

JAN 18 2023

A BILL FOR AN ACT

RELATING TO THE BOARD OF EDUCATION.

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

1 SECTION 1. Section 302A-121, Hawaii Revised Statutes, is
2 amended by amending its title and subsection (a) to read as
3 follows:

4 " ~~[+]§302A-121[+]~~ Board of education; members; student and
5 military representatives. (a) The board shall consist of nine
6 members as follows:

7 (1) One member from the county of Hawaii;

8 (2) One member from the county of Maui;

9 (3) One member from the county of Kauai;

10 (4) Three members from the city and county of Honolulu;

11 and

12 (5) Three at-large members ~~[; provided that the governor~~
13 ~~shall select an at large member as the chairperson]~~.

14 The members shall be appointed by the governor, with the advice
15 and consent of the senate. The governor may remove or suspend
16 for cause any member of the board."



1 SECTION 2. Section 302A-124, Hawaii Revised Statutes, is
2 amended by amending its title and subsection (a) to read as
3 follows:

4 "[+]§302A-124[+] Board of education; [~~organization,~~]
5 election of chairperson and vice chairperson; quorum; meetings.

6 (a) [~~The governor shall select a chairperson of the board;~~
7 ~~provided that the chairperson shall be selected from among the~~
8 ~~at large members.] The board shall elect, by simple majority of
9 members present, a chairperson from among its members. The
10 board shall [~~select~~] elect, by simple majority of members
11 present, a vice chairperson from among its members [~~, and the~~].
12 The vice chairperson shall serve as interim chairperson in the
13 event of the chairperson's absence or if the chairperson's seat
14 becomes vacant. The board may elect a chairperson annually upon
15 the start of the next confirmed term for members."~~

16 SECTION 3. Section 302A-125, Hawaii Revised Statutes, is
17 amended by amending subsection (b) to read as follows:

18 "(b) Where the chairperson position becomes vacant, the
19 governor [~~may nominate a sitting member of the board to the~~
20 ~~chairperson position in accordance with subsection (a) and~~]
21 shall fill any resulting vacancy in accordance with subsection



1 (a) [-] and subpart B of part I of this chapter; provided that,
2 upon filling the resulting vacancy, a new chairperson shall be
3 elected by the board pursuant to subsection 302A-124(a)."

4 SECTION 4. Statutory material to be repealed is bracketed
5 and stricken. New statutory material is underscored.

6 SECTION 5. This Act shall take effect upon its approval.

7

INTRODUCED BY: Michelle A. Fedani



S.B. NO. 107

Report Title:

Education; Board of Education; Chairperson

Description:

Authorizes a majority of the members of the Board of Education to elect a chairperson from among the members of the Board. Allows the members to annually elect a chairperson upon the start of the next confirmed term for members. Removes the requirement that the chairperson be an at-large member.

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