
A BILL FOR AN ACT

RELATING TO THE UNIVERSITY OF HAWAII AT HILO.

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

1 SECTION 1. The legislature finds that the State has two
2 official languages, with both an English language medium
3 education pathway and a Hawaiian language medium education
4 pathway available from kindergarten through high school. Act
5 46, Session Laws of Hawaii 2020, appropriated funds for the
6 University of Hawaii at Hilo Imiloa astronomy center and
7 University of Hawaii at Hilo Hawaiian language college to help
8 establish a pathway for the development of Hawaiian language
9 medium early education. The Hawaiian language college has
10 developed an early education certificate taught entirely through
11 the medium of Hawaiian and based in scientifically researched
12 childhood development and cognitive development within a
13 Hawaiian language medium education context. Imiloa astronomy
14 center has successfully provided educational outreach to the
15 State's students through innovative approaches and delivery that
16 greatly strengthen the State's goal of expanding Hawaiian
17 language medium early education within the State.



1 The legislature further finds that the University of Hawaii
2 at Hilo Imiloa astronomy center identifies Hawaiian language
3 proficiency development as a bottleneck in the development of
4 Hawaiian language medium early education teachers. The United
5 States Foreign Service finds Hawaiian language proficiency
6 requires approximately one thousand one hundred hours of study,
7 much more than the standard number of hours currently accorded
8 Hawaiian language study outside of the University of Hawaii at
9 Hilo Hawaiian language college. Standard foreign language
10 learning models and the scheduling of foreign language learning
11 in state high school and university settings both present
12 challenges to the development of Hawaiian language medium early
13 education teachers.

14 The legislature further finds that an institute model would
15 allow the University of Hawaii at Hilo Imiloa astronomy center's
16 year-round scheduling flexibility to extend to the University of
17 Hawaii at Hilo Hawaiian language college and increase the center
18 and college's collective agility in responding to opportunities
19 to develop Hawaiian language proficiency and Hawaiian language
20 medium early education sites and programs. As such, this Act
21 would address an issue of statewide concern.



1 An institute would help reduce the large Hawaiian language
2 medium education teacher shortage throughout kindergarten to
3 twelfth grade; expand the center's and college's collective
4 reach and potential to address the State's and community's
5 Hawaiian language needs; and produce work that would stand as a
6 model for serving the distinctive needs of other indigenous
7 peoples and marginalized groups, especially with regards to
8 high-quality early education from a distinctive language base.
9 Therefore, an institute model is crucial for the proper
10 development of a Hawaiian language medium early education
11 pathway.

12 Accordingly, the purpose of this Act is to establish an
13 institute of indigenous education, science, and outreach within
14 the University of Hawaii at Hilo through a collaboration between
15 the University of Hawaii at Hilo Imiloa astronomy center and
16 University of Hawaii at Hilo Hawaiian language college. The
17 institute shall operate as a distinct unit within the University
18 of Hawaii with unique powers of scheduling, outreach, and
19 functionality from those of the University of Hawaii.



1 SECTION 2. Chapter 304A, Hawaii Revised Statutes, is
2 amended by adding a new subpart to part IV to be appropriately
3 designated and to read as follows:

4 " . INSTITUTE OF INDIGENOUS EDUCATION, SCIENCE, AND OUTREACH

5 §304A- Institute of indigenous education, science, and

6 outreach; establishment. (a) There is established the
7 institute of indigenous education, science, and outreach. The
8 institute shall be placed within the University of Hawaii at
9 Hilo through a collaboration between the University of Hawaii at
10 Hilo Imiloa astronomy center and the University of Hawaii at
11 Hilo Hawaiian language college; provided that the institute
12 shall have its own unique powers of scheduling, outreach, and
13 functionality from those of the University of Hawaii; provided
14 further that the institute may incorporate as a nonprofit
15 corporation to further its objectives.

16 (b) The qualifying standards and conditions relating to the
17 receipt of funds under chapter 42F shall not apply to funds
18 received by the institute; provided that if the institute
19 contracts with a recipient or provider, the qualifying
20 standards, conditions, and other provisions of chapter 42F shall
21 apply to the recipient or provider and the contract.



1 (c) If the institute incorporates, to receive state funds,
2 the institute shall:

3 (1) Be licensed or accredited in accordance with federal,
4 state, or county laws, rules, or ordinances to conduct
5 the activities or provide the services for which the
6 funds are appropriated;

7 (2) Comply with all applicable federal and state laws
8 prohibiting discrimination against any person on the
9 basis of race, color, national origin, religion,
10 creed, sex, age, sexual orientation, disability, or
11 any other protected class;

12 (3) Agree not to use state funds for entertainment or
13 lobbying activities;

14 (4) Be incorporated pursuant to chapter 414D;

15 (5) Have been determined and designated to be a tax-exempt
16 organization by the Internal Revenue Service;

17 (6) Maintain bylaws or policies that describe the manner
18 in which the activities or services for which a grant
19 or subsidy is awarded shall be conducted or provided;
20 and



1 (7) Include only members on the governing board who have
2 no material conflict of interest and who shall serve
3 without compensation.

4 (d) The institute shall seek, receive, and accept from
5 public and private sources, whether located within or without
6 the United States, grants, gifts, devises, bequests, or any
7 other money or property, real, personal, or mixed, tangible or
8 intangible, absolutely or in trust, to be used in carrying out
9 the purposes of the institute.

10 (e) The institute may enter into purchase of power
11 agreements.

12 (f) The institute may execute its duties under the
13 purchase of power agreements throughout the affected tax map key
14 areas.

15 (g) The comptroller and state auditor may examine the
16 institute's use of state funds.

17 **§304A- Patents, copyrights, inventions, discoveries,**
18 **and other rights.** Any patents, copyrights, inventions,
19 discoveries, or other rights arising from activities of the
20 institute of indigenous education, science, and outreach shall



1 belong to the institute and shall be subject to policies or
2 rules adopted by the board of regents.

3 **§304A- Annual report.** The institute of indigenous
4 education, science, and outreach shall submit an annual report
5 on the institute's activities to the legislature no later than
6 twenty days prior to the convening of each regular session."

7 SECTION 3. This Act shall take effect on July 1, 2050.



Report Title:

University of Hawaii at Hilo; Imiloa Astronomy Center; Hawaiian Language College; Institute of Indigenous Education, Science, and Outreach; Establishment

Description:

Establishes the institute of indigenous education, science, and outreach within the University of Hawaii at Hilo. Effective 7/1/2050. (SD1)

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