

JAN 21 2022

A BILL FOR AN ACT

RELATING TO TEACHER COMPENSATION.

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

1 SECTION 1. The legislature finds that the recruitment and
2 retention of qualified teachers is essential to the success of
3 Hawaii's public education system. The State continues to face a
4 chronic teacher shortage, which undermines student learning and
5 achievement. For the 2018-2019 school year, the department of
6 education experienced a qualified teacher shortage of one
7 thousand twenty-nine positions.

8 The legislature further finds that research indicates that
9 competitive and equitable compensation correlates with greater
10 success in recruiting and retaining qualified educators. Yet,
11 numerous studies have shown that Hawaii's teacher salaries are
12 the lowest in the nation when adjusted for the State's high cost
13 of living. The legislature further finds that an increasing
14 number of school districts around the country are utilizing
15 compensation methods and strategies designed to improve the
16 recruitment and retention of qualified teachers.



1 The legislature also finds that there is a nationwide
2 shortage of special education teachers. Providing all students
3 who have disabilities with access to a qualified, prepared
4 special educator continues to be a challenge in every state.
5 Hawaii is no different, and it has been experiencing shortfalls
6 in special education teachers for more than the past decade.
7 Data shows that over the last three school years, there are an
8 increasing number of unfilled special education teacher
9 positions, a lack of special education teachers who have
10 completed a state-approved teacher education program willing to
11 fill those positions, and an increasing number of teachers with
12 non-state-approved teacher education program credentials
13 assigned to these positions.

14 In 2007, the Hawaii state teachers association and
15 department of education negotiated and continued to renew a
16 memorandum of understanding for a recruitment and retention
17 incentive that today provides an annual differential of \$3,000
18 for qualified and licensed teachers employed in hard-to-staff
19 locations. This memorandum of understanding was agreed upon by
20 the parties in attempts to provide stability and continuity in
21 the learning communities of hard-to-staff schools by providing a



1 recruitment and retention incentive for qualified licensed
2 teachers employed at identified hard-to-staff locations, based
3 on geographic locations. While this recruitment and retention
4 incentive has relatively helped in filling vacancies in these
5 locations, it has not reduced or made any significant impact or
6 change as vacancies continue to increase, especially in certain
7 geographical areas. A new recruitment and retention model
8 should be implemented through a shortage differential provided
9 to certain identified schools and complex areas in
10 geographically isolated locations to address areas that have
11 higher rates of non-certified teachers and higher teacher
12 vacancies. The following tiers have been proposed, along with
13 the rationale of each tier, the criteria, and amounts for these
14 shortage differentials:

15 Criteria Levels:

- 16 (1) Complexes required under the current contract;
- 17 (2) Complexes whose rate of teachers who have completed a
18 state-approved teacher education program has been
19 under the State's state-approved teacher education
20 program average for the last three years;



1 (3) Geographically isolated (more than twenty-five miles
2 from an urban center) complexes; and

3 (4) Complexes whose combined vacancy and emergency hires
4 were higher than ten per cent in school years 2016-
5 2017 and 2017-2018.

6 Tiers:

7 (1) Tier 1 (\$3,000): Complexes required under the current
8 contract (this applies only to schools that are
9 required under contract and meet no other criteria);

10 (2) Tier 2 (\$5,000): Complexes that meet two of the
11 criteria levels;

12 (3) Tier 3 (\$7,500): Complexes that meet three of the
13 criteria levels; and

14 (4) Tier 4 (\$8,000): Complexes that meet four of the
15 criteria levels and Olomana school and Hawaii school
16 for the deaf and blind.

17 Although the data shows a positive trend in many areas,
18 areas such as the Hana-Lahainaluna-Lanai-Molokai and Nanakuli-
19 Waianae complex areas continue to show lower percentages of
20 positions filled by state-approved teacher education program
21 teachers and have persistent vacancy rates. Hawaiian language



1 immersion teachers are also a large shortage category of
2 teaching positions within the department of education. Of the
3 department of education's one hundred sixty-one total positions,
4 one hundred seven, or about sixty-six per cent are filled.
5 However, fifty-four of the one hundred sixty-one, or about
6 thirty-four per cent, are filled with qualified and licensed
7 Hawaiian language immersion teachers. Qualified and licensed
8 Hawaiian language immersion teachers require fluency in the
9 Hawaiian language as well as licensure by the Hawaii teacher
10 standards board, which makes finding interested and qualified
11 candidates very challenging for the department of education. As
12 determined by the Hawaii supreme court in 2019, Hawaii's
13 constitution requires that the department of education make
14 "reasonable efforts" to provide students access to Hawaiian
15 language immersion education. Currently, there are eighteen
16 department of education Hawaiian language immersion programs.
17 Due to the 2019 Hawaii supreme court ruling and the number of
18 vacancies, the department of education requires the flexibility
19 to attract qualified and licensed Hawaiian language immersion
20 teachers to fill the labor shortage as the demands for Olelo
21 Hawaii or Hawaiian language education increases.



1 The legislature further finds that pursuant to board of
2 education policy 105-8, the board of education has recognized
3 the additional demands and qualifications of Hawaiian language
4 immersion teachers and directed the department to address
5 compensation accordingly by stating:

6 The Department will establish professional
7 qualifications and develop training programs
8 internally and/or in cooperation with stakeholder
9 groups/universities. The goal is for program
10 professionals to be qualified in both English as a
11 medium of instruction and Hawaiian as a medium of
12 instruction and appropriately compensated for these
13 additional qualifications. The Department is seeking
14 approval from the BOE to provide an annual shortage
15 differential of \$8,000 per each qualified and licensed
16 Hawaiian language immersion classroom teacher.

17 The legislature further finds that a labor shortage exists
18 within the department for licensed special education teachers,
19 licensed teachers in hard-to-staff geographical locations, and
20 licensed Hawaiian language immersion program teachers. The
21 legislature believes that the State should offer shortage



1 differentials for these positions to address the high number of
2 vacancies in these areas.

3 Accordingly, the purpose of this Act is to appropriate
4 funds for various teacher differentials to help address various
5 labor shortages.

6 SECTION 2. There is appropriated out of the general
7 revenues of the State of Hawaii the sum of \$ or so
8 much thereof as may be necessary for fiscal year 2022-2023 to
9 fund teacher differentials as negotiated between the
10 superintendent of education and the exclusive representative of
11 collective bargaining unit (5) in a memorandum of understanding
12 for additional teacher pay for the areas of special education,
13 hard-to-staff geographic locations, and Hawaiian language
14 immersion programs; provided that the moneys shall not be
15 released until the memorandum of understanding is executed
16 between the superintendent of education and the exclusive
17 representative of collective bargaining unit (5).

18 The sum appropriated shall be expended by the department of
19 education for the purposes of this Act.

20 SECTION 3. There is appropriated out of the general
21 revenues of the State of Hawaii the sum of \$ or so



1 much thereof as may be necessary for fiscal year 2022-2023 for
2 charter schools (EDN 600) to fund classroom teacher shortage
3 differentials as negotiated between the public charter school
4 commission and the exclusive representative of collective
5 bargaining unit (5) in a memorandum of understanding for
6 additional teacher pay for the areas of special education, hard-
7 to-staff geographic locations, and Hawaiian language immersion
8 programs; provided that the moneys shall not be released until
9 the memorandum of understanding is executed between the state
10 public charter school commission and the exclusive
11 representative of collective bargaining unit (5).

12 The sum appropriated shall be expended by the state public
13 charter school commission for the purposes of this Act.

14 SECTION 4. This Act shall take effect on July 1, 2022.

15

INTRODUCED BY: Michelle D. Stedani



S.B. NO. 2020

Report Title:

Department of Education; Charter Schools; Teacher Compensation; Differentials; Appropriation

Description:

Appropriates funds for various teacher differentials to help address various labor shortages.

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