

# S.B. NO. 1388

JAN 23 2025

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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 the school  
2 facilities authority was established to oversee the development,  
3 planning, and construction of public school facilities across  
4 the State of Hawaii, ensuring that schools meet the  
5 infrastructure needs of students, staff, and communities.  
6 Currently, the school facilities authority board consists of  
7 five voting members appointed by the governor.

8           The department of education is necessarily critical to the  
9 successful implementation of school facilities projects through  
10 its understanding of educational needs and administrative  
11 priorities. There is a need to strengthen collaboration between  
12 the department of education and the school facilities authority  
13 to ensure that the planning and development of school facilities  
14 are aligned with the educational goals and requirements of  
15 Hawaii's public education system.

16           The legislature further finds that the board of education,  
17 which oversees the department of education, brings a perspective  
18 on educational governance and policy. Incorporating

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1 representatives from the department of education and board of  
2 education as voting members of the school facilities authority  
3 board will ensure the department of education's strategic  
4 priorities are reflected in the school facilities authority's  
5 projects and enhance the accountability and responsiveness of  
6 the school facilities authority to the needs of students,  
7 educators, and the community.

8       The purpose of this Act is to add two voting members that  
9 represent the department of education or the board of education  
10 to the school facilities authority board.

11       SECTION 2. Section 302A-1704, Hawaii Revised Statutes, is  
12 amended by amending subsection (b) to read as follows:

13       "(b) The board shall consist of [~~five~~] seven voting  
14 members. [~~The~~]

15       (1) Five of the members shall:

16               [~~(1)~~] (A) Be appointed by the governor pursuant to  
17               section 26-34;

18               [~~(2)~~] (B) Have an interest in public school  
19               facilities;

20               [~~(3)~~] (C) Include one member actively or previously  
21               engaged in the construction industry for at least  
22               five years; and

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1           ~~[(4)]~~ (D) Serve without compensation but may be  
2                           reimbursed for expenses, including travel  
3                           expenses, necessary for the performance of their  
4                           duties~~[-]~~; and

5           (2) Two of the members shall be:

6                   (A) The superintendent of education or the  
7                           superintendent's designee; and

8                   (B) The chairperson of the board of education or the  
9                           chairperson's designee."

10           SECTION 3. Statutory material to be repealed is bracketed  
11 and stricken. New statutory material is underscored.

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

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INTRODUCED BY: 

15

BY REQUEST

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**Report Title:**

DOE; BOE; School Facilities Authority Board

**Description:**

Adds two voting members that represent the Department of Education or the Board of Education to the School Facilities Authority Board.

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

JUSTIFICATION SHEET

**SB. NO. 1388**

DEPARTMENT: Education

TITLE: A BILL FOR AN ACT RELATING TO EDUCATION.

PURPOSE: Adds two additional members that represent the Department of Education (Department) or the Board of Education to the School Facilities Authority Board.

MEANS: Amends section 302A-1704(b), Hawaii Revised Statutes.

JUSTIFICATION: This bill is necessary to ensure that the planning and development of school facilities in Hawaii by the School Facilities Authority (Authority) are closely aligned with the educational goals and priorities of the State's public education system. Currently, the School Facilities Authority Board solely consists of members appointed by the Governor, which may not reflect the insights and strategic priorities of the Department, the entity most directly involved in the operation and management of public schools.

By incorporating representatives from the Department and Board of Education as voting members of the School Facilities Authority Board, this bill aims to strengthen collaboration among these agencies and enhance the Authority's accountability. This change to the composition of the School Facilities Authority Board will ensure that decisions about school infrastructure more closely reflect the educational needs of students, educators, and the broader community, leading to more effective and responsive school facilities development.

Impact on the public: More effective and responsive school facilities development will improve educational outcomes, community pride, and property values of the community.

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Impact on the department and other agencies:

Because the Department is the end user of facilities developed by the Authority, the addition of representatives of the Department and the Board of Education to the School Facilities Authority Board will increase the likelihood of usefulness of facilities.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM  
DESIGNATION: EDN 450.

OTHER AFFECTED  
AGENCIES: School Facilities Authority.

EFFECTIVE DATE: Upon approval.