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# A BILL FOR AN ACT

RELATING TO EDUCATION.

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

1           SECTION 1. Section 26-52, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "**§26-52 Department heads and executive officers.** The  
4 salaries of the following state officers shall be as follows:

5           (1) The salary of the superintendent of education shall be  
6 set by the board of education [~~at a rate no greater~~  
7 ~~than \$250,000 a year~~]. The superintendent shall be  
8 subject to an annual performance evaluation that is in  
9 alignment with other employee evaluations within the  
10 department of education and are based on outcomes  
11 determined by the board of education; provided that  
12 nothing shall prohibit the board of education from  
13 conditioning a portion of the salary on performance;

14           (2) The salary of the president of the [University]  
15 university of Hawaii shall be set by the board of  
16 regents;

17           (3) Effective July 1, 2004, the salaries of all department  
18 heads or executive officers of the departments of



1            accounting and general services[7]; agriculture[7];  
2            attorney general[7]; budget and finance[7]; business,  
3            economic development, and tourism[7]; commerce and  
4            consumer affairs[7]; corrections and  
5            rehabilitation[7]; Hawaiian home lands[7]; health[7];  
6            human resources development[7]; human services[7];  
7            labor and industrial relations[7]; land and natural  
8            resources[7]; law enforcement[7]; taxation[7]; and  
9            transportation shall be as last recommended by the  
10           executive salary commission. Effective July 1, 2007,  
11           and every six years thereafter, the salaries shall be  
12           as last recommended by the commission on salaries  
13           pursuant to section 26-56, unless rejected by the  
14           legislature; and

15           (4) The salary of the adjutant general shall be \$85,302 a  
16           year. Effective July 1, 2007, and every six years  
17           thereafter, the salary of the adjutant general shall  
18           be as last recommended by the commission on salaries  
19           pursuant to section 26-56, unless rejected by the  
20           legislature, except that if the state salary is in  
21           conflict with the pay and allowance fixed by the



1 tables of the regular Army or Air Force of the United  
2 States, the latter shall prevail."

3 SECTION 2. Act 90, Session Laws of Hawaii 2014, is amended  
4 by amending section 4 to read as follows:

5 "SECTION 4. This Act shall take effect upon its approval[  
6 ~~provided that this Act shall be repealed on June 30, 2024, and~~  
7 ~~section 26 52, Hawaii Revised Statutes, shall be reenacted in~~  
8 ~~the form in which it read on the day prior to the approval date~~  
9 ~~of this Act; provided further that any contracts entered into~~  
10 ~~prior to June 30, 2024, shall remain in effect for the duration~~  
11 ~~of the contract]."~~

12 SECTION 3. Statutory material to be repealed is bracketed  
13 and stricken. New statutory material is underscored.

14 SECTION 4. This Act shall take effect on June 29, 2024.



**Report Title:**

Department of Education; Superintendent; Salary Cap

**Description:**

Removes the salary cap of the Superintendent of Education.  
Makes permanent the annual performance evaluation requirements  
for the Superintendent of Education. Takes effect 6/29/2024.  
(CD1)

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

