

MAR 09 2018

---

---

# SENATE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF EDUCATION TO SUBMIT A REPORT ON  
UNUTILIZED, LAPSED FEDERAL GRANT REVENUE FOR PUBLIC  
EDUCATION.

1 WHEREAS, the Department of Education receives federal  
2 grants for public education which must be used for specific  
3 purposes within specific periods of time, or else be returned to  
4 the federal government; and

5  
6 WHEREAS, each grant has a Catalog of Federal Domestic  
7 Assistance (CFDA) number which categorizes the grant and  
8 identifies its intended purpose and any attached guidelines; and

9  
10 WHEREAS, the Department of Education underwent a financial  
11 audit in each of the years 2013 to 2016; and

12  
13 WHEREAS, each of these audits revealed that the Department  
14 of Education had underutilized over \$175,000,000 of federal  
15 funding per year; and

16  
17 WHEREAS, a clear understanding of all federal funds  
18 available for public education in Hawaii, including their  
19 purposes and expiration dates, is critical to inform decisions  
20 regarding the total funding of public education in Hawaii; now,  
21 therefore,

22  
23 BE IT RESOLVED by the Senate of the Twenty-ninth  
24 Legislature of the State of Hawaii, Regular Session of 2018, the  
25 House of Representatives concurring, that the Department of  
26 Education is requested to review its financial records from the  
27 last five fiscal years, specifically its revenue from federal  
28 grants, including titled, discretionary, and formula-based  
29 grants, and submit a report of its findings and recommendations  
30 to the Legislature no later than twenty days prior to the  
31 convening of the Regular Session of 2019, on unutilized, lapsed  
32 federal grant revenue for public education; and



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42

BE IT FURTHER RESOLVED that the report identify:

- (1) All federal grants which the Department received over the last five years;
- (2) The amount of funds used from each grant;
- (3) The amount of funds left unused and lapsed from each grant; and
- (4) Ways that any unused funds could have been used; and

BE IT FURTHER RESOLVED that the report contain the description of each grant and the CFDA number for each grant; and

BE IT FURTHER RESOLVED that the Department of Education is requested to provide a copy of the report to the Governor; President of the Senate; Speaker of the House of Representatives; Chairperson of the Board of Education; Superintendent of Education; Chair and Executive Director of the State Public Charter School Commission; Chairperson of the Senate Committee on Education; Chairperson of the House of Representatives Committee on Education; Chairperson of the Senate Committee on Hawaiian Affairs; Chairperson of the House of Representatives Committee on Ocean, Marine Resources, and Hawaiian Affairs; Chairperson of the Board of Trustees of the Office of Hawaiian Affairs; and all county mayors, no later than ten days prior to the convening of the Regular Session of 2019; and

BE IT FURTHER RESOLVED that certified copies of this Concurrent Resolution be transmitted to the Governor; President of the Senate; Speaker of the House of Representatives; Chairperson of the Board of Education; Superintendent of Education; Chair and Executive Director of the State Public Charter School Commission; Chairperson of the Senate Committee on Education; Chairperson of the House of Representatives Committee on Education; Chairperson of the Senate Committee on Hawaiian Affairs; Chairperson of the House of Representatives Committee on Ocean, Marine Resources, and Hawaiian Affairs;



# S.C.R. NO. 92

1 Chairperson of the Board of Trustees of the Office of Hawaiian  
2 Affairs; and all county mayors.

3  
4  
5

OFFERED BY: Frederic S. Young

Mike Gebhard

Dick [unclear]

Sam M. [unclear]

Clarence K. [unclear]

Samuel [unclear]

[unclear]

Ronald H. [unclear]

[unclear]

Daniel [unclear]  
Michelle [unclear]

[unclear]

Mark  
M. W.

Paul E. P.





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

**Date:** 04/13/2018  
**Time:** 02:00 PM  
**Location:** 309  
**Committee:** House Education

**Department:** Education

**Person Testifying:** Dr. Christina M. Kishimoto, Superintendent of Education

**Title of Resolution:** SCR 092 REQUESTING THE DEPARTMENT OF EDUCATION TO SUBMIT A REPORT ON UNUTILIZED, LAPSED FEDERAL GRANT REVENUE FOR PUBLIC EDUCATION.

**Purpose of Resolution:**

**Department's Position:**

The Department of Education (Department) supports the intent of SCR 92, yet respectfully suggests this measure is not necessary.

The Department offers the following to address the concerns raised through SCR 92 and provide clearer understanding of the intricacies of federal funding for education:

1) Clarification on Federal Funding Utilization

The statement related to underutilization of \$175,000,000 of federal funding per year is incorrect. The United States Department of Education (USDOE) has provided the Department an amendment called "Tydings" which allows the Department to expend these federal funds over a 27-month period of time to appropriately spend the federal funding. The Department utilizes these funds through the Tydings waiver to fully expend over 27 months. In fact, the Department has made every effort to wisely spend all federal funding provided.

2) The Department also makes every effort to fully expend all appropriated federal funds, which are provided by Congress as supplemental funds for our neediest students, and does not usually lapse any federal funding.

Education is a key investment in the state's economic development and an investment in its local employee base capacity for all Hawaii industries.

The Department respectfully suggests that all federal funds are expended appropriately to support an equitable high quality instructional system, and as such, the proposed resolution is not necessary.

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

The Hawaii State Department of Education seeks to advance the goals of the Strategic Plan which is focused on student success, staff success, and successful systems of support. This is achieved through targeted work around three impact strategies: school design, student voice, and teacher collaboration. Detailed information is available at [www.hawaiipublicschools.org](http://www.hawaiipublicschools.org).



## Native Hawaiian Education Council

---

April 12, 2018

Rep. Justin H. Woodson, Chair  
Rep. Sam Satoru Kong, Vice Chair  
State of Hawai'i, House of Representatives  
Committee on Education

Via: Electronic Upload

**RE: SCR92 - REQUESTING THE DEPARTMENT OF EDUCATION TO SUBMIT A REPORT ON UNUTILIZED, LAPSED FEDERAL GRANT REVENUE FOR PUBLIC EDUCATION**

Aloha 'olua mai,

The Native Hawaiian Education Council (NHEC or the Council) **STRONGLY SUPPORTS SCR92** based on the Council's platform and priorities to intensify systems engagement, including continuing advocacy regarding the implementation of the Every Student Succeeds Act (ESSA), pursuit and optimal utilization of federal resources for the country's only single State Education Agency (SEA)/Local Education Agency (LEA) and the increased resources for charters and Hawaiian language medium education.

The Native Hawaiian Education Council was established in 1994 under the federal Native Hawaiian Education Act. The Council is charged with coordinating, assessing and reporting and making recommendations on the effectiveness of existing education programs for Native Hawaiians, the state of present Native Hawaiian education efforts, and improvements that may be made to existing programs, policies, and procedures to improve the educational attainment of Native Hawaiians.

Please feel free to contact the Council's Executive Director, Dr. Sylvia Hussey, directly via e-mail ([sylvia@nhec.org](mailto:sylvia@nhec.org)), office (808.523.6432) with any questions.

Sincerely,

Dr. Lisa M. Watkins-Victorino, Chair

cc: Policy & Advocacy and Executive Committees and staff

Attachment



**SCR-92**

Submitted on: 4/12/2018 2:14:24 PM

Testimony for EDN on 4/13/2018 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Taffi Wise	KANU O KA AINA	Support	No

Comments:

**SCR-92**

Submitted on: 4/12/2018 2:44:44 PM

Testimony for EDN on 4/13/2018 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Melodie Aduja	Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i	Support	No

Comments:

To the Honorable Justin H. Woodson, Chair; the Honorable Sam Satoru Kong, Vice-Chair and the Members of the Committee on Education:

Good afternoon. My name is Melodie Aduja. I serve as Chair of the Oahu County Committee ("OCC") on Legislative Priorities of the Democratic Party of Hawaii. Thank you for the opportunity to provide written testimony on **SCR92** regarding findings and recommendations to the Legislature on unutilized, lapsed federal grant revenue for public education.

The OCC on Legislative Priorities is in favor of **SCR92** and supports its adoption.

**SCR92** is in alignment with the Platform of the Democratic Party of Hawai'i ("DPH"), 2016, as it requests the Department of Education to review its financial records from the last five fiscal years, specifically its revenue from federal grants, including titled, discretionary, and formula-based grants, and submit a report of its findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2019, on unutilized, lapsed federal grant revenue for public education; and that the report identify: (1) all federal grants which the Department received over the last five years; (2) the amount of funds used from each grant; (3) the amount of funds left unused and lapsed grant; and (4) ways that any unused funds could have been from each used.

Specifically, the DPH Platform provides that "We support a dedicated source of funding for the Department of Education.

We cannot support the practice of unfunded mandates from the federal government.

We support adequate funding for mandatory public education K through 12." (Platform of the DPH, P. 6, Lines 329-333 (2016)).



The Department of Education receives federal grants for public education which must be used for specific purposes within specific periods of time or else be returned to the federal government. The Department of Education underwent a financial audit in each of the years 2013 to 2016, and each of these audits revealed that the Department of Education had underutilized over \$175,000,000 of federal funding per year. The underutilization of such federal funding per year is unacceptable given the financial requirements of the Department of Education in providing the best available educational resources and environment for public school students in the State of Hawai'i.

Given that **SCR92** requests the Department of Education to review its financial records from the last five fiscal years, specifically its revenue from federal grants, including titled, discretionary, and formula-based grants, and submit a report of its findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2019, on unutilized, lapsed federal grant revenue for public education; and that the report identify: (1) all federal grants which the Department received over the last five years; (2) the amount of funds used from each grant; (3) the amount of funds left unused and lapsed grant; and (4) ways that any unused funds could have been from each used, it is the position of the OCC on Legislative Priorities to support its adoption.

Thank you very much for your kind consideration.  
Sincerely yours,

/s/ Melodie Aduja  
Melodie Aduja, Chair, OCC on Legislative Priorities  
Email: legislativepriorities@gmail.com, Text/Tel.: (808) 258-8889

**SCR-92**

Submitted on: 4/12/2018 4:09:28 PM

Testimony for EDN on 4/13/2018 2:00:00 PM

**LATE**

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Katie Benioni	KALO	Support	No

Comments:

**SCR-92**

Submitted on: 4/13/2018 8:23:41 AM

Testimony for EDN on 4/13/2018 2:00:00 PM

**LATE**

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Christine Russo	Individual	Support	No

Comments:

**LATE**

**SCR-92**

Submitted on: 4/13/2018 9:10:51 AM

Testimony for EDN on 4/13/2018 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Janlyn Ryusaki-Phillips	Individual	Support	No

Comments: