

Honolulu, Hawaii

MAR 06 2009

RE: S.B. No. 496
S.D. 2

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2009
State of Hawaii

Madam:

Your Committee on Ways and Means, to which was referred S.B. No. 496, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS,"

begs leave to report as follows:

The purpose of this measure is to clarify the functions, duties, and roles of the Charter School Review Panel and the Board of Education in the administration and operation of charter schools.

Specifically, this measure:

- (1) Requires a charter school board to comply with Board of Education policies and Department of Education directives regarding special education and federal programs;
- (2) Clarifies that the Charter School Review Panel is subject to the requirements of the sunshine law;
- (3) Authorizes the Board of Education to remove a Charter School Review Panel member for cause;
- (4) Requires the Charter School Review Panel to approve the charter schools budget, capital improvement projects, and recommendations to allocate non-per-pupil facilities funds to charter schools with facilities needs;



- (5) Specifies the duties of the Executive Director of the Charter School Administrative Office with regard to the preparation of the budget;
- (6) Changes the requirements for the per-pupil funding, and reduces the amount the Department of Education may retain for administrative costs from charter schools federal funds; and
- (7) Requires the Charter School Review Panel to evaluate a charter school on its fourth anniversary and every five years after.

Your Committee finds that additional reform is necessary to allow charter schools to continue to strive for excellence through effective and efficient operations.

Your Committee has amended this measure by:

- (1) Clarifying that the budget request submitted by the charter schools shall include all anticipated means of financing;
- (2) Deleting the requirement that the charter schools' budget request for facilities funding include funding for actual enrollment figures in the current school year for each charter school;
- (3) Clarifying that the budget request shall include funding for the projected enrollment for each charter school is for the next school year;
- (4) Clarifying that the salary of the executive director and staff shall not exceed two per cent of the total annual general fund allocation, at an amount to be determined by the panel;
- (5) Clarifying the meaning of the phrase "per-pupil amount";
- (6) Deleting the requirement that fringe benefit costs paid directly by a charter school to a payroll system provider be reimbursed by the Department of Budget and Finance; and

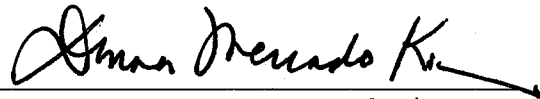


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- (7) Changing the effective date from July 1, 2045, to July 1, 2050, to promote continuing discussion; and
- (8) Making technical nonsubstantive amendments for purposes of clarity and style.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 496, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 496, S.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,



DONNA MERCADO KIM, Chair



The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Ways and Means
WAM

| | | | | |
|---|--|----------------------------|------------|----------------|
| Bill / Resolution No.:* SB 496 SPI | Committee Referral: EDH, WAM | Date: MAR 3 2009 | | |
| <input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____ | | | | |
| The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input type="checkbox"/> Pass, unamended 2312 </div> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, with amendments 2311 </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310 </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313 </div> </div> | | | | |
| Members | Aye | Aye (WR) | Nay | Excused |
| KIM, Donna Mercado (C) | / | | | |
| TSUTSUI, Shan S. (VC) | / | | | |
| CHUN OAKLAND, Suzanne | / | | | |
| ENGLISH, J. Kalani | | | | / |
| FUKUNAGA, Carol | / | | | |
| GALUTERIA, Brickwood | / | | | |
| HEE, Clayton | | | | / |
| HOOSER, Gary L. | / | | | |
| KIDANI, Michelle N. | / | | | |
| KOKUBUN, Russell S. | / | | | * ST |
| TOKUDA, Jill N. | / | | | |
| HEMMINGS, Fred | | | | / |
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| TOTAL | 9 | | | 3 |
| Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div> | | | | |
| Chair's or Designee's Signature: | | | | |
| Distribution: <div style="display: flex; justify-content: space-between; font-size: small;"> <div>Original File with Committee Report</div> <div>Yellow Clerk's Office</div> <div>Pink Drafting Agency</div> <div>Goldenrod Committee File Copy</div> </div> | | | | |

*Only one measure per Record of Votes