
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



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 each year for the next three
4 years.

5 SECTION 2. There is appropriated out of the general
6 revenues of the State of Hawaii the sum of \$, or so much
7 thereof as may be necessary for fiscal year 2007-2008, and the
8 same sum, or so much thereof as may be necessary for fiscal year
9 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. The director of finance is authorized to issue
14 general obligation bonds in the sum of \$, or so much
15 thereof as may be necessary for fiscal year 2007-2008, and the
16 same sum, or so much thereof as may be necessary, is authorized
17 to be issued for fiscal year 2008-2009, and the same sums, or so
18 much as may be necessary, are appropriated for fiscal year 2007-
19 2008 and 2008-2009, respectively, for deposit into the state
20 educational facilities special fund for the department of
21 education's repair and maintenance projects.



1 SECTION 4. There is appropriated out of the state
2 educational facilities special fund the sum of \$ or so
3 much thereof as may be necessary for fiscal year 2007-2008 and
4 the same sum, or so much thereof as may be necessary for fiscal
5 year 2008-2009 for the repair and maintenance of department of
6 education school facilities.

7 The sums appropriated shall be expended by the department
8 of education for the purposes of this part.

9 SECTION 5. Sums appropriated under this part shall be in
10 addition to any funds that may be appropriated for the same
11 purposes of this part.

12 SECTION 6. The appropriation made for capital improvement
13 projects authorized by this part shall not lapse at the end of
14 the fiscal biennium for which the appropriation is made;
15 provided that all moneys from the appropriation unencumbered as
16 of June 30, 2010, shall lapse as of that date.

17 PART II

18 SECTION 7. The University of Hawaii's physical plant has
19 accumulated a backlog of repair and maintenance deficiencies due
20 to the lack of general funds. Repair and maintenance projects
21 include reroofing, mechanical and electrical systems,



1 renovations, resurfacing, repainting, and other improvements and
2 project costs to upgrade facilities at all university campuses.

3 Facilities provide the centerpiece around which all other
4 educational activities exist at higher education institutions.
5 The total replacement value of all University of Hawaii
6 facilities is estimated at \$1,600,000,000. Therefore, it is
7 imperative to reinvest in the university's physical plant to
8 ensure that the physical infrastructure facilitates the mission
9 of the institution.

10 Well maintained physical infrastructure and facilities at
11 our higher education campuses that are functional,
12 architecturally sound, aesthetically pleasing, and in compliance
13 with building and safety codes support quality instruction,
14 research, student, and community services programs.

15 The current backlog of repair and maintenance deficiencies
16 at the University of Hawaii totals \$165,000,000. The purpose of
17 this part is to reduce the backlog of repair and maintenance
18 projects at the University of Hawaii to a manageable level.

19 SECTION 8. There is appropriated out of the general
20 revenues of the State of Hawaii the sum of \$, or so
21 much thereof as may be necessary for fiscal year 2007-2008, and
22 the same sum, or so much thereof as may be necessary for fiscal



1 year 2008-2009, for the purpose of reducing the backlog of
2 repair and maintenance projects to manageable levels at the
3 University of Hawaii system.

4 The sums appropriated shall be expended by the University
5 of Hawaii for the purposes of this part.

6 SECTION 9. The director of finance is authorized to issue
7 general obligation bonds in the sum of \$, or so much
8 thereof as may be necessary, and the same sum, or so much
9 thereof as may be necessary, is authorized to be issued for
10 fiscal year 2008-2009, and the same sums, or so much as may be
11 necessary, are appropriated for fiscal year 2007-2008 and 2008-
12 2009, respectively, for the purpose of reducing the backlog of
13 repair and maintenance projects to manageable levels at the
14 University of Hawaii system.

15 The sums appropriated shall be expended by the University
16 of Hawaii for the purposes of this part.

17 SECTION 10. The sums appropriated under this part shall be
18 in addition to any other funds that may be appropriated for the
19 same purposes of this part.

20 SECTION 11. The appropriations made for the capital
21 improvement projects authorized by this part shall not lapse at
22 the end of the fiscal biennium for which the appropriations are



1 made; provided that all moneys from the appropriation
2 unencumbered as of June 30, 2010, shall lapse as of that date.

3 PART III

4 SECTION 12. Section 302A-1506.5, Hawaii Revised Statutes,
5 is amended to read as follows:

6 "[+]§302A-1506.5[+] **Early childhood education facilities;**
7 **identifying sites[-]; inspections.** (a) The department [~~of~~
8 ~~education~~] shall identify unused public school facilities for
9 use by early childhood education programs. Suitable empty
10 classrooms, as determined by the department, shall be
11 [~~inventoried for potential use in~~] prepared and utilized for
12 early childhood education programs[-]; provided that the
13 classrooms shall meet the licensing standards determined by the
14 departments of education and human services. Priority shall be
15 given to land or facilities on sites with sufficient space for
16 three or more classrooms to be renovated or constructed.

17 (b) The department shall assist in the identification of
18 possible construction sites for private providers to build early
19 childhood education facilities.

20 (c) The department of human services, which currently
21 inspects early childhood education facilities for the proper
22 operation, sanitation, and safety of the facilities, shall



1 submit regular reports with its findings and recommendations to
2 the department of education. All early childhood education
3 facilities shall be open at all times to visitation and
4 inspection by representatives of the departments of education,
5 human services, and health, and by the designated
6 representatives of the respective county fire departments.

7 (d) The department may adopt rules pursuant to chapter 91
8 to effectuate this section."

9 SECTION 13. There is appropriated out of the general
10 revenues of the State of Hawaii the sum of \$, or so
11 much thereof as may be necessary for fiscal year 2007-2008, and
12 the same sum, or so much thereof as may be necessary for fiscal
13 year 2008-2009, for land or facilities for early childhood
14 education programs as provided in this part.

15 The sums appropriated shall be expended by the department
16 of education for the purposes of this part.

17 SECTION 14. The sums appropriated under this part shall be
18 in addition to any other funds that may be appropriated for the
19 same purposes of this part.



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PART IV

SECTION 15. The provisions of this Act are declared to be severable and if any portion thereof is held to be invalid for any reason, the validity of the remainder of this Act shall not be affected.

SECTION 16. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 17. This Act shall take effect on July 1, 2007; provided that section 12 shall take effect upon approval.



Report Title:

DOE; UH; Infrastructure; Repair and Maintenance; Appropriations

Description:

Authorizes the issuance of general obligation bonds and general revenue appropriations for department of education and University of Hawaii repair and maintenance projects. Provides public land and facilities for early childhood education programs. Appropriates funds for early childhood education facilities. (SD2)

