

STAND. COM. REP. NO. **2335**

Honolulu, Hawaii

**FEB 15 2022**

RE: S.B. No. 3093  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-First State Legislature  
Regular Session of 2022  
State of Hawaii

Sir:

Your Committee on Education, to which was referred S.B. No. 3093 entitled:

"A BILL FOR AN ACT RELATING TO OFFICIAL SCHOOL BUSINESS,"

begs leave to report as follows:

The purpose and intent of this measure is to provide increased protection for educational workers by establishing a misdemeanor offense for harassment of an educational worker.

Your Committee received testimony in support of this measure from the Department of Education. Your Committee received testimony in opposition to this measure from the Hawai'i Association of School Psychologists.

Your Committee finds that the coronavirus disease 2019 pandemic and increased political polarization have created a more difficult and fraught environment for educational workers to perform their jobs. Your Committee additionally finds that existing law does not adequately protect educational workers from harassment that jeopardizes their safety and interferes with school functions, such as aggressive or harassing behavior from parents and members of the public.

Accordingly, your Committee finds that this measure provides additional protection for educational workers by establishing a misdemeanor offense for certain actions that disrupt or interfere



with the administration or functions of any school, school administration office, or school board. Your Committee further finds that this measure will deter the harassment of educational workers and facilitate the orderly administration of school operations.

Your Committee has amended this measure by:

- (1) Providing a definition for "person" to clarify that the misdemeanor offense established by this measure shall not apply to certain students within the age of minority; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3093, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3093, S.D. 1, and be referred to your Committee on Judiciary.

Respectfully submitted on  
behalf of the members of the  
Committee on Education,



MICHELLE N. KIDANI, Chair



The Senate  
Thirty-First Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Education**  
**EDU**

Bill / Resolution No.:* <b>SB 3093</b>	Committee Referral: <b>EDU, JDC</b>	Date: <b>02/07/22</b>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
KIDANI, Michelle N. (C)	/			
KIM, Donna Mercado (VC)	/			
DELA CRUZ, Donovan M.	/			
KANUHA, Dru Mamo	/			
FEVELLA, Kurt	/			
<b>TOTAL</b>	<b>5</b>			
Recommendation:				
<input checked="" type="checkbox"/> Adopted		<input type="checkbox"/> Not Adopted		
Chair's or Designee's Signature:				
<i>Donna Mercado Kim</i>				
Distribution:				
Original	Yellow	Pink	Goldenrod	
File with Committee Report	Clerk's Office	Drafting Agency	Committee File Copy	

\*Only one measure per Record of Votes