

JAN 27 2010

A BILL FOR AN ACT

RELATING TO ADULT AND COMMUNITY EDUCATION.

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

1 SECTION 1. The purpose of this Act is to transfer the
2 adult and community education program from the department of
3 education to the University of Hawaii community colleges.

4 SECTION 2. Chapter 304A, part IV, Hawaii Revised Statutes,
5 is amended by adding four new sections to be appropriately
6 designated and to read as follows:

7 "§304A-A Adult and community education authorized. To
8 provide increased opportunity for the people of Hawaii, the
9 board of regents shall establish and regulate in the community
10 colleges a program of adult and community education of less than
11 college grade. The board of regents shall provide community
12 college buildings and other facilities, and use community
13 college equipment under conditions determined by the board, when
14 the equipment is needed, for adult and community education
15 programs.

16 §304A-B Scope of adult and community education programs
17 offered. As rapidly as resources are available and interest is



1 developed, instructional programs shall be initiated in the
2 following fields:

- 3 (1) Basic elementary education. A foundation program in
4 reading and speaking English, writing, and arithmetic
5 for persons with no schooling or only primary grade
6 training;
- 7 (2) Advanced elementary education. A program in advanced
8 elementary education for those persons who have
9 completed four to eight years of schooling and who
10 desire to obtain more complete mastery of the
11 fundamentals;
- 12 (3) Secondary education. A program of secondary education
13 for those adults who, in youth, left school or for
14 some reason had their education curtailed and who now
15 desire to continue their education; for those youths
16 who have been excepted from compulsory attendance
17 under section 302A-1132; and for those youths who are
18 in need of courses to complete their high school
19 graduation requirements;
- 20 (4) Adult literacy education. A basic program in reading
21 and writing English, and arithmetic for persons who
22 need to develop or improve their mastery of basic



- 1 literacy skills in these areas for purposes of
2 enhancing their personal, social, or employment lives;
- 3 (5) Homemaking and parent education. A program in
4 homemaking and parent education for all those parents
5 and other adults who desire training in family life,
6 including child care, nursing, budgeting, and other
7 instruction basic to homemaking;
- 8 (6) Community education. A program to facilitate
9 understanding and enlightenment in civic duties,
10 responsibilities, and obligations for all persons who
11 desire to keep pace with today's community, national,
12 and world developments and who realize the necessity
13 of continuing study for the adequate fulfillment of
14 their civic functions. Community education addresses
15 responsibilities within a given community, especially
16 concerns related to education and the schools, and
17 offers additional services to supplement and enrich
18 the educational program of in-school children and
19 youths;
- 20 (7) Naturalization training. The standard course of
21 training provided by the United States Citizenship and
22 Immigration Services, which shall be provided to all



1 those persons who have filed applications for United
2 States citizenship and desire to enroll in such a
3 course under the supervision of the advisory council
4 established under section 304A-C; and

5 (8) Cultural opportunities. A program of adult and
6 community education that will meet the interests and
7 desires of those people who wish to enrich and to
8 broaden their cultural, recreational, and social
9 interests."

10 **§304A-C Advisory council for adult and community**

11 **education.** The board of regents shall appoint an advisory
12 council for adult and community education composed of fifteen or
13 more representatives of industry, labor, civic organizations,
14 and education. Appointments shall be for a term of two years
15 with reappointments optional but not to exceed a total of six
16 years on the advisory council.

17 **§304A-D Financing adult and community education program.**

18 The financial support for this program shall be in part from
19 fees collected from students enrolled, and in part from public
20 funds appropriated for this purpose. Fees shall be set in
21 accordance with the recommendations of the advisory council, and



1 may be collected from students regularly enrolled; provided
2 that:

3 (1) Adults registered with the department of labor and
4 industrial relations and unemployed shall be granted
5 free enrollment in such courses as will tend to assist
6 these persons in securing employment;

7 (2) Adults certified by the department of human services
8 as indigent may be enrolled on a nonfee basis in
9 classes that will tend to assist these persons in
10 becoming self-sustaining;

11 (3) Discharged veterans who are entitled to federal
12 educational assistance shall be enrolled upon
13 authorization of the Department of Veterans Affairs
14 and fees shall be charged against federal funds in
15 accordance with Department of Veterans Affairs
16 contract regulations; and

17 (4) Administrative and supervisory costs, costs of
18 instruction, and all other necessary expenses not
19 covered by fees and other authorized charges shall be
20 paid for out of funds appropriated for this purpose."

21 SECTION 3. Sections 302A-432 through 302A-435, Hawaii
22 Revised Statutes, are repealed.

1 ~~["§302A-432] Adult and community education authorized.~~
2 ~~To provide increased opportunity for the people of Hawaii, the~~
3 ~~department shall establish and regulate a program of adult and~~
4 ~~community education of less than college grade. The department~~
5 ~~shall provide public school buildings and other facilities, and~~
6 ~~use public school equipment under conditions determined by the~~
7 ~~department, when the equipment is needed, for adult and~~
8 ~~community education programs.~~

9 ~~§302A-433 Scope of adult and community education programs~~
10 ~~offered. As rapidly as resources are available and interest is~~
11 ~~developed, instructional programs shall be initiated in the~~
12 ~~following fields:~~

- 13 ~~(1) Basic elementary education. A foundation program in~~
14 ~~reading and speaking English, writing, and arithmetic~~
15 ~~for persons with no schooling or only primary grade~~
16 ~~training;~~
- 17 ~~(2) Advanced elementary education. A program in advanced~~
18 ~~elementary education for those persons who have~~
19 ~~completed four to eight years of schooling and who~~
20 ~~desire to obtain more complete mastery of the~~
21 ~~fundamentals;~~



- 1 ~~(3) Secondary education.— A program of secondary education~~
2 ~~for those adults who, in youth, left school or for~~
3 ~~some reason had their education curtailed and who now~~
4 ~~desire to continue their education; for those youths~~
5 ~~who have been excepted from compulsory attendance~~
6 ~~under section 302A 1132; and for those youths who are~~
7 ~~in need of courses to complete their high school~~
8 ~~graduation requirements;~~
- 9 ~~(4) Adult literacy education.— A basic program in reading~~
10 ~~and writing English, and arithmetic for persons who~~
11 ~~need to develop or improve their mastery of basic~~
12 ~~literacy skills in these areas for purposes of~~
13 ~~enhancing their personal, social, or employment lives;~~
- 14 ~~(5) Homemaking and parent education.— A program in~~
15 ~~homemaking and parent education for all those parents~~
16 ~~and other adults who desire training in family life,~~
17 ~~including child care, nursing, budgeting, and other~~
18 ~~instruction basic to homemaking;~~
- 19 ~~(6) Community education.— A program to facilitate~~
20 ~~understanding and enlightenment in civic duties,~~
21 ~~responsibilities, and obligations for all persons who~~
22 ~~desire to keep pace with today's community, national,~~



1 and world developments and who realize the necessity
2 of continuing study for the adequate fulfillment of
3 their civic functions. Community education addresses
4 responsibilities within a given community, especially
5 concerns related to education and the schools, and
6 offers additional services to supplement and enrich
7 the educational program of in-school children and
8 youths;

9 ~~(7) Naturalization training. The standard course of~~
10 ~~training provided by the United States Citizenship and~~
11 ~~Immigration Services, which shall be provided to all~~
12 ~~those persons who have filed applications for United~~
13 ~~States citizenship and desire to enroll in such a~~
14 ~~course under the supervision of the department; and~~

15 ~~(8) Cultural opportunities. A program of adult and~~
16 ~~community education that will meet the interests and~~
17 ~~desires of those people who wish to enrich and to~~
18 ~~broaden their cultural, recreational, and social~~
19 ~~interests.~~

20 ~~§302A 434] Advisory council for adult and community~~
21 ~~education. The board shall appoint an advisory council for~~
22 ~~adult and community education composed of fifteen or more~~



1 ~~representatives of industry, labor, civic organizations, and~~
2 ~~education. Appointments shall be for a term of two years with~~
3 ~~reappointments optional but not to exceed a total of six years~~
4 ~~on the advisory council.~~

5 ~~[\$302A 435] Financing adult and community education~~
6 ~~program. The financial support for this program shall be in~~
7 ~~part from fees collected from students enrolled, and in part~~
8 ~~from public funds appropriated for this purpose. Fees shall be~~
9 ~~set in accordance with the recommendations of the advisory~~
10 ~~council, and may be collected from students regularly enrolled,~~
11 ~~provided that:~~

12 ~~(1) Adults registered with the department of labor and~~
13 ~~industrial relations and unemployed shall be granted~~
14 ~~free enrollment in such courses as will tend to assist~~
15 ~~these persons in securing employment;~~

16 ~~(2) Adults certified by the department of human services~~
17 ~~as indigent may be enrolled on a nonfee basis in~~
18 ~~classes that will tend to assist these persons in~~
19 ~~becoming self sustaining;~~

20 ~~(3) Discharged veterans who are entitled to federal~~
21 ~~educational assistance shall be enrolled upon~~
22 ~~authorization of the Department of Veterans Affairs~~



1 ~~and fees shall be charged against federal funds in~~
2 ~~accordance with Department of Veterans Affairs~~
3 ~~contract regulations; and~~
4 ~~(4) Administrative and supervisory costs, costs of~~
5 ~~instruction, and all other necessary expenses not~~
6 ~~covered by fees and other authorized charges shall be~~
7 ~~paid for out of funds appropriated for this purpose."]~~

8 SECTION 4. In codifying the new sections added by section
9 2 of this Act, the revisor of statutes shall substitute
10 appropriate section numbers for the letters used in designating
11 the new sections in this Act.

12 SECTION 5. All rights, powers, functions, and duties of
13 the adult and community education program are transferred to the
14 University of Hawaii community colleges.

15 All officers and employees whose functions are transferred
16 by this Act shall be transferred with their functions and shall
17 continue to perform their regular duties upon their transfer,
18 subject to the state personnel laws and this Act.

19 No officer or employee of the State having tenure shall
20 suffer any loss of salary, seniority, prior service credit,
21 vacation, sick leave, or other employee benefit or privilege as
22 a consequence of this Act, and such officer or employee may be



1 transferred or appointed to a civil service position without the
2 necessity of examination; provided that the officer or employee
3 possesses the minimum qualifications for the position to which
4 transferred or appointed; and provided that subsequent changes
5 in status may be made pursuant to applicable civil service and
6 compensation laws.

7 An officer or employee of the State who does not have
8 tenure and who may be transferred or appointed to a civil
9 service position as a consequence of this Act shall become a
10 civil service employee without the loss of salary, seniority,
11 prior service credit, vacation, sick leave, or other employee
12 benefits or privileges and without the necessity of examination;
13 provided that such officer or employee possesses the minimum
14 qualifications for the position to which transferred or
15 appointed.

16 If an office or position held by an officer or employee
17 having tenure is abolished, the officer or employee shall not
18 thereby be separated from public employment, but shall remain in
19 the employment of the State with the same pay and classification
20 and shall be transferred to some other office or position for
21 which the officer or employee is eligible under the personnel



1 laws of the State as determined by the head of the department or
2 the governor.

3 SECTION 6. All appropriations, records, equipment,
4 machines, files, supplies, contracts, books, papers, documents,
5 maps, and other personal property heretofore made, used,
6 acquired, or held by the department of education relating to the
7 functions transferred to the University of Hawaii community
8 colleges shall be transferred with the functions to which they
9 relate.

10 SECTION 7. This Act does not affect rights and duties that
11 matured, penalties that were incurred, and proceedings that were
12 begun before its effective date.

13 SECTION 8. Statutory material to be repealed is bracketed
14 and stricken. New statutory material is underscored.

15 SECTION 9. This Act shall take effect on July 1, 2010.

16

INTRODUCED BY: 

Report Title:

Adult and Community Education Program; Community Colleges

Description:

Transfers the adult and community education program from the department of education to the University of Hawaii community colleges.

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

