



EXECUTIVE CHAMBERS  
HONOLULU

DAVID Y. IGE  
GOVERNOR

July 9, 2019

**GOV. MSG. NO. 13 91**

The Honorable Ronald D. Kouchi,  
President  
and Members of the Senate  
Thirtieth State Legislature  
State Capitol, Room 409  
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,  
Speaker and Members of the  
House of Representatives  
Thirtieth State Legislature  
State Capitol, Room 431  
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on July 9, 2019, the following bill was signed into law:

SB388 SD2 HD2 CD1

RELATING TO EDUCATION.  
**ACT 271 (19)**

Sincerely,

DAVID Y. IGE  
Governor, State of Hawai'i

JUL 09 2019

on

THE SENATE  
THIRTIETH LEGISLATURE, 2019  
STATE OF HAWAII

**ACT 271**  
**S.B. NO.**

388  
S.D. 2  
H.D. 2  
C.D. 1

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# A BILL FOR AN ACT

RELATING TO EDUCATION.

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

1           SECTION 1. The legislature finds that children living in  
2 poverty who have one or more parents incarcerated, are the  
3 victims of abuse or neglect, or are homeless often experience a  
4 range of traumatic and toxic stress. This stress can harm the  
5 child's brain development and physical, social, mental,  
6 emotional, and behavioral health and well-being.

7           The legislature further finds that in 2013, the Healthcare  
8 Association of Hawaii conducted a comprehensive study on Kauai  
9 to, among other things, uncover the needs of vulnerable  
10 populations, many of which have individuals of native Hawaiian  
11 ancestry. The study revealed that teens who drop out of school  
12 have a diminished ability to advocate for their own health and  
13 wellness compared to their peers still enrolled in school.  
14 Compounding this problem is that in 2017, 14.2 per cent of the  
15 students in department of education schools dropped out,  
16 amounting to 25,546 students.

17           The legislature finds that since high school dropouts are  
18 more likely to experience incarceration and poverty, it is



1 imperative that the department of education identify vulnerable  
2 students who are likely to drop out, assess their needs, and  
3 provide them with the services they need to succeed.

4 The purpose of this Act is to require the department of  
5 education to establish a task force to create a system for  
6 evaluating and assessing all children and those who are  
7 exhibiting emergent or persistent behaviors, academic  
8 challenges, or chronic absenteeism and are in need of  
9 appropriate supports and interventions accessible within the  
10 continuum of a multi-tiered system of supports.

11 SECTION 2. (a) The department of education shall  
12 establish a task force to create a system for evaluating and  
13 assessing all children and those who are exhibiting emergent or  
14 persistent behaviors, academic challenges, or chronic  
15 absenteeism and are in need of appropriate supports and  
16 interventions accessible within the continuum of a multi-tiered  
17 system of supports.

18 (b) The following individuals shall serve as members of  
19 the task force:



- 1           (1) The superintendent of education or the  
2                    superintendent's designee, who shall serve as the  
3                    chairperson of the task force;
- 4           (2) The director of health or the director's designee;
- 5           (3) The director of human services or the director's  
6                    designee;
- 7           (4) An intermediate or middle school principal or the  
8                    principal's designee, to be determined by the complex  
9                    area superintendent;
- 10          (5) A high school principal or the principal's designee,  
11                    to be determined by the complex area superintendent;
- 12          (6) The director of alternative learning programs;
- 13          (7) The assistant superintendent of the office of student  
14                    support services or the assistant superintendent's  
15                    designee;
- 16          (8) Representatives from the office of student support  
17                    services, including the multi-tiered system of  
18                    supports educational specialist and school based  
19                    behavioral health educational specialist;



1 (9) Two school-level representatives to be determined by  
2 the elementary school principal and secondary school  
3 principal; and

4 (10) One school based behavioral health educational  
5 specialist.

6 (c) The chairperson shall invite the following community  
7 members and organizations to serve as part of the task force and  
8 provide a constituent voice and technical and practitioner  
9 advisement:

10 (1) The executive director of Kinai 'Eha;

11 (2) Two representatives from Kinai 'Eha;

12 (3) One representative from the strategy and innovation  
13 division for Kamehameha Schools;

14 (4) One representative from the Hawaii youth correctional  
15 facility;

16 (5) One representative from the systems change division of  
17 the Queen Liliuokalani Trust;

18 (6) One representative from the Partners in Development  
19 Foundation;

20 (7) One representative from Assets School; and

21 (8) One representative from Adult Friends for Youth.



1 (d) Members of the task force shall serve without  
2 compensation but shall be reimbursed for reasonable expenses,  
3 including travel expenses, incurred in relation to the  
4 performance of duties required pursuant to this Act.

5 (e) The task force shall convene no less than four times a  
6 year with the initial meeting of the task force being held no  
7 later than September 12, 2019.

8 (f) The task force shall:

9 (1) Consider best practices and evidence-based strategies  
10 when reviewing current policies, programs, and  
11 assessments and making recommendations for the  
12 establishment of protocol to identify students in need  
13 of appropriate supports and interventions due to the  
14 experience of trauma;

15 (2) Identify essential components and promote the use of  
16 multi-tiered system of supports innovative evidence-  
17 based strategies, research-based approaches, and  
18 practices; and review the use of assessments to  
19 identify students of trauma;

20 (3) Utilize the adverse childhood experiences assessment  
21 protocol by coordinating and assembling the strongest



1 components of resources from the department of  
2 education and community networks to effectively  
3 respond to the challenge of reducing and preventing  
4 adverse childhood experiences while providing  
5 flexibility for communities and all related agencies  
6 to design responses that are appropriate for the  
7 children;

8 (4) Establish a seventh and ninth grade pilot program for  
9 the adverse childhood experiences assessment and  
10 identify a complex area for the pilot program;  
11 provided that middle school participation is subject  
12 to the approval of the complex area's superintendent.  
13 The task force shall collect and analyze the data from  
14 participating pilot schools and make recommendations  
15 regarding the implementation of the adverse childhood  
16 experiences assessment statewide;

17 (5) Develop a system of data collection and implementation  
18 framework for statewide use;

19 (6) Aggregate the data within and across agencies to  
20 inform treatment interventions, systems responses to



- 1 trauma, and public policies to address and prevent  
2 childhood trauma;
- 3 (7) Examine the evaluation of suspended students to  
4 identify and provide services for any social disorder,  
5 emotional disorder, or learning difference; and
- 6 (8) Examine lowering the threshold age for alternative or  
7 vocational schools from sixteen to fourteen.
- 8 (g) The task force shall submit a preliminary report of  
9 its findings and recommendations, including any proposed  
10 legislation, to the legislature by July 19, 2020.

11 SECTION 3. This Act shall take effect on July 1, 2019.

APPROVED this 09 day of JUL, 2019



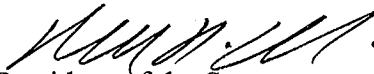
GOVERNOR OF THE STATE OF HAWAII




**THE SENATE OF THE STATE OF HAWAI'I**

Date: April 30, 2019  
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirtieth Legislature of the State of Hawai'i, Regular Session of 2019.



President of the Senate



Clerk of the Senate

SB No. 388, SD 2, HD 2, CD 1

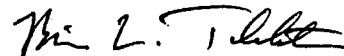
THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 30, 2019  
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirtieth Legislature of the State of Hawaii, Regular Session of 2019.



Scott K. Saiki  
Speaker  
House of Representatives



Brian L. Takeshita  
Chief Clerk  
House of Representatives