

JAN 23 2009

A BILL FOR AN ACT

RELATING TO EDUCATION.

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

1 SECTION 1. The purpose of this Act is to provide parents
2 of children with disabilities with additional flexibility in
3 choices relating to education.

4 SECTION 2. Section 302A-436, Hawaii Revised Statutes, is
5 amended by amending subsection (b) to read as follows:

6 "(b) This program shall include boarding facilities, when
7 necessary, special classes in schools or homes, including homes
8 where the child is home schooled, and [~~such~~] other facilities as
9 shall be required to render appropriate services to the
10 exceptional child. Existing facilities, buildings, and
11 equipment belonging to, or operated by, the State shall be made
12 available for these purposes when use thereof does not conflict
13 with the primary use of the facilities."

14 SECTION 3. Section 302A-1143, Hawaii Revised Statutes, is
15 amended to read as follows:

16 "**§302A-1143 Attend school in what district.** All persons
17 of school age shall be required to attend the school of the



1 district in which they reside, unless enrolled in a Hawaiian
2 language medium education program, or unless it appears to the
3 department to be desirable to allow the attendance of pupils at
4 a school in some other district, in which case the department
5 may grant this permission[-]; provided that a child with a
6 disability shall be granted permission to attend a school
7 outside of the district in which they reside, upon request by
8 the parent or guardian of the child with a disability."

9 SECTION 4. Section 302B-15, Hawaii Revised Statutes, is
10 amended by amending subsection (a) to read as follows:

11 "(a) The department shall collaborate with the office to
12 develop a system of technical assistance related to compliance
13 with federal and state laws and access to federal and state
14 funds. The department and the office shall collaborate to
15 develop a list of central services [~~that the department may~~
16 ~~offer for purchase by a charter school at an annual cost to be~~
17 ~~negotiated between an individual charter school and the~~
18 ~~department. The]~~ and the department shall enter into a contract
19 with [a] the charter school to provide these services, which
20 shall be renegotiated on an annual basis."

21 SECTION 5. Statutory material to be repealed is bracketed
22 and stricken. New statutory material is underscored.



1 SECTION 6. This Act shall take effect upon its approval.

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INTRODUCED BY: Shiranne Chun Calalang



Report Title:

Education; Children with Disabilities

Description:

Provides parents of children with disabilities with additional flexibility in choices relating to education.

