
A BILL FOR AN ACT

RELATING TO EDUCATION.

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

1 SECTION 1. Act 4, First Special Session Laws of Hawaii
2 2021, is amended by amending section 1 to read as follows:

3 "SECTION 1. [~~a~~] The department of health may require
4 the department of education [~~shall publish a weekly~~] to report
5 on [~~schools that have a student, staff member, or affiliated~~
6 ~~individual who has tested positive for~~] coronavirus disease 2019
7 [~~COVID-19~~]. ~~The report shall include:~~

8 (1) ~~The school's name;~~

9 (2) ~~The date the COVID-19 positive test result was~~
10 ~~reported to the school; and~~

11 (3) ~~The date that the positively tested individual was~~
12 ~~last on the school campus.~~

13 (b) ~~The report shall be published weekly commencing after~~
14 ~~July 1, 2021, on the department of education's website.]~~

15 potential outbreaks or other public health emergencies and

16 related information in a manner most appropriate to public

17 health and safety, as determined by the department of health.



1 The department of health shall not require the department of
2 education to include in any report personally identifiable
3 information or education records, as provided in title 20 United
4 States Code section 123-2g and title 34 Code of Federal
5 Regulations section 99.3; provided that the department of
6 education may provide personally identifiable information only
7 after it has determined that a health or safety emergency
8 exists."

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 Statutory material to be repealed is bracketed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

11 SECTION 3. This Act shall take effect upon its approval.



Report Title:

DOH; DOE; Report; COVID-19; Schools; Family Educational Rights and Privacy Act; Personally Identifiable Information

Description:

Authorizes the Department of Health to require the Department of Education to report coronavirus disease 2019 potential outbreaks or other public health emergencies and related information in a manner most appropriate to public health and safety, as determined by the Department of Health. Repeals the requirement to publish the report on the Department of Education's website. Prohibits the Department of Health from requiring the Department of Education to provide personally identifiable information in any report pursuant to the federal Family Educational Rights and Privacy Act. Authorizes the Department of Education to provide personally identifiable information only after it has determined that a health or safety emergency exists. (SD1)

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