



**GOV. MSG. NO. 1249**

EXECUTIVE CHAMBERS  
HONOLULU

DAVID Y. IGE  
GOVERNOR

June 27, 2022

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

The Honorable Scott K. Saiki,  
Speaker and Members of the  
House of Representatives  
Thirty-First 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 June 27, 2022, the following bill was signed into law:

SB3091 SD2 HD1 CD1

RELATING TO OPTIONS FOR STUDENTS IN  
DEPARTMENT OF EDUCATION SCHOOLS.  
**ACT 148**

Sincerely,

DAVID Y. IGE  
Governor, State of Hawai'i

# A BILL FOR AN ACT

RELATING TO OPTIONS FOR STUDENTS IN DEPARTMENT OF EDUCATION  
SCHOOLS.

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

1           SECTION 1. The purpose of this Act is to provide clarity  
2 and consistency with regard to commercial enterprise activities  
3 in schools by:

4           (1) Broadening the scope of profit-making operations  
5 students may engage in at schools to include  
6 commercial enterprises, while ensuring that engagement  
7 in commercial enterprises shall be related to the  
8 primary educational purposes of the school, career  
9 pathway, academy, or program as required by section  
10 302A-448, Hawaii Revised Statutes; and

11           (2) Allowing students to receive school credit,  
12 compensation, or both, when engaging in profit-making  
13 operations.

14           SECTION 2. Section 302A-420, Hawaii Revised Statutes, is  
15 amended to read as follows:

16           "§302A-420 Profits [to pupils] and school credit for  
17 students. All net profits arising from agricultural [~~and~~],



1 industrial, or commercial enterprise pursuits [~~under sections~~  
2 ~~302A-420 to 302A-431~~] at any school, under the rules of the  
3 department:

4 (1) Shall be used by the school to support agricultural,  
5 industrial, and commercial enterprise pursuit programs  
6 and for the purchase of equipment and [material,]  
7 materials, not otherwise provided for in the school  
8 budget, that will be of general benefit to the  
9 [~~pupils,~~] students; or

10 (2) May be distributed among the [~~pupils~~] students  
11 actually engaged in the pursuits[-]; provided that  
12 school credit may also be granted to students engaged  
13 in the permitted operations, either in addition to, or  
14 in lieu of, any net profits distributed to the  
15 students;

16 provided further that the commercial enterprise does not affect  
17 the tax-exempt status of general obligation bonds and complies  
18 with the requirements of section 302A-448. The department shall  
19 provide for the keeping of simple books of account, showing the  
20 source and distribution of the money resulting from the



1 operations carried on pursuant to this section, and for the  
2 auditing of these books of account at least quarterly."

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

5 SECTION 4. This Act shall take effect on July 1, 2022.



S.B. NO. 3091  
S.D. 2  
H.D. 1  
C.D. 1

APPROVED this 27th day of June, 2022

A handwritten signature in black ink, appearing to read "David I. Ige". The signature is fluid and cursive, with a prominent loop at the end of the last name.


GOVERNOR OF THE STATE OF HAWAII

**THE SENATE OF THE STATE OF HAWAI‘I**

Date: May 3, 2022  
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirty-First Legislature of the State of Hawai‘i, Regular Session of 2022.

  
President of the Senate

  
Clerk of the Senate

SB No. 3091, SD 2, HD 1, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 03, 2022  
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-First Legislature of the State of Hawaii, Regular Session of 2022.



Scott K. Saiki  
Speaker  
House of Representatives



Brian L. Takeshita  
Chief Clerk  
House of Representatives