

A Bill for an Act Relating to Commercial Enterprises in Schools.

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

SECTION 1. The purpose of this Act is to allow for greater implementation of commercial enterprises in schools by:

- (1) Deeming student interns engaging in commercial enterprises to be employees of the State; and
- (2) Allowing the department of education to use revenue generated from school commercial enterprises.

SECTION 2. Section 302A-448, Hawaii Revised Statutes, is amended to read as follows:

“~~§~~302A-448 Schools; career pathways, academies, and programs; commercial enterprises. (a) Notwithstanding any law to the contrary, an individual department school or any career pathway, academy, or program operated within a school may engage in commercial enterprises that are related to the primary educational purposes of the school, career pathway, academy, or program as set forth in this chapter, including the sale of goods produced by or for an individual school, career pathway, academy, or program.

(b) Student interns engaging in commercial enterprises under subsection (a) shall be considered “employees of the State” for purposes of chapter 662.

(c) Revenues accrued and expenditures made by the department for the operation of commercial enterprises, including those relating to hiring of personnel; renovation of commercial space; and the purchase of merchandise, supplies, and equipment, shall be accrued and made without regard to chapters 76, 78, 89, 103, and 103D. Net profits generated pursuant to this section and section 302A-1903 may be used by the department in accordance with this chapter.

~~[(b)]~~ (d) The department may adopt rules pursuant to chapter 91 to carry out the purposes of this section.”

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 Statutory material to be repealed is bracketed and stricken.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

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

(Approved June 27, 2022.)