STAND. COM. REP. NO. 102

Honolulu, Hawaii

Narch 19

, 2013

RE:

S.B. No. 49

S.D. 2

H.D. 1

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Seventh State Legislature Regular Session of 2013 State of Hawaii

Sir:

Your Committee on Education, to which was referred S.B. No. 49, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO EDUCATION,"

begs leave to report as follows:

The purpose of this measure is to streamline provisions relating to public education by amending and repealing sections of Chapter 302A, Hawaii Revised Statutes, in which Hawaii's public education law is codified, to resolve conflicting and inconsistent statutory language and for the purposes of housekeeping and efficiency.

The Department of Education supported this bill. IMUA Alliance supported this measure with amendments.

Your Committee has amended this bill by:

- (1) Deleting the repeal of:
 - (A) Section 302A-601.5, Hawaii Revised Statutes, which requires the Department of Education to develop procedures to obtain any potential criminal history information for persons employed or seeking employment that places them in close proximity to children and authorizes the Department to refuse employment based upon specified criteria; and

SB49 HD1 HSCR EDN HMS 2013-2612

- (B) Section 302A-602, Hawaii Revised Statutes, which, among other things:
 - (i) Prohibits individuals from serving as a teacher in the Department without a license from the Hawaii Teacher Standards Board;
 - (ii) Requires the Department to establish certificate types and qualifications for individuals not required to obtain a license; and
 - (iii) Authorizes the Department to employ unlicensed individuals as emergency hires; and

making technical, nonsubstantive amendments to conform the measure with these deletions; and

(2) Making additional technical, nonsubstantive amendments for consistency.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 49, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 49, S.D. 2, H.D. 1, and be referred to the Committee on Finance.

Respectfully submitted on behalf of the members of the Committee on Education,

ROY M. TAKUMI, Chair

State of Hawaii House of Representatives The Twenty-seventh Legislature

HSCR1002

Record of Votes of the Committee on Education

SB 49, SD2	EDN , FIN	Date:	2/11/13
☐ The committee is reconsidering its previous decision on the measure.			
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)			
EDN Members	Ayes Ayes ((WR) N	ays Excused
1. TAKUMI, Roy M. (C)		-	
2. OHNO, Takashi (VC)			
3. AQUINO, Henry J.C.			
4. CHOY, Isaac W.			
5. HANOHANO, Faye P.			
6. ICHIYAMA, Linda			
7. NAKASHIMA, Mark M.			
8. TAKAI, K. Mark			
9. CHEAPE, Lauren Kealohilani			
10. FALE, Richard Lee			
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TOTAL (10)	7 0) () 3
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)			
Vice Chair's or designee's signature: Jakushi Dun			
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO			