STAND. COM. REP. NO.

445-20

Honolulu, Hawaii

FEB 13

, 2020

RE: H.B. No. 2752

H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirtieth State Legislature Regular Session of 2020 State of Hawaii

Sir:

Your Committees on Lower & Higher Education and Labor & Public Employment, to which was referred H.B. No. 2752 entitled:

"A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION,"

beg leave to report as follows:

The purpose of this measure is to add a representative to the Board of Education by inviting the exclusive representative for bargaining unit (5) to appoint a nonvoting public school teacher representative to the Board.

Your Committees received testimony in support of this measure from the Hawaii State Teachers Association, Democratic Party of Hawaii Education Caucus, LGBT Caucus of the Democratic Party of Hawaii, and one individual. Your Committees received testimony in opposition to this measure from the Department of Education. Your Committees received comments on this measure from the Hawaii State Ethics Commission.

Your Committees find that the Board of Education presently consists of nine voting members, none of whom is required to be a public school teacher. This measure will add a public school teacher as a nonvoting representative to the Board to provide insight into existing and proposed educational practices and policies and the effects of those practices and policies on teachers, students, and the community.

Your Committees note the concerns raised by the Hawaii State Ethics Commission regarding the nonvoting public school teacher representative being allowed to participate in Board discussions on teachers' salaries and benefits generally. Although the teacher representative is directly and specifically affected by these discussions, the Commission noted that the representative would likely be recused in these situations. Your Committees further believe that general discussions regarding teachers' salaries and benefits are directly tied to the representative's own salary and benefits, and may raise conflict of interest issues.

Your Committees have amended this measure by changing its effective date to July 1, 2050.

As affirmed by the records of votes of the members of your Committees on Lower & Higher Education and Labor & Public Employment that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2752, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2752, H.D. 1, and be referred to your Committee on Finance.

Respectfully submitted on behalf of the members of the Committees on Lower & Higher Education and Labor & Public Employment,

AARON HING JOHANSON, Chair

JUSTIN H. VOODSON, Chair

State of Hawaii House of Representatives The THIRTIETH Legislature

HSCR 449-20

Record of Votes of the Committee on Lower & Higher Education

Bill/Resolution No.: HB 2752	Committee Referral: LHE/LAB, FIN	Date:	2/6/-	2670		
☐ The committee is reconsidering its previous decision on the measure.						
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Pass short form bill with HD to recommit for future public hearing (recommit)						
LHE Members	Ayes A	yes (WR)	Nays	Excused		
1. WOODSON, Justin H. (C)	. 🗸					
2. HASHEM, Mark J. (VC)						
3. QUINLAN, Sean (VC)	\checkmark					
4. DeCOITE, Lynn	V			- Martin		
5. JOHANSON, Aaron Ling	$\overline{}$		et tropiese, en avela de censos elleros.			
6. KOBAYASHI, Dale T.	V	va estas se se se se se se e				
			**************************************	Carrier of the talence of the		
7. MORIKAWA, Dee		1 8 1 1	onorgas gogas katawaldigogi	\checkmark		
		بكمانا سيبيشيش غريس بديث		and a state of the		
8. OHNO, Takashi						
9. TARNAS, David A.	V					
10. TOKIOKA, James Kunane			n adam desaksa	ekan menerakan keranca.		
	<u> </u>					
11. OKIMOTO, Val	V					
				1		
TOTAL (11)	10					
The recommendation is: Adopted If joint referral, did not support recommendation. committee agronym(s)						
Vice Chair's or designee's signature:						
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State of Hawaii House of Representatives The THIRTIETH Legislature

HSCR 445-20

Record of Votes of the Committee on Labor & Public Employment

Bill/Resolution No.: Comm	ittee Referral: HE/LAB, F	-In Date	2-6-	-20			
☐ 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)							
LAB Members	Ayes	Ayes (WR)	Nays	Excused			
1. JOHANSON, Aaron Ling (C)							
2. ELI, Stacelynn K.M. (VC)							
2 ICHIVAMA Lindo							
3. ICHIYAMA, Linda							
4. KITAGAWA, Lisa							
5. McKELVEY, Angus L.K.							
6. QUINLAN, Sean							
7. YAMASHITA, Kyle T.				/			
P. MATSUMOTO LOUVE							
8. MATSUMOTO, Lauren			-				
TOTAL (8)	Q			2			
The recommendation is: Adopted If joint referral, committee acronym(s) Not Adopted did not support recommendation.							
Vice Chair's or designee's signature:							
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO							