



STATE OF HAWAII
DEPARTMENT OF EDUCATION
P.O. BOX 2360
HONOLULU, HAWAII 96804

Date: 04/14/2016
Time: 02:00 PM
Location: 309
Committee: House Education

Department: Education

Person Testifying: Kathryn S. Matayoshi, Superintendent of Education

Title of Resolution: SCR 110, SD1 REQUESTING THE DEPARTMENT OF EDUCATION TO AFFIRM ITS COMMITMENT TO UPHOLD THE TENETS OF TITLE IX OF THE EDUCATION AMENDMENT ACT OF 1972.

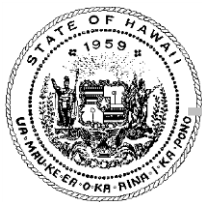
**Purpose of
Resolution:**

Department's Position:

The Hawaii State Department of Education ("Department") supports SCR 110, SD 1, which requests the Department to affirm its commitment to uphold the tenets of Title IX of the Education Amendment Act of 1972 ("Title IX") and to provide a study on our progress in implementing the federal requirements of Title IX. Title IX prohibits discrimination on the basis of sex in education programs or activities which receives federal financial assistance.

As to SCR 110, SD1's specific request that the Department (1) increase electronic and physical accessibility to Title IX information; (2) examine, revise, adopt and widely disseminate grievance procedures; (3) commit to increasing Title IX staff and resources; and (4) provide regular training to Department students and employees on Title IX; the Department has already initiated steps to comply with these items. SCR 110, SD1 also requests the Department to examine the possibility of establishing a Title IX Coordinator in each complex area. The Department is willing to explore the responsibilities and costs that may be associated with the creation of such positions in each complex.

Thank you for the opportunity to provide testimony on this measure.



HAWAI‘I CIVIL RIGHTS COMMISSION

830 PUNCHBOWL STREET, ROOM 411 HONOLULU, HI 96813 · PHONE: 586-8636 FAX: 586-8655 TDD: 568-8692

April 14, 2016
Rm. 309, 2:00 p.m.

To: The Honorable Roy Takumi, Chair
The Honorable Takashi Ohno, Vice Chair
Members of the House Committee on Education

The Honorable Dee Morikawa, Chair
The Honorable Bertrand Kobayashi, Vice Chair
Members of the House Committee on Human Services

From: Linda Hamilton Krieger, Chair
and Commissioners of the Hawai‘i Civil Rights Commission

Re: S.C.R. 110, S.D. 1
(SSCR 2987)

The Hawai‘i Civil Rights Commission (HCRC) has enforcement jurisdiction over Hawai‘i’s laws prohibiting discrimination in employment, housing, public accommodations, and access to state and state funded services. The HCRC carries out the Hawai‘i constitutional mandate that no person shall be discriminated against in the exercise of their civil rights. Art. I, Sec. 5.

S.C.R. 110, S.D. 1 requests the Department of Education to affirm its commitment to uphold the tenets of Title IX of the Education Amendment Act of 1972.

The HCRC supports S.C.R. 110, S.D. 1. The resolution supports the intent and requirements of Title IX to eliminate sex discrimination in education, including adoption of grievance procedures.

Additional protections for students are vitally needed.

Teachers and other adult employees in our public schools are protected from discrimination and have greater protection under Title VII and Chapter 378, Part I, H.R.S., against sexual and other discriminatory harassment than minor students. Students do not have those protections under state law. Greater enforcement of Title IX, providing for protection against discriminatory harassment in publicly-funded educational institutions would help protect students from discriminatory harassment. HCRC supports and applauds efforts to increase accessibility to Title IX resources, and provide training and resources which will help students be free from harassment.

For these reasons, the HCRC encourages the Committee to pass S.C.R. 110, S.D. 1/ SSCR 2987.



April 14, 2016

To: Representative Roy Takumi, Chair
Representative Takashi Ohno, Vice Chair and
Members of the Committee on Education

From: Jeanne Y. Ohta, Co-Chair

RE: SCR 110 SD1 Requesting the Department of Education to affirm its commitment to the tenants
of Title IX
Hearing: Monday, April 14, 2016, 2:00 p.m., Room 309

POSITION: Strong Support

The Hawai'i State Democratic Women's Caucus (HSDWC) writes in strong support of SCR 110 SD1 Requesting the Department of Education to affirm its commitment to the tenants of Title IX.

Until recently, the Hawai'i State Department of Education (HIDOE) did not even have a Title IX coordinator as required by Title IX. It is also required that employees of the department know who the Title IX coordinator is so that parents and students may be referred to that coordinator. Further, parents, students, and employees should easily be able to find the name of the coordinator on the HIDOE website. That information is not currently on the website or if it is, it is impossible to find.

In an informal poll, members of HSDWC called their local schools and asked to speak with the Title IX coordinator. No school (elementary, middle and high) knew a Title IX coordinator. Most often, the caller was referred to the athletic department.

It is unacceptable that 40 years after the passage of Title IX we are still asking our school system to follow the law. HIDOE is not in compliance with requirements of Title IX and in not complying, compromises that safety of our students from sexual assault, sexual harassment, and other gender-based violence.

At a minimum, HSDWC asks HIDOE to set a timeline on implementation of training, hiring additional coordinators, and publishing procedures for complaints and reporting. We suggest that HIDOE set an eventual goal of having a Title IX coordinator in every school.

The Hawai'i State Democratic Women's Caucus is a catalyst for progressive, social, economic, and political change through action on critical issues facing Hawaii's women and girls. Thank you for the opportunity to provide testimony.



April 13, 2016

To: Hawaii State House Committee on Education, and Committee on Human Services
Hearing Date/Time: Thursday, April 14, 2016 (2:00 p.m.)
Place: Hawaii State Capitol, Rm. 309
Re: Testimony of American Association of University Women – Hawaii in **support** of S.C.R. 110 / S.R. 76, REQUESTING THE DEPARTMENT OF EDUCATION TO AFFIRM ITS COMMITMENT TO UPHOLD THE TENETS OF TITLE IX OF THE EDUCATION AMENDMENT ACT OF 1972

Dear Representative Roy M. Takumi (Chair), Representative Takashi Ohno (Vice Chair), Representative Dee Morikawa (Chair), Representative Bertrand Kobayashi (Vice Chair), and Members of both Committees,

I am grateful for this opportunity to testify in **strong support** of S.C.R. 110 / S.R. 76, requesting the Department of Education to affirm its commitment to uphold the tents of Title IX of the Education Amendment Act of 1972.

My testimony is on behalf of the 442 members of the American Association of University Women (AAUW) in Hawaii, who list gender-based violence (including Title IX), as an important policy focus. My testimony is informed by my experiences at the University of Hawaii at Manoa, where there is much discussion about the implications of Title IX on the college campus. It is deeply perturbing to me that there is not a similar level of concern at the secondary and primary school level, the responsibility of the Hawaii Department of Education.

There is ample evidence that sexual assault, harassment, stalking, and other forms of gender-based violence are occurring among pre-university students (e.g., Beyer & Oggletree [1998] “Sexual Coercion” *Journal of School Health*; Raj et al [2000] “..Sexual Risk among High School Students” *Maternal & Child Health Journal*; Wordes & Nunez [2002] *Our Vulnerable Teenagers*; Young et al. [2009] “Adolescent Experiences of Sexual Assault ... School” *Journal of Youth Adolescence*). The need for Title IX coordinators at each and every Hawaii school, on each and every island is well demonstrated by these depressing data from other states. In addition, the U.S. Department of Education clearly states that local school districts are included under Title IX (citing only one statement here, although many could be listed: U.S. Department of Education [April 2015] “Title IX and Sex Discrimination”). For all of these reasons please pass this proclamation.

Thank you for the opportunity to testify.

Sincerely
Susan J. Wurtzburg, Ph.D.
Policy Chair

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, April 12, 2016 1:26 PM
To: EDNtestimony
Cc: laurie.field@ppvnh.org
Subject: *Submitted testimony for SCR110 on Apr 14, 2016 14:00PM*

SCR110

Submitted on: 4/12/2016

Testimony for EDN on Apr 14, 2016 14:00PM in Conference Room 309

Submitted By	Organization	Testifier Position	Present at Hearing
Laurie Field	Planned Parenthood Votes Northwest and Hawaii	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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