

ACT 174

S.B. NO. 535

A Bill for an Act Relating to Education.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 302A-408, Hawaii Revised Statutes, is amended to read as follows:

“~~[[§302A-408]]~~ **After-school and weekend programs.** The department and the appropriate county agencies may establish and regulate programs of after-school and weekend community-school activities for children, including but not limited to ~~[day-care]~~ **child-care** programs, arts and crafts, hula, ukulele, and other ~~[educational or]~~ recreational projects, wherever feasible, at public school and public

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park facilities. In addition to any appropriation of public funds, reasonable fees established by the agencies operating the programs may be collected from children enrolled, in the furtherance of particular programs. The appropriate agencies may obtain from time to time the services of persons in a voluntary or unpaid capacity, exempt from chapters 76 and 77, as may be necessary for carrying out the purposes of this section, and may regulate their duties, powers, and responsibilities when not otherwise provided by law. Any person whose services have been so accepted, while engaged in the performance of duty under this section, shall be deemed a state employee or an employee of a political subdivision, as the case may be, in determining the liability of the State or the political subdivision for the negligent acts of these persons.”

SECTION 2. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 3. This Act shall take effect upon its approval.

(Approved May 29, 2001.)