

1 local school board shall be elected by qualified voters, as
2 provided by law. Each local school board shall:

- 3 (1) Formulate district-wide educational policies;
- 4 (2) Select principals to manage the schools in the local
5 school board's school district;
- 6 (3) Authorize the principal of each school to make the
7 decisions that affect student performance, educational
8 quality, and use of resources;
- 9 (4) Evaluate the principals managing schools in the local
10 school board's school district;
- 11 (5) Administer programs that the schools are not able to
12 administer alone; and
- 13 (6) Establish an open system that allows, to the extent
14 practicable given each school's resources and
15 capacity, the parents, guardians, and caretakers of
16 each public school student to select the school that
17 the student will attend.

18 **EDUCATION STANDARDS AND ACCOUNTABILITY COMMISSION**

19 **Section** . There shall be an education standards and
20 accountability commission, as provided by law, to:



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- 1 (1) Establish and maintain rigorous academic and data-
2 reporting standards that apply to all school districts
3 within the statewide public education system;
- 4 (2) Ensure that the school districts operate in an open
5 manner;
- 6 (3) Publish annual report cards on each school district's
7 financial management and overall performance;
- 8 (4) Ensure that all state and federal mandates are
9 fulfilled;
- 10 (5) Establish a formula for distributing general funds for
11 school operations to all public schools based on the
12 number and needs of students enrolled at each school;
- 13 (6) Establish a formula for the distribution of capital
14 improvement project funds to the school districts; and
- 15 (7) Administer programs that the school districts cannot
16 administer alone.

17 The legislature shall appropriate all general funds for
18 school operations in a single amount to the education standards
19 and accountability commission.

20 The legislature shall appropriate all capital improvement
21 project funds for school capital improvement projects in a



1 single amount to the education standards and accountability
2 commission."

3 SECTION 3. Article XVI, section 4, of the Constitution of
4 the State of Hawaii is amended to read as follows:

5 "OATH OF OFFICE

6 Section 4. All eligible public officers, before entering
7 upon the duties of their respective offices, shall take and
8 subscribe to the following oath or affirmation: "I do solemnly
9 swear (or affirm) that I will support and defend the
10 Constitution of the United States, and the Constitution of the
11 State of Hawaii, and that I will faithfully discharge my duties
12 as to the best of my ability." As used in this
13 section, "eligible public officers" means the governor, the
14 lieutenant governor, the members of both houses of the
15 legislature, the members of the [~~board of education,~~] local
16 school boards, the members of the national guard, State or
17 county employees who possess police powers, district court
18 judges, and all those whose appointment requires the consent of
19 the senate."

20 SECTION 4. Article X, section 2 and 3, of the Constitution
21 of the State of Hawaii are repealed.



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~~["BOARD OF EDUCATION~~

~~Section 2. There shall be a board of education. The governor shall nominate and, by and with the advice and consent of the senate, appoint the members of the board of education, as provided by law.~~

~~POWER OF THE BOARD OF EDUCATION~~

~~Section 3. The board of education shall have the power, as provided by law, to formulate statewide educational policy and appoint the superintendent of education as the chief executive officer of the public school system."]~~

SECTION 5. Article XVIII, section 7, of the Constitution of the State of Hawaii, is repealed.

~~["1978 BOARD OF EDUCATION ELECTIONS~~

~~Section 7. Members elected to the board of education in the 1978 general election shall serve for two year terms."]~~

SECTION 6. The question to be printed on the ballot shall be as follows:

"Shall the statewide appointed board of education be abolished and replaced by at least seven elected local school boards?"



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1 SECTION 7. Constitutional material to be repealed is
2 bracketed and stricken. New constitutional material is
3 underscored.

4 SECTION 8. This amendment shall take effect upon
5 compliance with article XVII, section 3, of the Constitution of
6 the State of Hawaii; provided that, subject to ratification,
7 section 4 shall take effect on July 1, 2020.

8

INTRODUCED BY:

Alena A

JAN 24 2017



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Report Title:

Constitutional Amendment; Public Education; Elected Local School Boards

Description:

Proposes a constitutional amendment that would: (1) establish local school boards throughout the State to be elected from at least 7 school districts as provided by law; and (2) create an educational standards and accountability commission.

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

