

Honolulu, Hawaii

MAR 18 2010

RE: H.B. No. 2740  
H.D. 1  
S.D. 1

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fifth State Legislature  
Regular Session of 2010  
State of Hawaii

Madam:

Your Committee on Education and Housing, to which was referred H.B. No. 2740, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO SCHOOLS,"

begs leave to report as follows:

The purpose of this measure is to direct the Department of Education to enter into a financing agreement for the planning and design of Royal Kunia Elementary School II using certificates of participation.

Testimony in support of this measure was submitted by one state agency, one private organization, and three individuals. One state agency provided written comments. Written testimony presented to the Committee may be reviewed on the Legislature's website.

Your Committee finds that the Royal Kunia community has waited over fifteen years for the construction of Royal Kunia Elementary School and in the meantime, has had to place its children in schools that are overcrowded or far away. This measure directs the Department of Education to use a method of financing that would expedite the planning, design, and construction of Royal Kunia Elementary School II.

Upon the consideration of testimony submitted to your Committee, your Committee has amended this measure as follows:



- (1) By removing inaccurate information from the purpose section;
- (2) By removing language that requires the Department of Education to enter into a financing agreement or issue certificates of participation to a private developer for the planning and design of Royal Kunia Elementary School II;
- (3) By inserting language directing the Department of Education to consider, as the preferred method of financing the planning, design, and construction of the Royal Kunia Elementary School II, entering into a financing agreement with or issuing certificates of participation to a private developer;
- (4) By clarifying that the Department of Education is authorized to enter into financing agreements or issue certificates of participation for the acquisition of other public school facilities and any lands for these facilities;
- (5) By clarifying that the purpose of the appropriation of state educational facilities improvement special fund moneys under this measure is for the planning, design, and construction of Royal Kunia Elementary School II and providing that the remaining costs necessary to complete the project shall also be eligible for funding through a financing agreement or issuance of certificates of participation; and
- (6) By inserting an effective date of July 1, 2050, to allow for further discussion.

As affirmed by the record of votes of the members of your Committee on Education and Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2740, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2740, H.D. 1, S.D. 1, and be referred to the Committee on Ways and Means.



Respectfully submitted on  
behalf of the members of the  
Committee on Education and  
Housing,

Norman Sakamoto  
NORMAN SAKAMOTO, Chair



The Senate  
Twenty-Fifth Legislature  
State of Hawaii

**Record of Votes**  
**Committee on Education and Housing**  
**EDH**

Bill / Resolution No.:* <b>HB 2740 HDI</b>	Committee Referral: <b>EDH, WAM</b>	Date: <b>3-10-10</b>
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____		
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"><input type="checkbox"/> Pass, unamended 2312</div> <div style="text-align: center;"><input checked="" type="checkbox"/> Pass, with amendments 2311</div> <div style="text-align: center;"><input type="checkbox"/> Hold 2310</div> <div style="text-align: center;"><input type="checkbox"/> Recommit 2313</div> </div>		
Members	Aye	Aye (WR)
SAKAMOTO, Norman (C)	✓	
KIDANI, Michelle N. (VC)	✓	
CHUN OAKLAND, Suzanne	✓	
GALUTERIA, Brickwood	✓	
TSUTSUI, Shan S.	✓	
HEMMINGS, Fred	✓	
<b>TOTAL</b>	<b>5</b>	<b>1</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted		
Chair's or Designee's Signature:		
<div style="display: flex; justify-content: space-between; font-size: small;"> <div>Distribution: Original File with Committee Report</div> <div>Yellow Clerk's Office</div> <div>Pink Drafting Agency</div> <div>Goldenrod Committee File Copy</div> </div>		

\*Only one measure per Record of Votes