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## HOUSE RESOLUTION

REQUESTING THE BOARD OF EDUCATION AND THE DEPARTMENT OF  
EDUCATION TO MAINTAIN, MONITOR, AND ENFORCE ANTI-BULLYING,  
ANTI-CYBERBULLYING, AND ANTI-HARASSMENT POLICIES AND  
PROCEDURES TO PROTECT PUBLIC AND CHARTER SCHOOL STUDENTS.

1           WHEREAS, all students have the right to participate fully  
2 in the education process, free from bullying, cyberbullying, and  
3 harassment; and  
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5           WHEREAS, a safe and civil environment in school is  
6 necessary for students to learn and to meet high academic  
7 standards; and  
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9           WHEREAS, bullying, cyberbullying, and harassment, like  
10 other disruptive or violent behaviors, are forms of conduct that  
11 disrupt a student's ability to learn and a school's ability to  
12 educate its students in a safe environment; and  
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14           WHEREAS, because students learn by example, school  
15 administrators, faculty, staff, and volunteers should be  
16 expected to demonstrate appropriate behavior, treat others with  
17 civility and respect, and refuse to tolerate bullying,  
18 cyberbullying, and harassment; now, therefore,  
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20           BE IT RESOLVED by the House of Representatives of the  
21 Twenty-sixth Legislature of the State of Hawaii, Regular Session  
22 of 2012, that the Board of Education is requested to maintain,  
23 monitor, and enforce anti-bullying, anti-cyberbullying, and  
24 anti-harassment policies and procedures to protect public and  
25 charter school students; and  
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27           BE IT FURTHER RESOLVED that the Board of Education is  
28 requested to ensure that all anti-bullying, anti-cyberbullying,  
29 and anti-harassment policies apply to:  
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- 31           (1) Conduct occurring on all public and charter elementary  
32 and secondary school premises, at all public school-  
33 sponsored functions or activities, at all charter  
34 school-sponsored functions or activities, on public



1 school-sponsored transportation, and on charter  
2 school-sponsored transportation; and

- 3  
4 (2) Electronic technology usage and electronic  
5 communications that occur on all public and charter  
6 elementary and secondary school premises; at all  
7 public school-sponsored functions or activities; at  
8 all charter school-sponsored functions or activities;  
9 on public school-sponsored transportation; on charter  
10 school-sponsored transportation; on public school  
11 computers, networks, forums, and mailing lists; and on  
12 charter school computers, networks, forums, and  
13 mailing lists; and  
14

15 BE IT FURTHER RESOLVED that the Board of Education is  
16 requested to require the Department of Education and all charter  
17 schools to:

- 18  
19 (1) Effectively publicize the Board's anti-bullying, anti-  
20 cyberbullying, and anti-harassment policies and  
21 procedures including adding a statement of those  
22 policies and procedures to new employee training  
23 materials, student handbooks, and any other  
24 publication that sets forth comprehensive rules,  
25 procedures, and standards of conduct;  
26  
27 (2) Conduct annual training at the school level on how to  
28 promote peace and respect, and intervention strategies  
29 when students are engaged in bullying, cyberbullying,  
30 or harassing behavior;  
31  
32 (3) Establish procedures for investigating violations of  
33 the anti-bullying, anti-cyberbullying, and anti-  
34 harassment policies;  
35  
36 (4) Establish reporting and response mechanisms that  
37 address the failure of schools and administrators in  
38 implementing the anti-bullying, anti-cyberbullying,  
39 and anti-harassment policies and procedures;  
40  
41 (5) Establish mechanisms for reporting incidents of  
42 bullying, cyberbullying, and harassment;  
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- 1           (6) Make available to the public statewide statistics  
2           concerning bullying, cyberbullying, and harassment;  
3
- 4           (7) Incorporate into the anti-bullying, anti-  
5           cyberbullying, and anti-harassment policies and  
6           procedures the filing of complaints against schools  
7           upon their failure to comply with or implement the  
8           anti-bullying, anti-cyberbullying, and anti-harassment  
9           policies;  
10
- 11          (8) Establish clear lines of accountability, including  
12          designating one person in the Department of Education  
13          and one person at each charter school as the primary  
14          contact regarding anti-bullying, anti-cyberbullying,  
15          and anti-harassment policies and procedures to receive  
16          copies of all formal and informal complaints, be  
17          responsible for assuring the implementation of the  
18          policies and procedures, and serve as the primary  
19          contact on the policies and procedures;  
20
- 21          (9) Require school employees and trained volunteers who  
22          witness incidents of bullying, cyberbullying, or  
23          harassment, or possess reliable information that would  
24          lead a reasonable person to suspect that a person is a  
25          target of bullying, cyberbullying, or harassment, to  
26          promptly report those incidents or that information to  
27          the school principal, complex area superintendent,  
28          Superintendent of Education, or Executive Director of  
29          the Charter School Administrative Office, as  
30          appropriate;  
31
- 32          (10) Promptly investigate reports or complaints of  
33          bullying, cyberbullying, or harassment, and identify  
34          the person responsible for conducting the  
35          investigation;  
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- 37          (11) Delineate the range of ways in which schools will  
38          respond once an incident of bullying, cyberbullying,  
39          or harassment is identified, including a range of  
40          potential age-appropriate education-focused  
41          consequences that correspond to the prohibited  
42          bullying, cyberbullying, and harassment act;  
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- 1 (12) Provide appropriate referrals or resources to student
- 2 victims, perpetrators, and their respective families,
- 3 if necessary;
- 4
- 5 (13) Prohibit reprisal or retaliation against any person
- 6 who reports an act of bullying, cyberbullying, or
- 7 harassment and describe appropriate remedial action
- 8 for a person who engages in reprisal or retaliation;
- 9
- 10 (14) Allow for anonymous reporting; provided that no
- 11 remedial action shall be undertaken solely on the
- 12 basis of an anonymous report;
- 13
- 14 (15) Collect, report, and analyze, at least on an annual
- 15 basis, data on incidents of bullying, cyberbullying,
- 16 and harassment; and
- 17
- 18 (16) Establish a school community culture that integrates
- 19 the Aloha spirit, as defined in section 5-7.5, Hawaii
- 20 Revised Statutes, evidence-based anti-bullying, anti-
- 21 cyberbullying, and anti-harassment policies and
- 22 procedures, and peace promoting elements into each
- 23 school's curriculum, and creates and encourages an
- 24 environment of safety and respect for all; and
- 25

26 BE IT FURTHER RESOLVED that the Board of Education report  
 27 to the this body on the status of its anti-bullying, anti-  
 28 cyberbullying, and anti-harassment policies for public and  
 29 charter schools, along with any findings and recommendations,  
 30 including any proposed legislation, no later than twenty days  
 31 prior to the convening of the Regular Session of 2013; and  
 32

33 BE IT FURTHER RESOLVED that certified copies of this  
 34 Resolution be transmitted to the Chairperson of the Board of  
 35 Education, Superintendent of Education, Chairperson of the  
 36 Charter School Review Panel, and Executive Director of the  
 37 Charter School Administrative Office.  
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OFFERED BY: *Della A. Belotti*  
*[Signature]*

H.R. NO. 162

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