
A BILL FOR AN ACT

RELATING TO HUMAN TRAFFICKING.

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

1 SECTION 1. The legislature finds that the United States is
2 not exempt from the crisis of human trafficking that is evident
3 in other countries. Cases of human trafficking have been
4 reported in all fifty states, Washington D.C., and some of the
5 United States territories.

6 The legislature further finds that human trafficking is not
7 limited to adults; trafficking can involve school-age children,
8 particularly those not living with their parents, who are
9 vulnerable to coerced labor exploitation, domestic servitude, or
10 commercial sexual exploitation.

11 The purpose of this Act, therefore, is to combat human
12 trafficking by raising consciousness in Hawaii's public schools
13 so that teachers, counselors, other department of education
14 employees, parents, and other students can identify victims and
15 report suspected incidences of human trafficking.

16 SECTION 2. Section 302A-802, Hawaii Revised Statutes, is
17 amended to read as follows:



1 **"§302A-802 Licensing standards; policies.** (a) The board
2 shall establish licensing standards that govern teacher
3 licensing in Hawaii. Licensing standards established by the
4 board shall be adopted as rules under chapter 91 unless
5 otherwise specified in this subpart.

6 (b) The board, beginning January 1, 2014, shall include in
7 its licensing standards a minimum of two hours of instruction
8 designed to combat human trafficking by raising awareness about
9 human trafficking, including how to identify victims of human
10 trafficking and strategies for the prevention of human
11 trafficking of children. The board may include this instruction
12 as a requirement for the approval of teacher education programs
13 pursuant to section 302A-805.5.

14 ~~[(b)]~~ (c) In the development of its standards, the board
15 shall consider the existing teacher applicant pool that is
16 available in the State and the level of the qualification of
17 these applicants, as well as the nature and availability of
18 existing preservice higher education teacher training programs.

19 ~~[(e)]~~ (d) The board shall adopt policies, exempt from
20 chapters 91 and 92, to initiate the following:

21 (1) Develop criteria allowing more individuals with trade
22 or industry experience to teach in vocational,



1 technical, and career pathway programs, and criteria
2 for the issuance of permits allowing qualified
3 individuals to teach when recommended by the
4 superintendent. The department shall be responsible
5 for the review and acceptance of the relevant
6 licenses, certificates, or other qualifications
7 related to an individual's vocational, technical, or
8 career pathway education-related experience that the
9 department deems necessary for a permit. The
10 department shall have the authority to waive the
11 requirement of a bachelor's degree to teach in a
12 vocation, technical, or career pathway education
13 program;

14 (2) Develop a plan to accept teachers from any state as
15 long as they have completed state-approved teacher
16 education programs and pass relevant Hawaii teacher
17 examinations or their equivalent;

18 (3) Clarify the requirements, on a state-by-state basis,
19 for out-of-state licensed teachers to obtain a license
20 in Hawaii;

21 (4) Develop a plan to facilitate licensing for those who
22 intend to teach in Hawaii immersion programs, the



1 island of Niihau, or any other extraordinary situation
2 as defined by the superintendent or the
3 superintendent's designee;

4 (5) Pursue full teacher license reciprocity with all other
5 states; and

6 (6) Issue a license to a teacher with a valid out-of-state
7 license who has passed similar, though not identical,
8 tests in basic skills, pedagogy, and subject matter to
9 those required for licensure in the State; provided
10 that upon the effective date of the adoption of
11 administrative rules addressing the recognition of
12 out-of-state teacher licenses, those administrative
13 rules shall supersede the requirements of this
14 paragraph."

15 SECTION 3. Section 302A-805, Hawaii Revised Statutes, is
16 amended to read as follows:

17 **"§302A-805 Teachers; license required; renewals.**

18 [~~Beginning July 1, 2002, all~~] (a) All new licenses shall be
19 issued by the board. No person shall serve as a half-time or
20 full-time teacher in a public school without first having
21 obtained a license from the board under this subpart. All
22 licenses issued by the board shall be valid only for the fields



1 specified on the licenses and shall be renewable every five
2 years for a standard license and every ten years for an advanced
3 license if the individual continues to:

- 4 (1) Satisfy the board's licensing standards and submits
5 verification, in a form specified by the board, that
6 the individual has completed activities specified by
7 the board in fulfillment of each of the teacher
8 performance standards established by the board;
- 9 (2) Show evidence of successful teaching in the previous
10 five years through verification by a supervisor, in a
11 form specified by the board;
- 12 (3) Meet the professional fitness requirements established
13 by the board;
- 14 (4) Satisfy the board's requirements for renewal of
15 licenses; and
- 16 (5) Pay all applicable license fees in a timely manner.

17 As an additional condition precedent to the renewal of a license
18 under this section, beginning January 1, 2014, the individual
19 shall have completed an additional two hours of instruction
20 designed to combat human trafficking, pursuant to the licensing
21 requirement in section 302A-802.



1 (b) The board shall randomly audit a licensee's compliance
2 with ~~[paragraph (1)]~~ subsection (a)(1) and may establish rules,
3 pursuant to chapter 91, for the random audits.

4 ~~[Teachers whose licenses expire on June 30, 2002, or June~~
5 ~~30, 2003, shall be granted an automatic extension of two years.]~~

6 (c) No person shall be issued a license or teach on an
7 emergency basis in the public schools without having first paid
8 the fees established by the board in accordance with chapter 91.

9 (d) The failure to timely renew a license, pay all fees in
10 a timely manner, or comply with any other requirement provided
11 by law or administrative rule shall result in the automatic
12 forfeiture of the license. A person with a forfeited license
13 shall not teach at a public school until that person's license
14 is restored. Restoration of a license shall require compliance
15 with the renewal requirements provided by law or administrative
16 rule and payment of all applicable renewal and late fees. Upon
17 restoration of a person's license, the person may teach at a
18 public school."

19 SECTION 4. (a) The department of education, in
20 collaboration with the department of human services, shall
21 provide training for all of its employees on human trafficking,



1 including strategies for the prevention of human trafficking of
2 children.

3 (b) The department of human services, in collaboration
4 with experts in the field of human trafficking, shall provide to
5 the department of education:

6 (1) Resource information on human trafficking, including
7 strategies for the prevention of human trafficking of
8 children, to be distributed to school principals,
9 teachers, and counselors; and

10 (2) Materials for distribution that describe state and
11 national resources to which students, parents,
12 counselors, and school personnel can refer for
13 information on human trafficking, including strategies
14 that will assist in the prevention of child human
15 trafficking.

16 SECTION 5. (a) The department of education, in
17 collaboration with the department of human services and experts
18 in the field of human trafficking, shall develop, as part of the
19 department of education's health curriculum, content on human
20 trafficking. Such content shall include methods used to lure
21 children into trafficking, identification of trafficking
22 victims, the treatment of victims of human trafficking, by



1 traffickers, strategies that assist in the prevention of child
2 human trafficking, and resource information on human
3 trafficking.

4 (b) The curriculum required by subsection (a) shall be
5 included in the department of education's health education
6 curriculum no later than the 2013-2014 school year.

7 SECTION 6. Statutory material to be repealed is bracketed
8 and stricken. New statutory material is underscored.

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

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INTRODUCED BY: Karen Awana

John M. [Signature]

JAN 24 2013



H.B. NO. 1346

Report Title:

Human Trafficking; Teachers; Education

Description:

Requires the completion of two hours of training on human trafficking in order to obtain or renew a teaching license. Requires the Department of Education to provide training on human trafficking for employees. Requires human trafficking to be included in the Department of Education's health curriculum.

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