

JAN 19 2023

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# A BILL FOR AN ACT

RELATING TO DIRECT INSTRUCTIONAL SERVICES TO STUDENTS.

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

1           SECTION 1. The legislature finds that despite unmet  
2 resource needs at the school level, the board of education  
3 recently approved, without approval or a specific appropriation  
4 from the legislature, the creation of two new deputy  
5 superintendent positions with salaries of \$190,000 each.  
6 Including expenses for fringe benefits, those two positions will  
7 cost the department of education more than \$579,000 per year.  
8 It is expected that school level services will be reduced to  
9 fund those costs, which has concerned many individuals.

10           The legislature believes that funds allocated to the  
11 schools and programs that provide instructional services  
12 directly to students should not be reduced to fund the  
13 department's administration and that those schools and programs  
14 should be allowed to carry over a portion of their allocated  
15 funds to the next year.

16           Accordingly, the purpose of this Act is to increase direct  
17 support to students by requiring that certain allocated funds



1 remain with the school or program and providing the department  
2 of education with flexibility to hire temporary employees for  
3 student instructional services.

4 SECTION 2. Section 302A-1116, Hawaii Revised Statutes, is  
5 amended to read as follows:

6 "[+]§302A-1116[+] **Authority to create temporary positions.**

7 The department may create temporary positions as it deems  
8 necessary; provided that:

- 9 (1) The department's expenditures shall not exceed its  
10 allocated budget;
- 11 (2) The term of each position shall not exceed one year;  
12 [~~and~~]
- 13 (3) The temporary position is created to provide  
14 instructional services directly to students; and
- 15 (4) The department shall report the creation of temporary  
16 positions to the department of budget and finance[+]  
17 and the legislature."

18 SECTION 3. Statutory material to be repealed is bracketed  
19 and stricken. New statutory material is underscored.



# S.B. NO. 280

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

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INTRODUCED BY: *Dan Claitor*



# S.B. NO. 280

**Report Title:**

DOE; Temporary Positions; Legislature; Reporting Requirement

**Description:**

Allows the Department of Education to create temporary positions under certain conditions. Amends the requirement that the Department of Education report the creation of temporary positions to the Department of Budget and Finance by requiring that the report also be sent to the Legislature.

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

