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## A BILL FOR AN ACT

PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO TRANSFER  
THE RESPONSIBILITY FOR THE PROVISION OF CHARTER SCHOOL  
EDUCATION FROM THE STATE TO THE COUNTIES.

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

1           SECTION 1. The purpose of this Act is to propose an  
2 amendment to article X, section 1, of the Constitution of the  
3 State of Hawaii to transfer the responsibility of the  
4 establishment, support, and control of charter schools from the  
5 State to the counties.

6           SECTION 2. Article X, section 1, of the Constitution of  
7 the State of Hawaii is amended to read as follows:

**"PUBLIC EDUCATION**

8           **Section 1.** The State shall provide for the establishment,  
9 support and control of a statewide system of public schools free  
10 from sectarian control, a state university, public libraries and  
11 such other educational institutions as may be deemed desirable,  
12 including physical facilities therefor. There shall be no  
13 discrimination in public educational institutions because of  
14 race, religion, sex or ancestry; nor shall public funds be  
15 appropriated for the support or benefit of any sectarian or  
16



1 nonsectarian private educational institution, except that  
2 proceeds of special purpose revenue bonds authorized or issued  
3 under section 12 of Article VII may be appropriated to finance  
4 or assist:

5 1. Not-for-profit corporations that provide early  
6 childhood education and care facilities serving the general  
7 public; and

8 2. Not-for-profit private nonsectarian and sectarian  
9 elementary schools, secondary schools, colleges and  
10 universities.

11 Each county within the State shall provide for the  
12 establishment, support and control of a countywide system of  
13 charter schools, subject to the same requirements as public  
14 schools as may be provided by law.

15 For the purposes of this article, "public school" means an  
16 academic and noncollege type school established and maintained  
17 by the State, and does not include a charter school."

18 SECTION 3. The question to be printed on the ballot shall  
19 be as follows:



# H.B. NO. 1318

1 "Shall the State constitution be amended to transfer the  
2 responsibility for the establishment, support, and control of  
3 charter schools from the State to the counties?"

4 SECTION 4. New constitutional material is underscored.

5 SECTION 5. This amendment shall take effect upon  
6 compliance with article XVII, section 3, of the Constitution of  
7 the State of Hawaii.

8

INTRODUCED BY: \_\_\_\_\_



JAN 24 2019



# H.B. NO. 1318

**Report Title:**

Constitutional Amendment; Charter Schools; Transfer from State to Counties

**Description:**

Proposes an amendment to the Constitution of the State of Hawaii to transfer the responsibility for the establishment, support, and control of charter schools from the State to the counties.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

