education and special education students.

3           SECTION 2. Section 302A-1134, Hawaii Revised Statutes, is  
4 amended by amending subsection (c) to read as follows:

5           "(c) No child who is seventeen years of age or over shall  
6 be admitted to the ninth grade of a public four-year high  
7 school [~~7~~]; no child who is eighteen years of age or over  
8 shall be admitted to the tenth grade of a public [~~senior~~]  
9 four-year high school [7]; no child who is nineteen years of age  
10 or over shall be admitted to the eleventh grade of a public  
11 four-year high school; and no child who is twenty years of age  
12 or over shall be admitted to the twelfth grade of a public  
13 four-year high school, except upon the written permission of the  
14 superintendent when in the superintendent's opinion the facts  
15 warrant admission."

16           SECTION 3. Statutory material to be repealed is bracketed  
17 and stricken. New statutory material is underscored.

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

19

INTRODUCED BY:



JAN 19 2010



**Report Title:**

Department of Education; High School Student Age Limits

**Description:**

Adds age limits for public school students entering grades eleven and twelve.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

