
A BILL FOR AN ACT

RELATING TO EDUCATION.

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

1 SECTION 1. Section 302A-101, Hawaii Revised Statutes, is
2 amended by adding three new definitions to be appropriately
3 inserted and to read as follows:

4 "Bullying" means any written, verbal, graphic, or physical
5 act or acts that:

6 (1) A student or group of students exhibits toward another
7 student or group of students;

8 (2) Cause mental or physical harm to the other student or
9 group of students; and

10 (3) Are sufficiently severe, persistent, or pervasive to
11 create an intimidating, threatening, or abusive
12 educational environment.

13 Bullying includes conduct that is based on a student's actual or
14 perceived race, color, national origin, sex, gender identity or
15 expression, sexual orientation, physical or mental disability,
16 religion, physical appearance and characteristic, or socio-
17 economic status; or a student's association with a person or



1 group with one or more of these actual or perceived
2 characteristics.

3 "Cyberbullying" means an act or acts exhibited by one
4 student or group of students to another student or group of
5 students that:

6 (1) Are conveyed by electronic transmission via the
7 Internet, a cell phone, a personal digital assistant
8 (PDA), or a wireless hand-held device;

9 (2) Cause mental or physical harm to the student or group
10 of students that receives the electronic transmission;
11 and

12 (3) Are sufficiently severe, persistent, or pervasive to
13 create an intimidating, threatening, or abusive
14 educational environment.

15 "Harassment" means harassing, bullying, including
16 cyberbullying, annoying, or alarming a student or group of
17 students by engaging in conduct that includes:

18 (1) Striking, shoving, kicking, or otherwise touching a
19 student or group of students in an offensive manner or
20 subjecting that student or group of students to
21 offensive physical contact;



- 1 (2) Insulting, taunting, or challenging another student or
2 group of students in a manner likely to provoke a
3 violent response;
- 4 (3) Making verbal or non-verbal expressions that cause
5 another student or group of students to feel
6 uncomfortable, pressured, threatened, or in danger
7 because of reasons that include the student's or
8 group's actual or perceived race, color, national
9 origin, sex, gender identity or expression, sexual
10 orientation, physical or mental disability, religion,
11 physical appearance and characteristic, and socio-
12 economic status, or association therewith, that
13 creates an intimidating, hostile, or offensive
14 educational environment, or interferes with the
15 education of a student or group of students, or
16 otherwise adversely affects the educational
17 opportunity of a student or group of students;
- 18 (4) Name calling, making rude gestures, insulting, or
19 teasing another student or group of students who, as a
20 result, feels humiliated, intimidated, threatened, or
21 embarrassed;



- 1 (5) Making a telephone call without the purpose of
2 legitimate communication;
- 3 (6) Making repeated communications anonymously, at
4 extremely inconvenient hours, or in offensively coarse
5 language on campus or other department of education
6 premises, on department of education transportation,
7 or during a department of education-sponsored activity
8 or event on or off school property;
- 9 (7) Causing fear as to prevent other students or groups of
10 students from gaining legitimate access to or use of
11 school buildings, facilities, services, or grounds
12 such as restroom facilities; and
- 13 (8) Physically harming, physically restraining,
14 threatening, or stalking, or a combination thereof."

15 SECTION 2. New statutory material is underscored.

16 SECTION 3. This Act shall take effect on July 1, 2030.



Report Title:

Keiki Caucus; Safe Schools Act; Bullying

Description:

Defines "bullying", "cyberbullying", and "harassment" in Chapter 302A, Hawaii Revised Statutes, relating to the public schools. Effective July 1, 2030. (HB688 HD2)

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

