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# A BILL FOR AN ACT

RELATING TO EDUCATION.

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

1           SECTION 1. Section 302A-1143, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "**§302A-1143 Attending school in what service area.** (a) A  
4 person of school age shall be required to attend the school of  
5 the service area, as determined by the department, in which the  
6 person resides, unless:

7           (1) The person is enrolled in a Hawaiian language medium  
8 education program or charter school;

9           (2) A geographic exception to attend a school in another  
10 service area is requested and granted at the  
11 discretion of the department;

12           (3) Out-of-service-area attendance is mandated by the  
13 department or by federal law; [~~or~~]

14           (4) The person is enrolled in a career and technical  
15 education program under section 302A-1143.5[~~-~~]; or

16           (5) The parent or guardian of the person has transferred  
17 or is pending transfer from another state to a



1 military installation in Hawaii while on active  
2 military duty pursuant to an official military order.

3 (b) If subsection (a) (5) applies:

4 (1) The department shall, within five days of receipt of a  
5 military order, accept an application for school or  
6 program enrollment and course registration by  
7 electronic means, subject to available space;

8 (2) The parent or guardian shall electronically provide  
9 the department with proof of one of the following  
10 addresses for purposes of school placement:

11 (A) Pending or current occupancy in a temporary  
12 on-base billeting facility or other temporary  
13 accommodation within the local community;

14 (B) An agreement to purchase, construct, or lease a  
15 dwelling within the local community; or

16 (C) Waitlisted status or pending or current occupancy  
17 in a dwelling located within any on- or off-base  
18 federal government housing;

19 (3) The parent or guardian shall provide proof of  
20 residence and any other required documents to the



1 department within ten days after the arrival date  
2 provided on the official military orders;

3 (4) Subject to available space, the person may be  
4 permitted to continue attendance at the same school  
5 through the end of the school year if the person is  
6 relocating from temporary to permanent military  
7 housing in the State; and

8 (5) Upon notification that a person applying for  
9 enrollment under this section is receiving, or may be  
10 eligible to receive, services or accommodations  
11 pursuant to the federal Individuals with Disabilities  
12 Education Act, section 504 of the federal  
13 Rehabilitation Act of 1973, and title II of the  
14 federal Americans with Disabilities Act of 1990, the  
15 appropriate complex area superintendent shall promptly  
16 coordinate with the parent or guardian and the  
17 person's previous school to ensure the timely exchange  
18 of records and reduce any delays in the person  
19 receiving comparable services in the State upon  
20 arrival."



1 SECTION 2. Statutory material to be repealed is bracketed  
2 and stricken. New statutory material is underscored.

3 SECTION 3. This Act shall take effect on July 1, 3000.



**Report Title:**

Department of Education; School Placement; Child of Military  
Parent or Guardian

**Description:**

Provides a process for school placement for a child whose parent or guardian has transferred or is pending transfer from another state to a military installation in Hawaii while on active military duty pursuant to an official military order. Effective 7/1/3000. (HD1)

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

