JAN 2 4 2007

## A BILL FOR AN ACT

RELATING TO EDUCATION.

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

1	PART I
2	SECTION 1. Hawaii's children deserve a quality education
3	in a clean and safe environment. Many schools have leaky roofs,
4	termite-infested floors, crumbling walls, and overheated
5	classrooms. The legislature finds that there is a compelling
6	need to immediately fund the backlog of repair and maintenance
7	projects in the public schools.
8	In 2001, the legislature appropriated funds to help
9	mitigate the department of education's estimated \$640,000,000
10	backlog of repair and maintenance projects. The current backlog
11	of repair and maintenance projects is estimated at \$341,000,000,
12	which includes recurring major and minor repairs, ongoing cycle
13	maintenance, service and contract maintenance, nonrecurring
14	projects, and emergency repairs.
15	The purpose of this part is to reduce the backlog of repair
16	and maintenance projects within the public schools to a
17	manageable level of \$150,000,000 within three years. In order

# S.B. NO. 1932

- 1 to reduce the existing backlog of work and newly generated
- 2 repair and maintenance deficiencies, it is projected that
- 3 \$130,000,000 will be required in general fund revenues each year
- 4 for the next three years.
- 5 SECTION 2. There is appropriated out of the general
- 6 revenues of the State of Hawaii the sum of \$130,000,000, or so
- 7 much thereof as may be necessary for fiscal year 2007-2008, and
- 8 the same sum, or so much thereof as may be necessary for fiscal
- 9 year 2008-2009, for the department of education's repair and
- 10 maintenance projects.
- 11 The sums appropriated shall be expended by the department
- 12 of education for the purposes of this part.
- 13 SECTION 3. Sums appropriated under this part shall be in
- 14 addition to any funds that may be appropriated for the same
- 15 purposes of this part.
- 16 SECTION 4. The appropriation made for capital improvement
- 17 projects authorized by section 2 of this Act shall not lapse at
- 18 the end of the fiscal biennium for which the appropriation is
- 19 made; provided that all moneys from the appropriation
- 20 unencumbered as of June 30, 2010, shall lapse as of that date.

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The University of Hawaii's physical plant has 2 SECTION 5. 3 accumulated a backlog of repairs and maintenance due to the lack of general funds. This project includes reroofing, mechanical, 4 5 and electrical systems, renovations, resurfacing, repainting, and other improvements and project costs to upgrade facilities 6 7 at all university campuses. 8 Facilities provide the centerpiece around which all other 9 educational activities exist at higher education institutions. 10 The total replacement value of all University of Hawaii 11 facilities is estimated at \$1,600,000,000. Therefore, it is 12 imperative to reinvest in the university's physical plant to 13 ensure that the physical infrastructure facilitates the mission 14 of the institution. 15 The role of repair and maintenance is to maintain the 16 physical infrastructure and facilities of our campuses so that they are functional, architecturally sound, aesthetically 17 18 pleasing, and in compliance with building and safety codes to 19 support quality instruction, research, student, and community 20 services programs. 21 The current backlog of repair and maintenance deficiencies 22 at the University of Hawaii totals \$165,000,000. The purpose of

PART II



- 1 this part is to reduce the backlog of repair and maintenance
- 2 projects at the University of Hawaii to a manageable level.
- 3 SECTION 6. The director of finance is authorized to issue
- 4 general obligation bonds in the sum of \$80,000,000, or so much
- 5 thereof as may be necessary, for fiscal year 2007-2008, and the
- 6 sum of \$60,000,000, or so much thereof as may be necessary, for
- 7 fiscal year 2008-2009, and the same sums, or so much thereof as
- 8 may be necessary, are appropriated for the purpose of reducing
- 9 the backlog or repair and maintenance projects to manageable
- 10 levels at the University of Hawaii system.
- 11 The sums appropriated shall be expended by the University
- 12 of Hawaii for the purposes of this part.
- 13 SECTION 7. The sums appropriated under this part shall be
- 14 in addition to any other funds that may be appropriated for the
- 15 same purposes of this part.
- 16 SECTION 8. The appropriations made for the capital
- 17 improvement projects authorized by section 6 of this Act shall
- 18 not lapse at the end of the fiscal biennium for which the
- 19 appropriations are made; provided that all moneys from the
- 20 appropriation unencumbered as of June 30, 2010, shall lapse as
- 21 of that date.

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                                 PART III
         SECTION 9. Section 302A-1506.5, Hawaii Revised Statutes,
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    is amended to read as follows:
 4
         "[{}]§302A-1506.5[{}] Early childhood education facilities;
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    identifying sites[+]; inspections. (a) The department of
6
    education shall identify unused public school facilities for use
7
    by early childhood education programs. Suitable empty
8
    classrooms, as determined by the department, shall be
9
    [inventoried for potential use in] prepared and utilized for
10
    early childhood education programs[-]; provided that the
11
    classrooms shall meet the licensing standards determined by the
12
    departments of education and human services. Priority shall be
13
    given to land or facilities on sites with sufficient space for
14
    three or more classrooms to be renovated or constructed.
15
         (b)
              The department shall assist in the identification of
    possible construction sites for private providers to build early
16
    childhood education facilities.
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18
         (c) The department shall inspect each early childhood
19
    education program facility as frequently as it deems necessary
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    for the proper operation, sanitation, and safety of the
21
    facility. The inspections shall be made at least once a year.
    All early education program facilities shall be open at all
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- times to visitation and inspection by representatives of the 1
- 2 departments of education, human services, and health, and by the
- 3 designated representatives of the respective county fire
- 4 departments.
- 5 The department may adopt rules pursuant to chapter 91
- 6 to effectuate this section."
- 7 PART IV

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- 8 SECTION 10. Statutory material to be repealed is bracketed
- 9 and stricken. New statutory material is underscored.
- 10 SECTION 11. This Act shall take effect on July 1, 2007;
- 11 provided that section 9 shall take effect upon approval.

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#### Report Title:

DOE; UH; Infrastructure; Repair and Maintenance; Appropriations

### Description:

Appropriates funds for the department of education's repair and maintenance projects and authorizes the issuance of general obligation bonds and general revenues for the University of Hawaii's repair and maintenance projects. Provides public land and facilities for early education programs.