
A BILL FOR AN ACT

RELATING TO DEPARTMENT OF EDUCATION CAPITAL IMPROVEMENT
PROJECTS.

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

1 SECTION 1. Section 37-66, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "~~{}~~§37-66~~}~~ **Responsibilities of the legislature.** (a)

4 The legislature shall:

- 5 (1) Consider the long-range plans, including the proposed
6 objectives and policies, the six-year state program
7 and financial plan, and the budget and revenue
8 proposals recommended by the governor and any
9 alternatives thereto~~[-]~~;
- 10 (2) Adopt programs and the state budget, and appropriate
11 moneys to implement the programs it deems
12 appropriate~~[-]~~;
- 13 (3) Adopt ~~such~~ other legislation as necessary to
14 implement state programs~~[-]~~; and
- 15 (4) Review the implementation of the state budget and
16 program accomplishments and execution of legislative



H.B. NO. 217

1 policy direction. Implementation of the state budget
2 and program management, execution, and performance
3 shall be subject to post-audits by the auditor who
4 shall report the auditor's findings and
5 recommendations to the legislature as provided in
6 chapter 23.

7 (b) When appropriating funds for capital improvement
8 projects for the department of education, the legislature shall
9 allocate not less than eighty per cent of all capital
10 improvement project funds designated for the department of
11 education in each fiscal year for projects on the department of
12 education capital improvement projects priority list that is
13 submitted to the governor and legislature pursuant to section
14 302A- ."

15 SECTION 2. Chapter 302A, Hawaii Revised Statutes, is
16 amended by adding a new section to part VI, subpart A, to be
17 appropriately designated and to read as follows:

18 **"§302A- Department of education capital improvements**
19 **committee; authority.** (a) The board shall establish a capital
20 improvements committee from among its members. The committee
21 shall consist of not less than five individuals and shall serve



1 without regard to section 26-34; provided that the committee
2 members' terms shall co-terminate with their respective board
3 terms.

4 (b) The chairperson of the board shall appoint the
5 committee chairperson from among the members of the committee.

6 (c) The members of the committee shall serve without pay
7 but shall be reimbursed for their actual and necessary expenses,
8 including travel expenses, incurred in carrying out their
9 duties.

10 (d) Any action taken by the committee shall be approved by
11 a simple majority of its members. Three members shall
12 constitute a quorum to do business.

13 (e) No later than October 1 of each year, the committee
14 shall transmit to the governor and the legislature a department
15 of education capital improvement projects priority list. The
16 committee shall accept input from the superintendent and the
17 board of education in creating the priority list. The priority
18 list shall be created using a student-centered approach and the
19 ranking of each project shall be based upon:

20 (1) The need for the project compared to other projects
21 requested by the governor, the board, the



H.B. NO. 277

1 superintendent, complex area superintendents,
2 principals, teachers, legislators, and members of the
3 public;

4 (2) The capacity of the school where the proposed project
5 will be implemented or the capacity of the surrounding
6 schools if the project involves a new school;

7 (3) The enrollment of the school where the proposed
8 project will be implemented or the enrollment of the
9 surrounding schools if the project involves a new
10 school; and

11 (4) The age of the facilities being replaced, repaired, or
12 supplemented by the project.

13 (f) The legislature shall use the priority list to meet
14 its obligations under section 37-66(b).

15 (g) For purposes of this section:

16 "Committee" means the department of education capital
17 improvements committee.

18 "Priority list" means the department of education capital
19 improvement projects priority list."

20 SECTION 3. Statutory material to be repealed is bracketed
21 and stricken. New statutory material is underscored.



H.B. NO. 277

1 SECTION 4. This Act shall take effect upon its approval.

2

INTRODUCED BY:

Tom McTigue

JAN 20 2017



H.B. NO. 277

Report Title:

Department of Education; Capital Improvement Project; Committee;
Legislature

Description:

Establishes a committee to prioritize capital improvement projects for DOE. Requires that 80% of CIP funds for the DOE be for projects on the DOE priority list.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

