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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. Section 302A-1004, Hawaii Revised Statutes, is  
2 amended by amending subsection (a) to read as follows:

3           "(a) The department shall implement a comprehensive system  
4 of educational accountability to motivate and support the  
5 improved performance of students and the education system. This  
6 accountability system shall:

7           (1) Include student accountability; school or collective  
8 accountability; individual professional accountability  
9 for teachers, principals, and other employees; and  
10 public accounting to parents, community members,  
11 businesses, higher education, media, and political  
12 leadership;

13           (2) Link authority and resources to responsibility;

14           (3) Define clear roles for all parties and lines of  
15 responsibility and mutual obligation and develop a  
16 collaborative process with stakeholders, including



- 1           representatives of appropriate bargaining units,  
2           parents, administration, and students;
- 3           (4) Assess and track measures of academic achievement,  
4           safety and well-being, and civic responsibility of  
5           individual students at selected grade levels and  
6           report trend data on these measures over time  
7           annually;
- 8           (5) Invoke a full and balanced set of appropriate  
9           consequences for observed performance, including  
10          rewards and recognition for those schools that meet or  
11          exceed their goals, assistance to those that fall  
12          short, and sanctions for those that, given adequate  
13          assistance and ample time, continue to fail to meet  
14          goals;
- 15          (6) Involve an annual statewide assessment program that  
16          provides a report card containing trend data on  
17          school, school complex, and system performance at  
18          selected benchmark grade levels with performance  
19          indicators in areas relating to student achievement,  
20          safety and well-being, and civic responsibility.



1           These performance indicators shall include but not be  
2           limited to[+] the:  
3           ~~[(A) Student performance relative to statewide content~~  
4           ~~and performance standards; and~~  
5           ~~(B) School attendance and dropout rates;]~~  
6           (A) Reduction of chronic absenteeism;  
7           (B) Increase in the percentage of students reporting  
8           a positive school climate;  
9           (C) Increase in the percentage of students receiving  
10           special education services who are in general  
11           education classes for eighty per cent or more of  
12           the school day;  
13           (D) Increase in the percentage of third grade  
14           students reading at, near, or above grade-level  
15           expectation;  
16           (E) Increase in the percentage of ninth grade  
17           students who are promoted to the tenth grade on  
18           time;  
19           (F) Increase in the percentage of students meeting  
20           achievement targets on statewide assessments in



- 1                   English language arts, literacy, mathematics, and
- 2                   science;
- 3           (G)   Reduction in the achievement gap between high-
- 4                   needs students and non-high-needs students;
- 5           (H)   Increase in the percentage of students who
- 6                   graduate from high school on time;
- 7           (I)   Increase in the percentage of twelfth grade
- 8                   students who complete a career and technical
- 9                   education program of study;
- 10           (J)   Increase in the percentage of high school
- 11                   graduates who enroll in postsecondary education
- 12                   in the fall semester following graduation;
- 13           (K)   Increase in the percentage of teacher positions
- 14                   filled by teachers who have completed a state
- 15                   approved teacher education program;
- 16           (L)   Increase in the percentage of teachers retained
- 17                   for more than five years after the date of hire;
- 18           (M)   Reduction in the backlog of school facility
- 19                   repair and maintenance projects; and



1            (N) Increase in the percentage of parents reporting  
2            that their children's schools meet quality  
3            standards;

4            (7) Require that teachers and administrators engage in the  
5            continuous professional growth and development that  
6            ensure their currency with respect to disciplinary  
7            content, leadership skill, knowledge, or pedagogical  
8            skill, as appropriate to their position. This  
9            requirement may be established by the department in  
10           terms of credit hours earned or their equivalent in  
11           professional development activity certified by the  
12           department as appropriate in focus and rigor;

13           (8) Establish an explicit link between professional  
14           evaluation results and individual accountability  
15           through professional development of the knowledge,  
16           skill, and professional behavior necessary to the  
17           position, by requiring that results of the  
18           professional evaluation be used by the department to  
19           prescribe professional development focus and content,  
20           as appropriate;



- 1           (9)    Include an annual statewide fiscal accountability
- 2                    program, which includes a published report card that
- 3                    contains trend data on school, school complex, and
- 4                    systemwide plans and results, including:
- 5                    (A)    Amounts allocated;
- 6                    (B)    Amounts expended;
- 7                    (C)    Amounts carried over; and
- 8                    (D)    Any significant changes to the budget, with an
- 9                    explanation for the change;
- 10           (10)   Include an evaluation of the effectiveness of complex
- 11                    area superintendents and principals in supporting:
- 12                    (A)    Students' academic achievement, safety and well-
- 13                    being, and civic responsibility; and
- 14                    (B)    The satisfaction of stakeholders affected by the
- 15                    work of the complex area superintendents and
- 16                    principals, which may be measured by broadbased
- 17                    surveys; and
- 18                    (C)    Fiscal accountability."

19           SECTION 2.   Section 302A-1301, Hawaii Revised Statutes, is

20   amended to read as follows:

1           "§302A-1301 School system financial accountability[-];  
2 reports to legislature. (a) Beginning with the 1995-1997  
3 fiscal biennium, the department's administrative expenditures  
4 shall not exceed 6.5 per cent of the total department operating  
5 budget, excluding expenditures for agencies administratively  
6 attached to the department, unless approved by the legislature.  
7           (b) Beginning with the 2019-2020 fiscal year, the  
8 department's budget for each fiscal year shall allocate ninety-  
9 four per cent of all moneys to be appropriated for the operating  
10 budget of the department among the complex areas, excluding  
11 moneys appropriated for the public library system and agencies  
12 administratively attached to the department. The remaining  
13 moneys shall be allocated to the department's administration.  
14           (c) If a complex area fails to meet departmental minimum  
15 benchmarks for any performance indicator listed in section  
16 302A-1004(a)(6) for any fiscal year, the moneys allocated to the  
17 complex area shall be reduced by five per cent in the next  
18 fiscal year, and the moneys resulting from the penalty shall be  
19 reallocated among complexes that meet the performance  
20 indicators.



# H.B. NO. 1401

1           ~~[(b)]~~ (d) Not less than ~~[seventy]~~ \_\_\_\_\_ per cent of  
 2 ~~[appropriations for the total budget of the department,~~  
 3 ~~excluding debt service and capital improvement programs and~~  
 4 ~~appropriations for agencies administratively attached to the~~  
 5 ~~department,]~~ moneys allocated to a complex area shall be  
 6 expended by principals~~[-]~~ within the complex area.

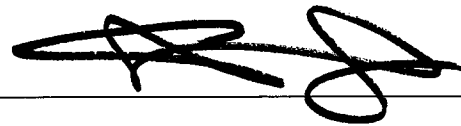
7           (e) The department shall submit an annual report to the  
 8 legislature on the compliance with this section by the  
 9 department and each complex area no later than twenty days  
 10 before the convening of each regular session."

11           SECTION 3. Statutory material to be repealed is bracketed  
 12 and stricken. New statutory material is underscored.

13           SECTION 4. This Act shall take effect on July 1, 2019.

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



JAN 24 2019





# H.B. NO. 1401

**Report Title:**

DOE; Complex Areas; Financial Accountability; Reports

**Description:**

Requires the Department of Education's budget to allocate 94% of all moneys to be appropriated for the operating budget of the Department among the complex areas, excluding moneys appropriated for the public library system and agencies administratively attached to the Department. Provides that if a complex area fails to meet performance benchmarks, its budget will be reduced by 5% in the next fiscal year. Requires annual reports to the legislature.

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

