THE SENATE TWENTY-FIFTH LEGISLATURE, 2010 STATE OF HAWAII

S.B. NO. 2571

JAN 2 2 2010

A BILL FOR AN ACT

RELATING TO THE BOARD OF EDUCATION.

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

SECTION 1. The legislature finds that significant changes 1 to the public education system, including clearer accountability 2 3 for the performance, administration, and progress of the public education system, are needed to improve the quality of education 4 and student achievement. The legislature further finds that 5 changing the process of selecting members of the board of 6 7 education from election to appointments by the governor, similar to the appointment process for the University of Hawaii board of 8 regents, makes the board members more accountable to the 9 governor while still allowing representatives of various 10 stakeholders in the public education system to inform the 11 governor's board appointments. 12

13 The purpose of this Act is to change the method of 14 selection of board of education members from election to 15 appointment by the governor, with the advice and consent of the 16 senate, from pools of qualified candidates presented to the

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1 governor by a newly established board of education candidate 2 nomination commission. 3 SECTION 2. Chapter 302A, Hawaii Revised Statutes, is 4 amended by adding eight new sections to part IV to be 5 appropriately designated and to read as follows: 6 "§302A-A Board of education; members. (a) The board of 7 education shall consist of thirteen voting members. Pursuant to article X, section 2 of the state constitution, the voting 8 9 members shall be appointed by the governor, with the advice and 10 consent of the senate, from pools of qualified candidates 11 presented to the governor by the board of education candidate 12 nomination commission established under section 302A-F. At 13 least twelve voting members shall represent and reside in the 14 specified geographic areas as follows: 15 (1) Two members from the county of Hawaii; 16 Two members from the county of Maui; (2) 17 (3) One member from the county of Kauai; and Seven members from the city and county of Honolulu. 18 (4) 19 The Hawaii state student council shall select a public (b) 20 high school student to serve as a nonvoting member on the board 21 of education.



1	(c) The board shall invite the senior military commander		
2	in Hawaii to appoint a nonvoting military representative to the		
3	board, who shall serve for a two-year term without compensation.		
4	As the liaison to the board, the military representative shall		
5	advise the board regarding state education policies and		
6	departmental actions affecting students who are enrolled in		
7	public schools as family members of military personnel. The		
8	military representative shall carry out these duties as part of		
9	the representative's official military duties and shall be		
10	guided by applicable state and federal statutes, rules,		
11	regulations, and policies and may be removed only for cause by a		
12	majority vote of the members of the board.		
13	§302A-B Departmental school districts. The departmental		
14	school districts shall be as follows:		
15	(1) First departmental school district (Hawaii): the		
16	island of Hawaii comprised of the 1st through the 5th		
17	and a portion of the 6th (that portion found on the		
18	island of Hawaii) representative districts;		
19	(2) Second departmental school district (Maui): the		
20	islands of Maui, Molokai (including the county of		
21	Kalawao), Lanai, and Kahoolawe comprised of a portion		



1		of the 6th (that portion found on the island of Maui)
2		and the 7th through the 10th representative districts;
3	(3)	Third departmental school district (Honolulu): that
4		portion of the island of Oahu comprised of the 21st
5		through the 41st representative districts;
6	(4)	Fourth departmental school district (Central Oahu):
7		that portion of the island of Oahu comprised of the
8		11th through the 14th and the 45th representative
9		districts;
10	(5)	Fifth departmental school district (Leeward Oahu):
11		that portion of the island of Oahu comprised of the
12		42nd through the 44th, the 46th through the 48th and a
13		portion of the 49th (that portion found on the island
14		of Oahu) representative districts;
15	(6)	Sixth departmental school district (Windward Oahu):
16		that portion of the island of Oahu comprised of the
17		15th through the 20th representative districts; and
18	(7)	Seventh departmental school district (Kauai): the
19		islands of Kauai and Niihau comprised of a portion of
20		the 49th (that portion found on the island of Kauai)
21		and the 50th and 51st representative districts.



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1	§302A-C Reapportionment. Upon the implementation of a new		
2	apportionment plan, the chief election officer, by proclamation		
3	issued no later than the tenth day prior to the close of filing		
4	in elections, shall designate the representative districts that		
5	comprise the departmental school districts described in section		
6	302A-B to comply with the new districting scheme of such plan;		
7	provided that the departmental school districts designated shall		
8	cover areas similar to those described in section 302A-B.		
9	§302A-D Board members; qualifications. No person shall be		
10	eligible for appointment to the board of education unless the		
11	person is a resident and registered voter of the county from		
12	which the person is to be appointed. No member of the board		
13	shall hold or be a candidate for any other public office under		
14	the state or county governments; nor shall a person be eligible		
15	for appointment to the board of education if that person is also		
16	a candidate for any other public office under the state or		
17	county government. The term "public office", for the purposes		
18	of this section, shall not include notaries public, reserve		
19	police officers, or officers of emergency organizations for		
20	civilian defense or disaster relief.		
21	§302A-E Board members; terms, vacancies. (a) The term of		

22 office of members of the board shall be four years, commencing



1	on July 1 and expiring on June 30; provided that the three	
2	members initially nominated by the members of the board of	
3	education candidate nomination committee who have been appointed	
4	by the speaker of the house of representatives, the president of	
5	the senate, and the governor shall serve for terms of two years.	
6	(b) Any vacancy that may occur through any cause other	
7	than the expiration of the term of office shall be filled in	
8	accordance with sections 17-6 and 302A-F.	
9	§302A-F Board of education candidate nomination	
10	commission; establishment, duties. (a) There is established	
11	the board of education candidate nomination commission to	
12	present to the governor pools of qualified candidates from which	
13	the members of the board of education shall be nominated and	
14	appointed by the governor with the advice and consent of the	
15	senate. The candidate nomination commission shall establish the	
16	criteria for qualifying, screening, and presenting to the	
17	governor candidates for membership on the board of education.	
18	The candidate nomination commission shall be attached to the	
19	department of education for administrative purposes.	
20	(b) Except as provided in subsection (c), within sixty	
21	days of convening its first meeting, the candidate nomination	
22	commission shall present no fewer than two and no more than four	
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1	qualified candidates to the governor for each vacant seat on the		
2	board of education that has arisen due to resignation, death, or		
3	removal by the governor; provided that for all subsequent		
4	presentat	ions to the governor, the candidate nomination	
5	commission shall present no fewer than two and no more than four		
6	candidate	s for each seat on the board of education to the	
7	governor	within:	
8	(1)	Thirty days of a vacancy that arises by resignation,	
9		death, or removal by the governor; or	
10	(2)	One hundred twenty days prior to the expiration of a	
11		term.	
12	(c)	When there are multiple seats vacant within the same	
13	county, the candidate nomination commission shall present		
14	candidates for seats on the board of education to the governor		
15	as follow	<u>s:</u>	
16	(1)	For two seats from the same county, no fewer than four	
17		and no more than six candidates;	
18	(2)	For three seats from the same county, no fewer than	
19		five and no more than eight candidates; and	
20	(3)	For more than three seats, the candidate nomination	
21		commission shall determine appropriate minimum numbers	
22		of candidates, which shall provide for at least three	
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1		candidates for the final seat, and maximum numbers of
2		candidates.
3	(d)	In making its presentations, the candidate nomination
4	commission	n shall:
5	<u>(1)</u>	Develop a statement that includes the selection
6		criteria to be applied and a description of the
7		responsibilities and duties of a member of the board
8		of education and distribute this statement to
9		potential candidates;
10	(2)	Screen and qualify candidates for each position on the
11		board of education based on their background,
12		experience, and potential for discharging the
13		responsibilities of a member of the board of
14		education;
15	<u>(3)</u>	Publicly advertise pending vacancies and actively
16		solicit and accept applications from potential
17		candidates;
18	(4)	Develop and implement a fair, independent, and
19		nonpartisan procedure for selecting candidates to
20		serve on the board of education; and
21	(5)	Require each candidate to disclose any existing or
22		anticipated contracts with the department of education



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1	or any existing or anticipated financial transactions		
2	with the department of education.		
3	Upon submission to the governor, presentations of the candidate		
4	nomination commission shall be made available to the public by		
5	the department of education.		
6	(e) For each board seat to be filled, the governor shall		
7	select one nominee from among the candidate nomination		
8	commission's presentation within days of the presentation.		
9	(f) Notwithstanding chapter 92F or any other law to the		
10	contrary, all information required by the board of education		
11	candidate nomination commission shall be confidential, including		
12	without limitation, all information obtained, reviewed, or		
13	considered before and after commission decision-making.		
14	Confidential candidate nomination commission information shall		
15	include documents, data, or other information that is not of		
16	public record, including without limitation, personal financial		
17	information; the names of applicants; applications and the		
18	personal, financial, and other information contained therein		
19	submitted by the applicants to the candidate nomination		
20	commission; interviews; schedules; reports; studies; background		
21	checks; credit reports; surveys and reports prepared for or on		
22	the candidate nomination commission's behalf; the results of any		
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1	evaluations or assessments conducted by the candidate nomination
2	commission; the substance and details of any discussions with
3	candidate nomination commission members; and the substance and
4	details of discussions and deliberations of the candidate
5	nomination commission and any of its committees during meetings.
6	302A-G Board of education candidate nomination commission;
7	members, terms, vacancies. (a) The candidate nomination
8	commission shall consist of seven members to be appointed
9	without regard to section 26-34 as follows:
10	(1) One member shall be appointed by the president of the
11	senate;
12	(2) One member shall be appointed by the speaker of the
13	house of representatives;
14	(3) One member shall be appointed by the governor;
15	(4) One member shall be appointed by the Hawaii State
16	Teachers Association;
17	(5) One member shall be appointed by the Hawaii P-20
18	<pre>council;</pre>
19	(6) One member shall be the president of a school
20	community council appointed by the superintendent of
21	education; and



1	(7) One member shall be appointed by the chairperson of	
2	the executive council of the Hawaii state student	
3	council.	
4	(b) Members of the candidate nomination commission shall	
5	be selected in a wholly nonpartisan manner. If any member has	
6	not been appointed within one hundred eighty days of the	
7	effective date of Act , Session Laws of Hawaii 2010, the	
8	sitting members on the candidate nomination commission shall	
9	make an interim appointment to fill the vacant seat. The	
10	interim appointee shall satisfy the requirements for appointment	
11	provided in this subsection and shall serve until the time when	
12	the appropriate appointing authority makes an appointment for	
13	the vacant seat as provided in this subsection. Appointees to	
14	the candidate nomination commission shall have a general	
15	understanding of the purposes, mission, and responsibilities of	
16	the board of education and the department of education.	
17	Appointees shall be individuals who are widely viewed as having	
18	placed the broad public interest ahead of special interests,	
19	having achieved a high level of prominence in their respective	
20	professions, and being respected members of the community.	
21	(c) Members of the candidate nomination commission shall	
22	serve four-year terms; provided that the three members initially	
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1	appointed by the governor, the president of the senate, and the
2	speaker of the house of representatives shall serve for terms of
3	two years; provided further that terms for appointments of the
4	initial members of the candidate nomination commission shall be
5	deemed to begin on July 1 following the effective date of Act
6	, Session Laws of Hawaii 2010, regardless of the actual date
7	of appointment.
8	(d) Members of the candidate nomination commission shall
9	serve without compensation but shall be reimbursed for expenses,
10	including travel, board, and lodging expenses, necessary for the
11	performance of their duties.
12	(e) The candidate nomination commission shall operate in a
13	wholly nonpartisan manner. No individual, while a member of the
14	candidate nomination commission, shall run for or hold any
15	elected office under the United States or the State or any of
16	its political subdivisions.
17	(f) If a vacancy occurs, a successor shall be appointed in
18	the same manner and subject to the same qualifications as the
19	person's predecessor. The person appointed to fill a vacancy
20	shall serve for the remainder of the term of the person's
21	predecessor.

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1	302A-H Board of education candidate nomination commission;		
2	meetings. The candidate nomination commission shall convene its		
3	first meeting on or after thirty-one days from the effective		
4	date of Act ; Session Laws of Hawaii 2010; provided that, if		
5	thirty days after the effective date of Act , Session Laws		
6	of Hawaii 2010, all the members to which the candidate		
7	nomination commission is entitled have not yet been appointed,		
8	the candidate nomination commission shall convene its first		
9	meeting upon the appointment of a majority of its members. The		
10	members of the candidate nomination commission shall choose a		
11	chairperson from among themselves. A majority of all the		
12	members to which the candidate nomination commission is entitled		
13	shall constitute a quorum to conduct business. The concurrence		
14	of a majority of all the members to which the candidate		
15	nomination commission is entitled shall be necessary to make any		
16	action of the candidate nomination commission valid. The		
17	candidate nomination commission shall meet annually and at other		
18	times as necessary. The candidate nomination commission shall		
19	be exempt from part I of chapter 92."		
20	SECTION 3. Section 11-157, Hawaii Revised Statutes, is		

21 amended to read as follows:



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1	"§11-157	In case of tie. In case of the failure of an
2	election by rea	ason of the equality of vote between two or more
3	candidates, the	e tie shall be decided by the chief election
4	officer or cou	nty clerk in the case of county elections in
5	accordance with	h the following procedure:
6	(1) In th	he case of an election involving a seat for the
7	senat	te, house of representatives, [board of
8	educa	ation,] or county council where only voters within
9	a spe	ecified district are allowed to cast a vote, the
10	winne	er shall be declared as follows:
11	(A)	For each precinct in the affected district, an
12		election rate point shall be calculated by
13		dividing the total voter turnout in that precinct
14		by the total voter turnout in the district. For
15		the purpose of this subparagraph, the absentee
16		votes cast for the affected district shall be
17		treated as a precinct. The election rate point
18		shall be calculated by dividing the total
19		absentee votes cast for the affected district by
20		the total voter turnout in that district. All
21		election rate points shall be expressed as



1 decimal fractions rounded to the nearest hundred 2 thousandth. 3 The candidate with the highest number of votes in (B) 4 a precinct shall be allocated the election rate 5 point calculated under subparagraph (A) for that precinct. In the event that two or more persons 6 7 are tied in receiving the highest number of votes 8 for that precinct, the election rate point shall 9 be equally apportioned among those candidates 10 involved in that precinct tie.

(C) After the election rate points calculated under
subparagraph (A) for all the precincts have been
allocated as provided under subparagraph (B), the
election rate points allocated to each candidate
shall be tallied and the candidate with the
highest election rate point total shall be
declared the winner.

18 (D) If there is a tie between two or more candidates
19 in the election rate point total, the candidate
20 who is allocated the highest election rate points
21 from the precinct with the largest voter turnout
22 shall be declared the winner.



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1 (2) In the case of an election involving a federal office 2 or an elective office where the voters in the entire 3 State or in an entire county are allowed to cast a 4 vote, the winner shall be declared as follows: 5 (A) For each representative district in the State or 6 county, as the case may be, an election rate 7 point shall be calculated by dividing the total 8 voter turnout in that representative district by 9 the total voter turnout in the state, county, or 10 federal office district, as the case may be; 11 provided that for purposes of this subparagraph: 12 (i) The absentee votes cast for a statewide, 13 countywide, or federal office shall be 14 treated as a separate representative 15 district and the election rate point shall 16 be calculated by dividing the total absentee 17 votes cast for the statewide, countywide, or 18 federal office by the total voter turnout in 19 the state, county, or federal office 20 district, as the case may be. 21 (ii) The overseas votes cast for any election in 22 the State for a federal office shall be

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1		treated as a separate representative
2		district and the election rate point shall
3		be calculated by dividing the total number
4		of overseas votes cast for the affected
5		federal office by the total voter turnout in
6		the affected federal office district. The
7		term "overseas votes" means those votes cast
8		by absentee ballots for a presidential
9		election as provided in section 15-3.
10		All election rate points shall be expressed as
11		decimal fractions rounded to the nearest hundred
12		thousandth.
13	(B)	The candidate with the highest number of votes in
14		a representative district shall be allocated the
15		election rate point calculated under subparagraph
16		(A) for that district. In the event that two or
17		more persons are tied in receiving the highest
18		number of votes for that district, the election
19		rate point shall be equally apportioned among
20		those candidates involved in that district tie.
21	(C)	After the election rate points calculated under
22		subparagraph (A) for all the precincts have been



1	allocated as prescribed under subparagraph (B),
2	the election rate points allocated to each
3	candidate shall be tallied and the candidate with
4	the election rate point total shall be declared
5	the winner.
6	(D) If there is a tie between two or more candidates
7	in the election rate point total, the candidate
8	who is allocated the highest election rate points
9	from the representative district with the largest
10	voter turnout shall be declared the winner."
11	SECTION 4. Section 11-195, Hawaii Revised Statutes, is
12	amended by amending subsection (d) to read as follows:
13	"(d) For purposes of this subpart, whenever a report is
14	required to be filed with the commission, "filed" means
15	electronically filed on the commission's electronic filing
16	system by the date and time specified for the filing of the
17	report by the:
18	(1) Candidate or the committee of a candidate who is
19	seeking election to the:
20	(A) Office of governor;
21	(B) Office of lieutenant governor;
22	(C) Office of mayor;
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1	(D) Office of prosecuting attorney;
2	(E) County council;
3	(F) Senate;
4	(G) House of representatives; <u>or</u>
5	(H) Office of Hawaiian affairs; or
6	[(I) Board of education; or]
7	(2) Noncandidate committee required to be registered with
8	the commission pursuant to section 11-194."
9	SECTION 5. Section 11-209, Hawaii Revised Statutes, is
10	amended by amending subsection (a) to read as follows:
11	"(a) From January 1 of the year of any primary, special,
12	or general election, the total expenditures for each election
13	for candidates who voluntarily agree to limit their campaign
14	expenditures, inclusive of all expenditures made or authorized
15	by the candidate alone and all campaign treasurers and
16	committees in the candidate's behalf, shall not exceed the
17	following amounts expressed respectively multiplied by the
18	number of voters in the last preceding general election
19	registered to vote in each respective voting district:
20	(1) For the office of governor\$2.50;
21	(2) For the office of lieutenant governor\$1.40;
22	(3) For the office of mayor\$2.00;



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1	(4) For the offices of state senator, state
2	representative, and county council member\$1.40; and
3	(5) For [the offices of the board of education and] all
4	other offices20 cents."
5	SECTION 6. Section 11-218, Hawaii Revised Statutes, is
6	amended by amending subsection (d) to read as follows:
7	"(d) For [the board of education and] all other offices,
8	the maximum amount of public funds available to a candidate
9	shall not exceed \$100 in any election year."
10	SECTION 7. Section 12-5, Hawaii Revised Statutes, is
11	amended by amending subsection (a) to read as follows:
12	"(a) Nomination papers for candidates for members of
13	Congress, governor, <u>and</u> lieutenant governor[, and the board of
14	education] shall be signed by not less than twenty-five
15	registered voters of the State or of the Congressional district
16	[or school board district] from which the candidates are running
17	in the case of candidates for the United States House of
18	Representatives [or for the board of education]."
19	SECTION 8. Section 17-6, Hawaii Revised Statutes, is
20	amended to read as follows:
21	"§17-6 Board of education members. (a) The governor
22	shall make an appointment to fill any vacancy in the membership



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1	of the board of education for the unexpired term of that vacancy
2	[whenever a vacancy occurs and the term of that vacancy ends at
3	the time of the next succeeding general election.] pursuant to
4	section 302A-F.
5	[(b) In the case of a vacancy, the term of which does not
6	end at the next succeeding general election:
7	(1) If it occurs not later than on the sixtieth day prior
8	to-the next succeeding general election, the vacancy
9	shall be filled for the unexpired term at the next
10	succeeding general election. The chief election
11	officer shall issue a proclamation designating the
12	election for filling the vacancy. All candidates for
13	the unexpired term shall file nomination papers not
14	later than 4:30 p.m. on the fiftieth day prior to the
15	general election (but if such day is a Saturday,
16	Sunday, or holiday then not later than 4:30 p.m. on
17	the first working day immediately preceding) and shall
18	be elected in accordance with this title. Pending the
19	election the governor shall make a temporary
20	appointment to fill the vacancy and the person so
21	appointed shall serve until the election of the person
22	duly elected to fill such vacancy.



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1 (2) If it occurs after the sixtieth day prior to the next 2 succeeding general election, the governor shall make 3 an appointment to fill the vacancy for the unexpired 4 term.] 5 [(c)] (b) All appointments made by the governor under this 6 section shall be made without consideration of the appointee's 7 party affiliation or preference or nonpartisanship, however the 8 persons so appointed shall meet the residency requirement 9 specified in section [13-1.] 302A-D." 10 SECTION 9. Section 26-35.5, Hawaii Revised Statutes, is 11 amended by amending subsection (a) to read as follows: 12 For purposes of this section, "member" means any " (a) 13 person who is appointed, in accordance with the law, to serve on 14 a temporary or permanent state board, including members of the 15 local school board of any charter school established under 16 chapter 302B, council, authority, committee, or commission, 17 established by law or [elected] appointed to the board of 18 education, or the board of trustees of the employees' retirement 19 system under section 88-24, or the corporation board of the 20 Hawaii health systems corporation under section 323F-3 and its 21 regional system boards under section 323F-3.5; provided that 22 "member" shall not include any person elected to serve on a 2010-0408 SB SMA.doc



1 board or commission in accordance with chapter 11 [other than-a 2 person elected to serve on the board of education]." 3 SECTION 10. Section 84-41, Hawaii Revised Statutes, is 4 amended to read as follows: 5 "[+]§84-41[+] Applicability of part. This part applies to 6 legislators, [elected members of the board of education,] 7 trustees of the office of Hawaiian affairs, the governor, the 8 lieutenant governor, and executive department heads and 9 deputies. This part does not apply to any other officer or 10 employee of the State." 11 SECTION 11. Section 88-21, Hawaii Revised Statutes, is 12 amended by amending the definitions of "elective officer" and 13 "elective official" to read as follows: ""Elective officer" or "elective official": any person 14 15 elected to a public office or appointed to fill a vacancy of an 16 elective office, except as a delegate to a constitutional 17 convention [or member of the board of education], in accordance 18 with an election duly held in the State or counties under chapter 11; provided that the person receives compensation, pay, 19 20 or salary for such office."

21 SECTION 12. Section 302A-1101, Hawaii Revised Statutes, is
22 amended to read as follows:



1	"§302A-1101 Department of education; board of education;
2	superintendent of education. (a) There shall be a principal
3	executive department to be known as the department of education,
4	which shall be headed by an [elected] appointed policy-making
5	board to be known as the board of education. The board shall
6	have power in accordance with law to formulate statewide
7	educational policy, adopt student performance standards and
8	assessment models, monitor school success, and to appoint the
9	superintendent of education as the chief executive officer of
10	the public school system.
11	(b) The board shall appoint, and may remove, the
12	superintendent by a majority vote of its members. The
13	superintendent:
14	(1) May be appointed without regard to the state residency
15	provisions of section 78-1(b);
16	(2) May be appointed for a term of up to four years; and
17	(3) May be terminated only for cause.
18	[(c) The board shall invite the senior military commander
19	in Hawaii to appoint a nonvoting military representative to the
20	board, who shall serve for a two year term without compensation.
21	As the liaison to the board, the military representative shall
22	advise the board regarding state education policies and
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1	departmental actions affecting students who are enrolled in
2	public schools as family members of military personnel. The
3	military representative shall carry out these duties as part of
4	the representative's official military duties and shall be
5	guided by applicable state and federal statutes, regulations,
6	and policies and may be removed only for cause by a majority
7	vote of the members of the board.
8	$\frac{d}{d}$ <u>(c)</u> The board shall appoint the charter school review
9	panel, which shall serve as the charter authorizer for charter
10	schools, with the power and duty to issue charters, oversee and
11	monitor charter schools, hold charter schools accountable for
12	their performance, and revoke charters."
13	SECTION 13. Chapter 13, Hawaii Revised Statutes, is
14	repealed.
15	SECTION 14. Notwithstanding the requirements of section
16	302-E, Hawaii Revised Statutes, the terms of the members of the
17	board of education that expire on November 4, 2014, pursuant to
18	section 302A-E, Hawaii Revised Statutes, shall instead expire on
19	June 30, 2012, upon the effective date of this Act.
20	SECTION 15. In codifying the new sections added by section
21	2 of this Act, the revisor of statutes shall substitute



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appropriate section numbers for the letters used in designating 1 2 the new sections in this Act.

3 SECTION 16 Statutory material to be repealed is bracketed 4 and stricken. New statutory material is underscored.

5 SECTION 17. This Act shall take effect upon its approval 6 and upon compliance with article XVII, section 3, of the Constitution of the State of Hawaii. 7

INTRODUCED BY:

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Report Title:

Board of Education; Candidate Nomination Commission

Description:

Establishes the board of education candidate nomination commission to nominate candidates for the board of education to be appointed by the governor.

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

