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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. The legislature finds that a main goal of the  
2 department of education's State of Hawaii public education 2023-  
3 2029 strategic plan is to have "all students graduate high  
4 school prepared for college and career success and community and  
5 civic engagement." As part of this goal, an action item in the  
6 strategic plan includes "expand[ing] students' opportunities for  
7 structured work-based learning experiences, including  
8 internships for high school students, through partnerships with  
9 employers, community partners, military and higher education  
10 institutions."

11           To achieve the goals set forth in the strategic plan, the  
12 department of education is actively pursuing internships for  
13 students, including graduating high school students. However,  
14 the department finds that once students graduate from high  
15 school, they are no longer considered a student and are not  
16 covered for workers' compensation while they are participating



1 in a department-sponsored work-based learning opportunity during  
2 the summer following graduation.

3 Therefore, the purpose of this Act is to allow newly  
4 graduated former students to be eligible for workers'  
5 compensation coverage during the summer following their high  
6 school graduation while participating in work-based learning  
7 programs sponsored by the department of education.

8 SECTION 2. Section 302A-430, Hawaii Revised Statutes, is  
9 amended to read as follows:

10 **"§302A-430 Coverage for workers' compensation. (a)**  
11 Whenever a student or a new high school graduate participating  
12 in a school-approved work-based learning program sponsored by  
13 the department [~~of education~~] or a student participating in a  
14 school-approved work-based learning program sponsored by the  
15 [~~University~~] university of Hawaii undertakes to perform work for  
16 a private or public employer as part of the student's or new  
17 high school graduate's work-based learning program, whether paid  
18 or unpaid, the State shall be deemed to be the responsible  
19 employer for the purposes of workers' compensation coverage[~~7~~];  
20 provided that no coverage under this section shall be provided  
21 beyond July 31 of the student's or the new high school



1 graduate's high school graduation year, and that coverage shall  
2 be the student's or the new high school graduate's exclusive  
3 remedy to the same extent as provided for in chapter 386 as  
4 against the State and the private employer participating in the  
5 program.

6 (b) The department shall submit an annual report to the  
7 legislature no later than twenty days prior to the convening of  
8 each regular session that contains the following information:

9 (1) The number of students participating in the school-  
10 approved work-based learning program sponsored by the  
11 department or the university of Hawaii;

12 (2) The number of workers' compensation claims filed  
13 pursuant to this section; and

14 (3) The number of students who continue to participate in  
15 the school-approved work-based learning program  
16 sponsored by the department or the university of  
17 Hawaii after high school graduation."

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

20 SECTION 4. This Act shall take effect on July 1, 3000.



**Report Title:**

DOE; Workers' Compensation; Work-based Internships

**Description:**

Allows newly graduated high school students to be eligible for workers' compensation coverage during the summer following their high school graduation while participating in Department of Education-sponsored work-based learning programs. Requires an annual report. Effective 7/1/3000. (HD2)

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

