



STATE OF HAWAII
DEPARTMENT OF EDUCATION
KA 'OIHANA HO'ONA'AUAO
P.O. BOX 2360
HONOLULU, HAWAII 96804

Date: 02/15/2023

Time: 10:30 AM

Location: CR 211 & Videoconference

Committee: Senate Ways and Means

Department: Education

Person Testifying: Keith T. Hayashi, Superintendent of Education

Title of Bill: SB 0290, SD1 RELATING TO DIRECT INSTRUCTIONAL SERVICES TO STUDENTS.

Purpose of Bill: Requires that appropriations allocated to Department of Education programs that provide instructional services directly to students shall remain within the budget of the program to which they were originally allocated and that the retention of an appropriation shall not be used by the Department as a basis for reducing a program's future budget requirements. Allows the Department of Education to create temporary positions under certain conditions. Amends the requirement that the Department of Education report the creation of temporary positions to the Department of Budget and Finance by requiring that the report also be sent to the Legislature. (SD1)

Department's Position:

The Hawaii State Department of Education (Department) respectfully provides comments regarding SB 290, SD 1, specifically the provision which proposes revisions to §302A-1116, Hawaii Revised Statutes (HRS).

This measure proposes to revise §302A-1116, HRS, which allows the Department to create temporary positions for up to one year and to report the temporary positions to the Department of Budget and Finance. This would limit the Department's authority to create temporary positions only for those that provide instructional services directly to students. This addition would severely impact the Department's ability to provide appropriate support to schools, to accomplish the goals and objectives within the Hawaii State Board of Education's (Board) Strategic Plan, and to leverage non-state funded

resources.

The Department establishes temporary positions for a variety of reasons to advance its mission. In addition to instructional services provided directly to students, temporary positions also provide critical support for students and teachers. For example, through schools' budgeting processes, non-instructional temporary positions are established to ensure that basic school operations are provided and that health and safety are adequately addressed; examples of non-instructional temporary positions within schools are school security attendants, cafeteria helpers, custodians, and vice principals. In addition to school-level positions, complex areas, and state offices use temporary positions to provide flexible and adaptive support to schools; examples of these positions are district resource teachers, complex academic officers, behavioral health specialists, and cohort intern positions for school administrators in training (e.g., vice principals). At the state office level, two new Deputy Superintendent positions were created to lead the strategic and operational alignment of the Department to advance the goals which are outlined in the Board's newly approved Strategic Plan.

Also, temporary positions may be funded by non-general funded resources (e.g., federal, private philanthropy, contracts). These positions support important services as well as innovation at the school, complex area, and state levels. These non-general funds vary over time and are often awarded outside of the Department's and legislature's planning cycles. The existing statute provides the flexibility necessary to leverage non-state funded resources for our schools and students.

The Department is committed to responsibly utilizing its authority to create temporary positions as currently written in §302A-1116, HRS, and reporting such use as required.

Thank you for the opportunity to provide testimony on SB 290, SD 1.



Committee ON Ways and Means
Senator Donovan Dela Cruz, Chair
Senator Gilbert Keith-Agaran, Vice Chair

February 15, 2023

Dear Chair Dela Cruz, Vice Chair Keith-Agaran, and Members of the Committee,

We support SB 290 SD1, relating to direct instructional services to schools.

HE'E has consistently advocated for prioritizing resources directly to schools. Our schools continue to recover from the negative effects of the pandemic. School administrators and teachers are best positioned to address the myriad needs of students. This bill helps provide support at the school level.

In its testimony, the DOE points out that some non-instructional temporary positions provide support to students, such as school security attendants, cafeteria helpers, custodians, and vice principals. Therefore, we suggest that the restriction to only instructional services be removed, but the direct impact to students at the school level be retained.

Hui for Excellence in Education, or "HE'E," promotes a child-centered and strength-based public education system in which families, communities and schools are valued and empowered to help every student succeed. HE'E works to bring diverse stakeholders together to harness collective energy, share resources, and identify opportunities for progressive action in education.

Thank you for the opportunity to testify. Our support represents at least a 75% consensus of our voting membership.

Sincerely,

Cheri Nakamura
HE'E Coalition Director



Academy 21
American Civil Liberties Union
Alliance for Place Based Learning
Castle Complex Community Council
Coalition for Children with Special Needs
Education Institute of Hawai'i
*Faith Action for Community Equity
Fresh Leadership LLC
Girl Scouts Hawaii
Harold K.L. Castle Foundation
*HawaiiKidsCAN
*Hawai'i Afterschool Alliance
*Hawai'i Appleseed Center for Law and Economic Justice
*Hawai'i Association of School Psychologists
Hawai'i Athletic League of Scholars
*Hawai'i Children's Action Network
Hawai'i Nutrition and Physical Activity Coalition
Hawai'i Scholars for Education and Social Justice
* Hawai'i State PTSA
Hawai'i State Student Council
Hawai'i State Teachers Association
Hawai'i P-20
Hawai'i 3Rs
Head Start Collaboration Office
It's All About Kids
*INPEACE
Joint Venture Education Forum
Junior Achievement of Hawaii
Kamehameha Schools
Kanu Hawai'i
Kaua'i Ho'okele Council
Keiki to Career Kaua'i
Kupu A'e
*Leaders for the Next Generation
Learning First
McREL's Pacific Center for Changing the Odds
Native Hawaiian Education Council
Our Public School
*Pacific Resources for Education and Learning
*Parents and Children Together
*Parents for Public Schools Hawai'i
Special Education Provider Alliance
*Teach for America
The Learning Coalition
US PACOM
University of Hawai'i College of Education
*Youth Service Hawai'i

Voting Members () Voting member organizations vote on action items while individual and non-voting participants may collaborate on all efforts within the coalition.*