Honolulu, Hawaii

April 16 , 2010

RE:

H.B. No. 2376

H.D. 3 S.D. 2 C.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fifth State Legislature Regular Session of 2010 State of Hawaii

Honorable Colleen Hanabusa President of the Senate Twenty-Fifth State Legislature Regular Session of 2010 State of Hawaii

Sir and Madam:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 2376, H.D. 3, S.D. 2, entitled:

"A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII CONSTITUTION RELATING TO THE BOARD OF EDUCATION,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this bill is to improve the accountability of Hawaii's public education system by proposing a constitutional amendment to the Hawaii Constitution to provide for a Board of Education (BOE) whose voting members shall be appointed by the Governor, with the advice and consent of the Senate, from pools of qualified candidates presented to the Governor by the BOE Candidate Nomination Commission, as provided by law.

Your Committee on Conference has amended this bill by:

- (1) Changing the constitutional provision to specify that all BOE members shall be nominated and, by and with the advice and consent of the Senate, appointed by the Governor, as provided by law;
- (2) Including a constitutional provision for a period of transition from the elected to the appointed BOE, as provided by law, in the Hawaii Constitution;
- (3) Accordingly, changing the question to be printed on the ballot to read, "Shall the Board of Education be changed to a board appointed by the Governor, with the advice and consent of the Senate, as provided by law?"; and
- (4) Changing the effective date to upon compliance with Article XVII, Section 3, of the Hawaii Constitution.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 2376, H.D. 3, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 2376, H.D. 3, S.D. 2, C.D. 1.

Respectfully submitted on behalf of the managers:

ON THE PART OF THE SENATE

ON THE PART OF THE HOUSE

NORMAN SAKAMOTO, Chair

BRIAN T. TANIGUCHI, Co-Chair

ROY TAKUMI, Co-Chair

N RIKI KARAMATSU, Co-Chair

MARCUS R. OSHIRO, Co-Chair

HB2376 CD1 HCCR HMS 2010-3217



Hawaii State Legislature

Record of Votes of a Conference Committee

CCR 7-10

Bill / Concurrent Resolution No.: HB 2376, HD 3, SD 2				Date/Time: 4/14/10 10:55 am					
The recommendation of the Hou	se and S	Senate	mana	gers			-		
☐ The Committee is reconsidering	its prev	ious de	ecisio	n.					
The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure				The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.					
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SAKAMOTO, Norman, Chr.	1				TAKUMI, Roy M., Co-Chr.	V			
TANIGUCHI, Brian T., Co-Chr.		/			KARAMATSU, Jon Riki, Co-Chr.	V			
GALUTERIA, Brickwood	V				OSHIRO, Marcus R., Co-Chr.	V			
NISHIHARA, Clarence K.		1			BERG, Lyla B.				1
HEMMINGS, Fred	/				LEE, Marilyn B.	V			
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Senate Recommendation is:				House Recommendation is:					
Adopted Not Adopted					Adopted Not Adopted				
Senate Lead Chair's or Designee's Signature:				House Lead Chair's or Designee's Signature:					
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