STAND. COM. REP. NO. **[233**-22

Honolulu, Hawaii

MAR 23 , 2022

RE: S.B. No. 3092

S.D. 1 H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirty-First State Legislature Regular Session of 2022 State of Hawaii

Sir:

Your Committee on Education, to which was referred S.B. No. 3092, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO COMMERCIAL ENTERPRISES IN SCHOOLS,"

begs leave to report as follows:

The purpose of this measure is to allow for greater implementation of commercial enterprises in schools by classifying student interns engaged in a commercial enterprise as employees of the State for purposes of the State Tort Liability Act and allowing the Department of Education to use revenue from school commercial enterprises.

Your Committee received testimony in support of this measure from the Department of Education and Mahiku A'o Mai.

Your Committee finds that there is concern that there may be issues with liability that a business could face when employing a student intern through the Department of Education's commercial enterprise program. Your Committee further finds that deeming student interns of the commercial enterprise program to be employees of the State will provide some degree of protection for businesses and encourage business participation in the commercial enterprise program.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3092, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3092, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

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

OSTIN H. WOODSON, Chair

State of Hawaii House of Representatives The Thirty-first Legislature

HSQ1233-22

Record of Votes of the Committee on Education

Bill/Resolution No.:	Committee Referral:	Date:	7/./	
503092 501	EDN FIN		3/15/2	2
☐ The committee is reconsidering its previous	ious decision on the measure.		,	
	unamended (as is) Pas short form bill with HD to reco	ss, with amendments (I	•	
EDN Members	Ayes	Ayes (WR)	Nays	Excused
1. WOODSON, Justin H. (C)	✓			
2. KAPELA, Jeanne (VC)				
3. BELATTI, Della Au				
4. CLARK, Linda				
5. COSTALES, Luella				
6. GANADEN, Sonny				
7. GATES, Cedric Asuega	<i>✓</i> ,			
8. HASHIMOTO, Troy N.				
9. OHNO, Takashi				
10. QUINLAN, Sean				
11. TAKAYAMA, Gregg	✓			
12. YAMANE, Ryan I.				
13. OKIMOTO, Val	✓		·	
			-	
TOTAL (13)	9	1		3
	pted 🗅 Not Adop	ted		
If joint i	referral,	did not suppor	t recommendatio	n.
committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				