S.B. NO. ¹²⁵⁰ S.D. 1 H.D. 1 C.D. 1

A BILL FOR AN ACT

RELATING TO EDUCATION.

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

SECTION 1. The legislature finds that Act 125, Session
 Laws of Hawaii 2008, aligned Hawaii's teacher licensure
 requirements with the criteria for highly qualified teachers as
 prescribed by the No Child Left Behind Act.

5 The purpose of this Act is to clarify that no individual 6 may be employed by the department of education on an emergency 7 basis for more than four years in the aggregate, beginning 8 July 1, 2009.

9 SECTION 2. Section 302A-804, Hawaii Revised Statutes, is
10 amended to read as follows:

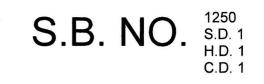
11 "§302A-804 Powers and duties of the department. The 12 department shall retain all of its rights and powers except for 13 the authority provided to the board under this subpart. The 14 department's powers and duties under this subpart shall be 15 limited to:

2009-2411 SB1250 CD1 SMA-1.doc

Page 2

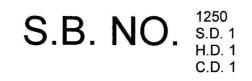
S.B. NO. ¹²⁵⁰ S.D. 1 H.D. 1 C.D. 1

1	(1)	Hiri	ng, except in emergency situations as described in		
2		this	chapter, licensed teachers to teach in their		
3		field	ds of licensing;		
4	(2)	Repo:	rting data annually to the board about the supply		
5		of, a	and demand for, teachers, including the		
6		iden	tification of shortage areas, out-of-field		
7		teacl	ning assignments, numbers of teachers teaching		
8		out-o	of-field, numbers and types of courses and classes		
9		taugl	nt by out-of-field teachers, and numbers and types		
10		of st	udents taught by out-of-field teachers;		
11	(3)	On ai	n emergency and case-by-case basis, hiring		
12		unlic	censed individuals; provided that:		
13		(A)	A list of the names, work sites, teaching		
14			assignments, and progress toward licensing of		
15			these individuals shall be reported to the board		
16			and any changes shall be updated on a monthly		
17			basis by the department;		
18		(B)	There are no properly licensed teachers for the		
19			specific assignments for which the individuals		
20			are being hired; and		
21		(C)	No individual may be employed by the department		
22			on an emergency basis for more than [three] <u>four</u>		
2009-2411 SB1250 CD1 SMA-1.doc					



3

1			years[-] in the aggregate, beginning July 1,
2			2009. During this time, the individual shall
3			demonstrate active pursuit of licensing in each
4			year of employment; [and
5		(D)	Notwithstanding subparagraph (3)(C), unlicensed
6			individuals who have been hired on an emergency
7			basis prior to July 1, 2008, shall attain
8			licensure no later than four years from the date
9			of their employment;]
10	(4)	Subm	itting an annual report to the board documenting:
11		(A)	The number of emergency hires by subject matter
12			areas and by schools;
13		(B)	The reasons and duration of employment for the
14			emergency hiring enumerated in subparagraph (A);
15		(C)	Individual progress toward licensing; and
16		(D)	The department's efforts to address the shortages
17			described in subparagraph (A);
18		and	
19	(5)	Prov	iding any other information requested by the board
20		that	is pertinent to its powers and duties."
21	SECT	ION 3	. Statutory material to be repealed is bracketed
22	and stric	ken.	New statutory material is underscored.
	2009-2411 SB1250 CD1 SMA-1.doc		



4

1

SECTION 4. This Act shall take effect on July 1, 2009.



S.B. NO. 1250 S.D. 1 H.D. 1 C.D. 1

Report Title: Teachers; Emergency Hires

Description:

Clarifies that individuals may be employed by the department of education on an emergency basis for no more than four years in the aggregate, beginning July 1, 2009. (CD1)

