



GOV. MSG. NO. 1299

EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

July 6, 2021

The Honorable Ronald D. Kouchi,
President and Members of the Senate
Thirty First State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,
Speaker and Members of the
House of Representatives
Thirty First State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

I am transmitting herewith SB807 SD2 HD2 CD1, without my approval and with the statement of objections relating to the measure.

SB807 SD2 HD2 CD1

RELATING TO EDUCATION.

Sincerely,

DAVID Y. IGE
Governor, State of Hawai'i

EXECUTIVE CHAMBERS

HONOLULU

July 6, 2021

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 807

Honorable Members
Thirty-First Legislature
State of Hawai'i

Pursuant to Section 16 of Article III of the Constitution of the State of Hawai'i, I am returning herewith, without my approval, Senate Bill No. 807, entitled "A Bill for an Act Relating to Education."

The purposes of this bill are to: (1) require each Department of Education school's academic plan to include the following: a clear accounting of all resources that will be allocated to address and achieve each measurable outcome; the school's priority improvement strategies and measures to determine progress; student growth indicators; information about programs intended to address social and economic conditions that adversely impact student learning; a breakdown of certain teacher vacancy data; average class sizes for all regular education, special education, and content based English language learning classes; and teacher workforce experience metrics; and (2) require the Department of Education to submit an annual report on the school academic and financial plans to the Board of Education and the Legislature.

This bill is objectionable because schools are already required to create academic and financial plans, and the new measurements specified by this bill may not add value for schools any more than the current measurements. Specifically, the option to use the National Assessment of Education Progress (NAEP), which uses random samples of schools throughout the system every other year, does not provide an accurate assessment of results at the individual school level. It may also be difficult to report data consistently across all schools if the Legislature is requiring an "authentic assessment," as defined in the bill. Measurements will likely differ from school to school, making system-wide reporting problematic. Furthermore, this bill adds

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additional requirements for data analysis, while the resources were reduced in House Bill No. 200, entitled "A Bill for an Act Relating to the State Budget," the General Appropriations Act of 2021, approved as Act 88.

For the foregoing reasons, I am returning Senate Bill No. 807 without my approval.

Respectfully,

A handwritten signature in black ink, appearing to read "David Y. Ige". The signature is fluid and cursive, with a large loop at the end.

DAVID Y. IGE
Governor of Hawai'i

A BILL FOR AN ACT

RELATING TO EDUCATION.

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

1 SECTION 1. Chapter 302A, Hawaii Revised Statutes, is
2 amended by adding a new section to subpart C of part IV to be
3 appropriately designated and to read as follows:

4 "§302A- Academic and financial plans; reporting. (a)

5 The academic plan for each school required under section

6 302A-1124 shall include:

7 (1) Under the measurable outcomes section of the plan, a
8 clear accounting of all resources that will be
9 allocated to address and achieve each measurable
10 outcome; provided that the accounting shall include a
11 breakdown of costs, funding sources for those costs,
12 and full-time employee positions, or fractions
13 thereof, designated to achieve the measurable outcome;

14 (2) Under the educational outcomes section of the plan, a
15 clear description of the school's priority improvement
16 strategies and measures to determine progress;

17 (3) Student growth indicators, which may include but not
18 be limited to the school's National Assessment of



- 1 Educational Progress assessment scores and authentic
2 assessment results;
- 3 (4) Information about programs intended to address social
4 and economic conditions that adversely impact student
5 learning;
- 6 (5) A breakdown of teacher vacancy data, including:
- 7 (A) The number of positions filled by an unlicensed
8 teacher throughout the school year;
- 9 (B) The number of positions not filled by a licensed
10 teacher at any point during the school year; and
- 11 (C) The number of positions filled by a teacher who
12 is working outside of their field of educational
13 expertise;
- 14 (6) The average class size for all regular education,
15 special education, and content-based English-language
16 learning classes, including any plans to reduce class
17 sizes; and
- 18 (7) Any other information contained in the school's status
19 improvement report deemed relevant for academic and
20 financial planning purposes, including the number of
21 teachers with advanced degrees, number of teachers



1 with five or more years of teaching experience at the
2 school, and average number of years of teaching
3 experience of the school's teacher workforce.

4 (b) The data inputs required for student growth
5 indicators, teacher vacancy data, average class size, and school
6 status and improvement report data, under subsection (a) shall
7 be preloaded into the academic and financial plan template by
8 the department, and not the individual schools' principals or
9 complex superintendent.

10 (c) The department shall submit to the legislature and the
11 board a report on the academic and financial plan of each school
12 grouped by complex area no later than twenty days prior to the
13 convening of each regular session.

14 (d) For the purposes of this section, "authentic
15 assessment" means an evaluation of student performance that
16 involves multiple forms of measurement other than standardized
17 testing and that connects instructional content to real-world
18 problem-solving, including but not limited to project-based
19 learning and problem-based learning."

20 SECTION 2. New statutory material is underscored.

21 SECTION 3. This Act shall take effect on July 1, 2021.

THE SENATE OF THE STATE OF HAWAI'I

Date: April 27, 2021
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirty-First Legislature of the State of Hawai'i, Regular Session of 2021.


President of the Senate


Clerk of the Senate

SB No. 807, SD 2, HD 2, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 27, 2021
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-First Legislature of the State of Hawaii, Regular Session of 2021.



Scott K. Saiki
Speaker
House of Representatives



Brian L. Takeshita
Chief Clerk
House of Representatives