

JAN 18 2019

A BILL FOR AN ACT

RELATING TO PUBLIC SCHOOLS.

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

1 SECTION 1. Section 302A-1153, Hawaii Revised Statutes, is
2 amended by amending subsections (d) and (e) to read as follows:

3 "(d) At the conference, the principal of the school in
4 which the vandalism occurred shall present the findings of the
5 investigation and the requirements of restitution to the pupil
6 and parents or guardian.

7 If the pupil and the parents or guardian agree with the
8 findings of the principal and the manner in which restitution is
9 to be made, the principal and the pupil and parent or guardian
10 shall execute a written agreement which shall specify the manner
11 in which restitution is to be made.

12 Agreements shall be made only for damages that do not
13 exceed [~~\$3,500-~~] \$10,000.

14 If restitution is made in this fashion, then no information
15 about the investigation, conference, and the actions taken shall
16 be communicated to any person not directly involved in the
17 proceedings.



1 If the pupil and parent or guardian do not agree with the
 2 findings made by the principal, the principal shall report the
 3 findings, including all the records and documents regarding the
 4 investigation and conference, to the complex area
 5 superintendent, who shall review the findings and may refer the
 6 matter to the attorney general for any further action pursuant
 7 to section 577-3.

8 (e) If the damages exceed [~~\$3,500,~~] \$10,000, the principal
 9 shall report the matter to the complex area superintendent, who
 10 shall refer the matter to the attorney general for any further
 11 action pursuant to section 577-3."

12 SECTION 2. This Act does not affect rights and duties that
 13 matured, penalties that were incurred, and proceedings that were
 14 begun before its effective date.

15 SECTION 3. Statutory material to be repealed is bracketed
 16 and stricken. New statutory material is underscored.

17 SECTION 4. This Act shall take effect upon its approval.
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INTRODUCED BY: ~~DC Fish-Cap~~
Paul Nelson
Assembly of Bills
D. K.

S.B. NO. 591

Report Title:

Public Schools; Vandalism; Restitution Agreement

Description:

Increases the amount of damages allowed for public school restitution agreements from \$3,500 to \$10,000.

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