THE SENATE TWENTY-FOURTH LEGISLATURE, 2008 STATE OF HAWAII

S.B. NO. ²⁶⁶³ S.D. 2

A BILL FOR AN ACT

RELATING TO THE HAWAII TEACHER STANDARDS BOARD.

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

1

PART I

2 SECTION 1. The legislature finds that, since July 2002, 3 the Hawaii teacher standards board has been licensing teachers 4 and approving teacher preparation programs. The Hawaii teacher 5 standards board has worked in collaboration with teacher 6 preparation programs, schools, agencies, and the department of 7 education to improve the quantity and quality of teachers in the 8 State, as well as the quantity and quality of necessary and 9 relevant data that is accessible to all parties.

10 In 2007, the confirmation process for nominations to the Hawaii teacher standards board became an issue. Ouestions 11 12 regarding the appropriate entities to make recommendations to 13 the governor under the law and specifying or clarifying those 14 constituencies to be represented, including their size, require 15 the legislature's attention to ensure effective operations of 16 the Hawaii teacher standards board through proper representation of interested parties. Efforts to address the process have been 17

SB2663 SD2 LRB 08-2217.doc

Page 2

S.B. NO. ²⁶⁶³ S.D. 2

1	undertaken through a collaborative effort by the interested		
2	parties, including the Hawaii teacher standards board, to refine		
3	the current system.		
4	The purpose of this Act is to make necessary changes to the		
5	membership and nomination process for, provide necessary funding		
6	for increased information accessibility for, and increase		
7	accountability of the Hawaii teacher standards board.		
8	PART II		
9	SECTION 2. The purpose of this part is to:		
10	(1) Increase the number of teaching professionals on the		
11	Hawaii teacher standards board;		
12	(2) Define "teachers regularly engaged in teaching"; and		
13	(3) Clarify those organizations that may nominate		
14	candidates for membership on the Hawaii teacher		
15	standards board.		
16	SECTION 3. Section 302A-801, Hawaii Revised Statutes, is		
17	amended by amending subsections (a) and (b) to read as follows:		
18	"(a) There is established the Hawaii teacher standards		
19	board, which shall be placed within the department for		
20	administrative purposes only. The board shall consist of		
21	[thirteen] fifteen members, including not [less] fewer than		
22	[six] eight licensed teachers regularly engaged in teaching,		
	SB2663 SD2 LRB 08-2217.doc ,		

Page 3

S.B. NO. ²⁶⁶³ S.D. 2

1 three educational officers, the chairperson of the board of 2 education or the chairperson's designee, the superintendent or 3 the superintendent's designee, a representative of independent 4 schools, and the dean of the University of Hawaii college of 5 education or the dean's designee; provided that the dean's 6 designee shall be chosen from the member institutions of the teacher education coordinating committee established under 7 section [+]304A-1202[+]. For purposes of this section, 8 9 "teachers regularly engaged in teaching" means teachers, school counselors, or school librarians who are not assigned the duties 10 11 of a school administrator.

(b) Except for the chairperson of the board of education, the superintendent, and the dean of the college of education, the governor shall appoint the members of the board pursuant to section 26-34, from a list of qualified nominees submitted to the governor by [the-departments, agencies, and organizations representative of the constituencies of the board.]:

18 (1) The exclusive representative for public school
19 teachers;

20 (2) The exclusive representative for public school
 21 administrators;

SB2663 SD2 LRB 08-2217.doc

Page 4

S.B. NO. $^{2663}_{S.D. 2}$

1	(3) Any national professional organization with a local		
2	chapter in the State that represents teachers or		
3	school administrators; and		
4	(4) The Hawaii Association of Independent Schools for the		
5	private school teachers.		
6	To the extent possible, the board membership shall reflect		
7	representation of elementary and secondary school personnel from		
8	[all-islands-] Oahu and the neighbor islands approximating the		
9	proportion of teachers and administrators that work in these		
10	areas. The teacher members of the Hawaii teacher standards		
11	board shall hold licenses representative of the range of subject		
12	matter and levels, elementary, middle, and high school, taught		
13	in public schools. The school administrator members of the		
14	Hawaii teacher standards board shall be administrators assigned		
15	to elementary, middle, and high schools."		
16	PART III		
17	SECTION 4. Over the past several years, the board has been		
18	developing an electronic licensing system that has the		
19	capability of interfacing with public and private Hawaii teacher		
20	education institutions and the department of education to share		
21	information about licensed teachers. The system also has the		
22	capacity to receive data from these same institutions and		
	SB2663 SD2 LRB 08-2217.doc 4		

5

agencies in a new way that expedites operations as well as
 avoids the need for duplicative collection of data by multiple
 institutions and agencies. This sharing of information will
 enable all parties to expedite the performance of their duties
 and responsibilities.

6 The data-sharing effort has three facets: (1) technology;
7 (2) functionality; and (3) project management and coordination.
8 The Hawaii teacher standards board and partner agencies are
9 directed to determine a mutually acceptable data transfer method
10 for the data to be exchanged.

11 The legislature further finds that, over the next several 12 months, the participating organizations will work to agree on 13 the list of transactions that each will be prepared to service and originate. These transactions shall include all information 14 15 that each participating institution or agency, including the 16 department of education, stores in its automated system that may 17 support teacher licensing, re-licensing, teacher education, and 18 hiring, including but not limited to license information for any 19 current licensees, license application information for any 20 applicant, state-approved teacher education program completer information, university course completion information for any 21 licensee, higher education degree information, teacher 22

SB2663 SD2 LRB 08-2217.doc

Page 5

Page 6

S.B. NO. $^{2663}_{S.D.2}$

employment and work site information, teacher termination,
 resignation, retirement, and leave status.

3 The purpose of this part, based on the support of the 4 teacher education coordinating committee, is to authorize the 5 Hawaii teacher standards board to coordinate an effort to create 6 a network incorporating the teacher education institutions and 7 the department of education in order to support the free 8 interchange of information valuable to all of the participating 9 organizations. Further, it is the purpose of this part to 10 provide funds to achieve this interchange.

SECTION 5. There is appropriated out of the general revenues of the State of Hawaii the sum of \$ or so much thereof as may be necessary for fiscal year 2008-2009 for the purposes of this part; provided that:

15 (1) An assessment of available internal resources and
16 additional resources required shall be used to
17 determine the funding needed to implement this part;
18 and

19 (2) In consultation with the participating organizations,
20 the Hawaii teacher standards board shall use and
21 disburse the funds to the network partners in a manner
22 that responds to the organizations' needs and



7

1	circumstances while aiming to meet the purposes of
2	this part.
3	The sum appropriated shall be expended by the Hawaii
4	teacher standards board for the purposes of this part.
5	PART IV
6	SECTION 6. The purpose of this part is to increase
7	accountability and expand the scope of the information provided
8	by the Hawaii teacher standards board to the legislature and the
9	governor to include information on income and expenditures and
10	to require a summary report with data from the previous five
11	years of the Hawaii teacher standards board's accomplishments
12	and objectives, efforts to improve and maintain teacher quality,
13	and efforts to keep its operations responsive and efficient.
14	SECTION 7. Section 302A-803, Hawaii Revised Statutes, is
15	amended by amending subsection (a) to read as follows:
16	"(a) In addition to establishing standards for the
17	issuance and renewal of licenses and any other powers and duties
18	authorized by law, the board's powers shall also include:
19	(1) Setting and administering its own budget;
20	(2) Adopting, amending, or repealing the rules of the
21	board in accordance with chapter 91;

SB2663 SD2 LRB 08-2217.doc

Page 8

S.B. NO. $^{2663}_{S.D. 2}$

8

1	(3)	Receiving grants or donations from private
2		foundations, and state and federal funds;
3	(4)	Submitting an annual report to the governor and the
4		legislature on the board's operations, including
5		income and expenditures, and [from the 2007 2008
6		school year, submitting] a summary report [every] with
7		data from the previous five years of the board's
8		accomplishment of objectives, efforts to improve or
9		maintain teacher quality, and efforts to keep its
10		operations responsive and efficient;
11	(5)	Conducting a cyclical review of standards and
12		suggesting revisions for their improvement;
13	(6)	Establishing licensing fees in accordance with chapter
14		91, including the collection of fees by means of
15		mandatory payroll deductions, which shall subsequently
16		be deposited into the state treasury and credited to
17		the Hawaii teacher standards board special fund;
18	(7)	Establishing penalties in accordance with chapter 91;
19	(8)	Issuing, renewing, revoking, suspending, and
20		reinstating licenses;
21	(9)	Reviewing reports from the department on individuals
22		hired on an emergency basis;

- 22
- SB2663 SD2 LRB 08-2217.doc

7

1	(10)	Applying licensing standards on a case-by-case basis
2		and conducting licensing evaluations;
3	(11)	Preparing and disseminating teacher licensing
4		information to schools and operational personnel;
5	(12)	Approving teacher preparation programs;
6	(13)	Administering reciprocity agreements with other states
7		relative to licensing;
8	(14)	Conducting research and development on teacher
9		licensure systems, beginning teacher programs, the
10		assessment of teaching skills, and other related
11		topics;
12	(15)	Participating in efforts relating to teacher quality
13		issues, conducting professional development related to
14		the board's standards, and promotion of high teacher
15		standards and accomplished teaching; and
16	(16)	Adopting applicable rules and procedures."
17		PART V
18	SECT	ION 8. Statutory material to be repealed is bracketed
19	and stric	ken. New statutory material is underscored.
20	SECT	ION 9. This Act shall take effect upon its approval;
21	provided	that section 5 shall be effective on July 1, 2008;
22	provided	further that the amendments made to section
	002662 CD	2 TPR 08-2217 dog

Page 9

10

302A-803(a), Hawaii Revised Statutes, in section 7 of this Act,
 shall not be repealed when that section is reenacted on July 1,
 2009, pursuant to section 4 of Act 263, Session Laws of Hawaii
 2007.



Report Title:

HTSB; Composition; Nomination Process; Annual Report; Data/Information Management; Appropriation

Description:

SB2663 SD2 LRB 08-2217.doc

Changes the composition of the Hawaii teacher standards board to include 8 licensed teachers regularly engaged in teaching members. Defines the term "teachers regularly engaged in teaching"; and clarifies nominating procedures for board members. Appropriates funds for data/information management efforts of the board. Requires the Hawaii teacher standards board to include in its annual report to the governor and the legislature information on income and expenditures and supporting data. (SB2663 SD2)