
HOUSE CONCURRENT RESOLUTION

URGING THE BOARD OF EDUCATION AND THE DEPARTMENT OF HEALTH TO
ADOPT ADMINISTRATIVE RULES TO COMPLY WITH THE INDIVIDUALS
WITH DISABILITIES EDUCATION IMPROVEMENT ACT OF 2004 AND TO
SERVE THE NEEDS OF OUR CHILDREN AND FAMILIES.

1 WHEREAS, the Individuals with Disabilities Education Act,
2 20 USC 1400, was re-authorized on December 4, 2004. As stated in
3 PART A--GENERAL PROVISIONS, SEC. 601. FINDINGS, the Legislature
4 agrees with Congress, in that disability is a natural part of
5 the human experience and in no way diminishes the right of
6 individuals to participate in or contribute to society.
7 Improving educational results for children with disabilities is
8 an essential element of our national policy of ensuring equality
9 of opportunity, full participation, independent living, and
10 economic self-sufficiency for individuals with disabilities; and
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12 WHEREAS, almost 30 years of research and experience has
13 demonstrated that the education of children with disabilities
14 can be made more effective by having high expectations for such
15 children and ensuring their access to the general education
16 curriculum in the regular classroom, to the maximum extent
17 possible, in order to meet developmental goals and, to the
18 maximum extent possible, the challenging expectations that have
19 been established for all children and prepared to lead
20 productive and independent adult lives, to the maximum extent
21 possible; and
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23 WHEREAS, the education of children with disabilities can be
24 made more effective by strengthening the role and responsibility
25 of parents and ensuring that families of such children have
26 meaningful opportunities to participate in the education of
27 their children at school and at home; and
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29 WHEREAS, the education of children with disabilities can be
30 made more effective by coordinating this title with other local,



1 educational service agency, State, and Federal school
2 improvement efforts, including improvement efforts under the
3 Elementary and Secondary Education Act of 1965, in order to
4 ensure that such children benefit from such efforts and that
5 special education can become a service for such children rather
6 than a place where such children are sent; and
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8 WHEREAS, the education of children with disabilities can be
9 made more effective by providing appropriate special education
10 and related services, and aids and supports in the regular
11 classroom, to such children, whenever appropriate; and
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13 WHEREAS, the education of children with disabilities can be
14 made more effective by supporting high-quality, intensive pre-
15 service preparation and professional development for all
16 personnel who work with children with disabilities in order to
17 ensure that such personnel have the skills and knowledge
18 necessary to improve the academic achievement and functional
19 performance of children with disabilities, including the use of
20 scientifically based instructional practices, to the maximum
21 extent possible; and
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23 WHEREAS, the education of children with disabilities can be
24 made more effective by providing incentives for whole-school
25 approaches, scientifically based early reading programs,
26 positive behavioral interventions and supports, and early
27 intervening services to reduce the need to label children as
28 disabled in order to address the learning and behavioral needs
29 of such children; and
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31 WHEREAS, the education of children with disabilities can be
32 made more effective by focusing resources on teaching and
33 learning while reducing paperwork and requirements that do not
34 assist in improving educational results; and
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36 WHEREAS, the education of children with disabilities can be
37 made more effective by supporting the development and use of
38 technology, including assistive technology devices and assistive
39 technology services, to maximize accessibility for children with
40 disabilities; now, therefore,
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42 BE IT RESOLVED by the House of Representatives of the
43 Twenty-fourth Legislature of the State of Hawaii, Regular
44 Session of 2007, the Senate concurring, that the Board of



1 Education and the Department of Health are urged to work
2 cooperatively and to adopt administrative rules to comply with
3 the Individuals with Disabilities Education Improvement Act of
4 2004 and to identify and serve the needs of students and
5 families as authorized in the Act; and

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7 BE IT FURTHER RESOLVED that the Board of Education and
8 Department of Health are requested to submit a report of its
9 findings and efforts made relative to each article A-H, and
10 recommendations, including any proposed legislation, to the
11 Legislature no later than twenty days prior to the convening of
12 the Regular Session of 2008; and

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14 BE IT FURTHER RESOLVED that certified copies of this
15 Concurrent Resolution be transmitted to the Board of Education,
16 Department of Health, the President of the Senate, and the
17 Speaker of the House of Representatives.
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