

JAN 30 2026

A BILL FOR AN ACT

RELATING TO EDUCATION.

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

1 SECTION 1. The legislature finds that Act 51, Session Laws
2 of Hawaii 2004 (Act 51), was enacted to improve leadership,
3 accountability, and decision-making within the State's public
4 school system. The legislature further finds, however, that
5 since the enactment of Act 51, concerns have arisen regarding
6 the implementation and efficacy of certain structures it
7 created.

8 Accordingly, the purpose of this Act is to revisit the
9 foundational elements of the State's education system to ensure
10 that the goals of Act 51 are being achieved and to eliminate
11 provisions that have created unnecessary administrative burdens
12 and unclear authority structures, including the position of
13 complex area superintendent and principal selection processes.

14 SECTION 2. Section 76-16, Hawaii Revised Statutes, is
15 amended by amending subsection (b) to read as follows:

16 "(b) The civil service to which this chapter applies shall
17 comprise all positions in the State now existing or hereafter



1 established and embrace all personal services performed for the
2 State, except the following:

- 3 (1) Commissioned and enlisted personnel of the Hawaii
4 National Guard and positions in the Hawaii National
5 Guard that are required by state or federal laws or
6 regulations or orders of the National Guard to be
7 filled from those commissioned or enlisted personnel;
- 8 (2) Positions filled by persons employed by contract where
9 the director of human resources development has
10 certified that the service is special or unique or is
11 essential to the public interest and that, because of
12 circumstances surrounding its fulfillment, personnel
13 to perform the service cannot be obtained through
14 normal civil service recruitment procedures. Any
15 contract may be for any period not exceeding one year;
- 16 (3) Positions that must be filled without delay to comply
17 with a court order or decree if the director
18 determines that recruitment through normal recruitment
19 civil service procedures would result in delay or
20 noncompliance, such as the Felix-Cayetano consent
21 decree;



- 1 (4) Positions filled by the legislature or by either house
2 or any committee thereof;
- 3 (5) Employees in the office of the governor and office of
4 the lieutenant governor, and household employees at
5 Washington Place;
- 6 (6) Positions filled by popular vote;
- 7 (7) Department heads, officers, and members of any board,
8 commission, or other state agency whose appointments
9 are made by the governor or are required by law to be
10 confirmed by the senate;
- 11 (8) Judges, referees, receivers, masters, jurors, notaries
12 public, land court examiners, court commissioners, and
13 attorneys appointed by a state court for a special
14 temporary service;
- 15 (9) One bailiff for the chief justice of the supreme court
16 who shall have the powers and duties of a court
17 officer and bailiff under section 606-14; one
18 secretary or clerk for each justice of the supreme
19 court, each judge of the intermediate appellate court,
20 and each judge of the circuit court; one secretary for
21 the judicial council; one deputy administrative



1 director of the courts; three law clerks for the chief
2 justice of the supreme court, two law clerks for each
3 associate justice of the supreme court and each judge
4 of the intermediate appellate court, one law clerk for
5 each judge of the circuit court, two additional law
6 clerks for the civil administrative judge of the
7 circuit court of the first circuit, two additional law
8 clerks for the criminal administrative judge of the
9 circuit court of the first circuit, one additional law
10 clerk for the senior judge of the family court of the
11 first circuit, two additional law clerks for the civil
12 motions judge of the circuit court of the first
13 circuit, two additional law clerks for the criminal
14 motions judge of the circuit court of the first
15 circuit, and two law clerks for the administrative
16 judge of the district court of the first circuit; and
17 one private secretary for the administrative director
18 of the courts, the deputy administrative director of
19 the courts, each department head, each deputy or first
20 assistant, and each additional deputy, or assistant
21 deputy, or assistant defined in paragraph (16);



1 (10) First deputy and deputy attorneys general, the
2 administrative services manager of the department of
3 the attorney general, one secretary for the
4 administrative services manager, an administrator and
5 any support staff for the criminal and juvenile
6 justice resources coordination functions, and law
7 clerks;

8 (11) (A) Teachers, principals, vice-principals, [~~complex~~
9 ~~area superintendents,~~] deputy and assistant
10 superintendents, other certificated personnel,
11 and no more than twenty noncertificated
12 administrative, professional, and technical
13 personnel not engaged in instructional work;
14 (B) Effective July 1, 2003, teaching assistants,
15 educational assistants, bilingual or bicultural
16 school-home assistants, school psychologists,
17 psychological examiners, speech pathologists,
18 athletic health care trainers, alternative school
19 work study assistants, alternative school
20 educational or supportive services specialists,
21 alternative school project coordinators, and



communications aides in the department of
education;

(C) The special assistant to the state librarian and
one secretary for the special assistant to the
state librarian; and

(D) Members of the faculty of the university of
Hawaii, including research workers, extension
agents, personnel engaged in instructional work,
and administrative, professional, and technical
personnel of the university;

(12) Employees engaged in special, research, or
demonstration projects approved by the governor;

(13) (A) Positions filled by inmates, patients of state
institutions, and persons with severe physical or
mental disabilities participating in the work
experience training programs;

(B) Positions filled with students in accordance with
guidelines for established state employment
programs; and

(C) Positions that provide work experience training
or temporary public service employment that are



1 filled by persons entering the workforce or
2 persons transitioning into other careers under
3 programs such as the federal Workforce Investment
4 Act of 1998, as amended, or the Senior Community
5 Service Employment Program of the Employment and
6 Training Administration of the United States
7 Department of Labor, or under other similar state
8 programs;

9 (14) A custodian or guide at Iolani Palace, the Royal
10 Mausoleum, and Hulihee Palace;

11 (15) Positions filled by persons employed on a fee,
12 contract, or piecework basis, who may lawfully perform
13 their duties concurrently with their private business
14 or profession or other private employment and whose
15 duties require only a portion of their time, if it is
16 impracticable to ascertain or anticipate the portion
17 of time to be devoted to the service of the State;

18 (16) Positions of first deputies or first assistants of
19 each department head appointed under or in the manner
20 provided in section 6, article V, of the Hawaii State
21 Constitution; three additional deputies or assistants



1 either in charge of the highways, harbors, and
2 airports divisions or other functions within the
3 department of transportation as may be assigned by the
4 director of transportation, with the approval of the
5 governor; one additional deputy in the department of
6 human services either in charge of welfare or other
7 functions within the department as may be assigned by
8 the director of human services; four additional
9 deputies in the department of health, each in charge
10 of one of the following: behavioral health,
11 environmental health, hospitals, and health resources
12 administration, including other functions within the
13 department as may be assigned by the director of
14 health, with the approval of the governor; two
15 additional deputies in charge of the law enforcement
16 programs, administration, or other functions within
17 the department of law enforcement as may be assigned
18 by the director of law enforcement, with the approval
19 of the governor; three additional deputies each in
20 charge of the correctional institutions,
21 rehabilitation services and programs, and



1 administration or other functions within the
2 department of corrections and rehabilitation as may be
3 assigned by the director of corrections and
4 rehabilitation, with the approval of the governor; two
5 administrative assistants to the state librarian; and
6 an administrative assistant to the superintendent of
7 education;

8 (17) Positions specifically exempted from this part by any
9 other law; provided that:

10 (A) Any exemption created after July 1, 2014, shall
11 expire three years after its enactment unless
12 affirmatively extended by an act of the
13 legislature; and

14 (B) All of the positions defined by paragraph (9)
15 shall be included in the position classification
16 plan;

17 (18) Positions in the state foster grandparent program and
18 positions for temporary employment of senior citizens
19 in occupations in which there is a severe personnel
20 shortage or in special projects;



- 1 (19) Household employees at the official residence of the
2 president of the university of Hawaii;
- 3 (20) Employees in the department of education engaged in
4 the supervision of students during meal periods in the
5 distribution, collection, and counting of meal
6 tickets, and in the cleaning of classrooms after
7 school hours on a less than half-time basis;
- 8 (21) Employees hired under the tenant hire program of the
9 Hawaii public housing authority; provided that no more
10 than twenty-six per cent of the authority's workforce
11 in any housing project maintained or operated by the
12 authority shall be hired under the tenant hire
13 program;
- 14 (22) Positions of the federally funded expanded food and
15 nutrition program of the university of Hawaii that
16 require the hiring of nutrition program assistants who
17 live in the areas they serve;
- 18 (23) Positions filled by persons with severe disabilities
19 who are certified by the state vocational
20 rehabilitation office that they are able to perform
21 safely the duties of the positions;



- 1 (24) The sheriff;
- 2 (25) A gender and other fairness coordinator hired by the
- 3 judiciary;
- 4 (26) Positions in the Hawaii National Guard youth and adult
- 5 education programs;
- 6 (27) In the Hawaii state energy office in the department of
- 7 business, economic development, and tourism, all
- 8 energy program managers, energy program specialists,
- 9 energy program assistants, and energy analysts;
- 10 (28) Administrative appeals hearing officers in the
- 11 department of human services;
- 12 (29) In the Med-QUEST division of the department of human
- 13 services, the division administrator, finance officer,
- 14 health care services branch administrator, medical
- 15 director, and clinical standards administrator;
- 16 (30) In the director's office of the department of human
- 17 services, the enterprise officer, information security
- 18 and privacy compliance officer, security and privacy
- 19 compliance engineer, security and privacy compliance
- 20 analyst, information technology implementation
- 21 manager, assistant information technology



implementation manager, resource manager, community or project development director, policy director, special assistant to the director, and limited English proficiency project manager or coordinator;

(31) The Alzheimer's disease and related dementia services coordinator in the executive office on aging;

(32) In the Hawaii emergency management agency, the executive officer, public information officer, civil defense administrative officer, branch chiefs, and emergency operations center state warning point personnel; provided that for state warning point personnel, the director shall determine that recruitment through normal civil service recruitment procedures would result in delay or noncompliance;

(33) The executive director and seven full-time administrative positions of the school facilities authority;

(34) Positions in the Mauna Kea stewardship and oversight authority;



1 (35) In the office of homeland security of the department
2 of law enforcement, the statewide interoperable
3 communications coordinator;

4 (36) In the social services division of the department of
5 human services, the business technology analyst;

6 (37) The executive director and staff of the 911 board;

7 (38) The software developer supervisor and senior software
8 developers in the department of taxation;

9 (39) In the department of law enforcement, five Commission
10 on Accreditation for Law Enforcement Agencies, Inc.,
11 coordinator positions;

12 (40) The state fire marshal and deputy state fire marshal
13 in the office of the state fire marshal;

14 (41) The administrator for the law enforcement standards
15 board;

16 (42) In the office of the director of taxation, the data
17 privacy officer and tax business analysts; and

18 [+](43)[+]All positions filled by the Hawaii tourism authority
19 within the department of business, economic
20 development, and tourism.



1 The director shall determine the applicability of this
2 section to specific positions.

3 Nothing in this section shall be deemed to affect the civil
4 service status of any incumbent as it existed on July 1, 1955."

5 SECTION 3. Section 84-17, Hawaii Revised Statutes, is
6 amended by amending subsection (c) to read as follows:

7 "(c) The following persons shall file annually with the
8 state ethics commission a disclosure of financial interests:

9 (1) The governor, lieutenant governor, members of the
10 legislature, and delegates to the constitutional
11 convention; provided that delegates to the
12 constitutional convention shall only be required to
13 file initial disclosures;

14 (2) The directors and their deputies, the division chiefs,
15 the executive directors and the executive secretaries
16 and their deputies, the purchasing agents, and the
17 fiscal officers, regardless of the titles by which the
18 foregoing persons are designated, of every state
19 agency and department;



- 1 (3) The permanent employees of the legislature and its
2 service agencies, other than persons employed in
3 clerical, secretarial, or similar positions;
- 4 (4) The administrative director of the State, and the
5 assistants in the office of the governor and
6 lieutenant governor, other than persons employed in
7 clerical, secretarial, or similar positions;
- 8 (5) The hearings officers of every state agency and
9 department;
- 10 (6) The president, vice presidents, assistant vice
11 presidents, chancellors, and provosts of the
12 University of Hawaii and its community colleges;
- 13 (7) The superintendent, deputy superintendent, assistant
14 superintendents, [~~complex area superintendents,~~] state
15 librarian, and deputy state librarian of the
16 department of education;
- 17 (8) The administrative director and deputy director of the
18 courts;
- 19 (9) The members of every state board or commission whose
20 original terms of office are for periods exceeding one
21 year and whose functions are not solely advisory;



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(10) Candidates for state elective offices, including candidates for election to the constitutional convention; provided that candidates shall only be required to file initial disclosures;

(11) The administrator and assistant administrator of the office of Hawaiian affairs;

(12) The Hawaii unmanned aerial systems test site chief operating officer; and

(13) The members of the school facilities board appointed by the governor."

SECTION 4. Section 302A-101, Hawaii Revised Statutes, is amended by deleting the definition of "complex area superintendent".

~~["Complex area superintendent" means the chief administrative officer of a complex area and the complexes therein.]~~

SECTION 5. Section 302A-438, Hawaii Revised Statutes, is amended to read as follows:

"§302A-438 Facilities, service, when required. Where one or more exceptional children are found in any one complex area ~~[superintendent's district]~~, the superintendent of education



1 shall provide instruction, special facilities, and special
2 services according to the specifications of sections 302A-436 to
3 302A-443 in a manner most expedient and economical."

4 SECTION 6. Section 302A-499, Hawaii Revised Statutes, is
5 amended by amending the definition of "K-12 school purposes" to
6 read as follows:

7 ""K-12 school purposes" means purposes that are directed by
8 or that customarily take place at the direction of a K-12
9 school[7] or teacher[7, ~~or complex area superintendent~~] or that
10 aid in the administration of school activities, including
11 instruction in the classroom or at home, administrative
12 activities, and collaboration between students, school
13 personnel, parents or legal guardians, or are otherwise for the
14 use and benefit of the school."

15 SECTION 7. Section 302A-604, Hawaii Revised Statutes, is
16 amended to read as follows:

17 **"§302A-604 Complex area [~~superintendents~~] supervision.**

18 The [~~superintendent of education, with the approval of the~~
19 ~~board, shall appoint complex area superintendents for schools.~~
20 ~~The complex area superintendents shall~~] department shall utilize
21 its administrative framework and resources to supervise the



1 delivery of administrative and instructional support services
2 within [~~their respective~~] complex areas, including:

- 3 (1) Personnel, fiscal, and facilities support;
- 4 (2) Monitoring of compliance with applicable state and
5 federal laws;
- 6 (3) Curriculum development, student assessment, and staff
7 development services; and
- 8 (4) Special education programs and special schools within
9 the complex area."

10 SECTION 8. Section 302A-621, Hawaii Revised Statutes, is
11 amended to read as follows:

12 **"§302A-621 Salary; deputy superintendent, assistant**
13 **superintendents[~~, complex area superintendents~~].** The salaries
14 of the deputy superintendent[~~7~~] and assistant superintendents[~~7~~
15 ~~and complex area superintendents~~] shall be set by the board;
16 provided that the salaries of the deputy superintendent[~~7~~] and
17 assistant superintendents[~~7, and the complex area~~
18 ~~superintendents~~] shall not exceed the superintendent's salary."

19 SECTION 9. Section 302A-1004, Hawaii Revised Statutes, is
20 amended by amending subsection (a) to read as follows:



1 "(a) The department shall implement a comprehensive system
2 of educational accountability to motivate and support the
3 improved performance of students and the education system. Data
4 shall be reported as required by this section when the number of
5 students in a particular data subgroup is greater than ten and
6 shall be redacted when the number of students in a particular
7 data subgroup is ten or fewer; provided that the personally
8 identifiable information of each student shall be kept private.
9 This accountability system shall:

10 (1) Include student accountability; school or collective
11 accountability; individual professional accountability
12 for teachers, principals, and other employees; and
13 public accounting to parents, community members,
14 businesses, higher education, media, and political
15 leadership;

16 (2) Link authority and resources to responsibility;

17 (3) Define clear roles for all parties and lines of
18 responsibility and mutual obligation and develop a
19 collaborative process with stakeholders, including
20 representatives of appropriate bargaining units,
21 parents, administration, and students;



- 1 (4) Assess and track measures of academic achievement,
2 safety and well-being, and civic responsibility of
3 individual students at selected grade levels, and
4 annually report trend data from the past three years
5 on these measures;
- 6 (5) Invoke a full and balanced set of appropriate
7 consequences for observed performance, including
8 rewards and recognition for those schools that meet or
9 exceed their goals, assistance to those that fall
10 short, and sanctions for those that, given adequate
11 assistance and ample time, continue to fail to meet
12 goals;
- 13 (6) Involve an annual statewide assessment program that
14 provides a report card containing trend data from the
15 past three years on school, school complex, and system
16 performance at selected benchmark grade levels with
17 performance indicators in areas relating to student
18 achievement, safety and well-being, and civic
19 responsibility. These performance indicators shall
20 include but not be limited to:



- 1 (A) Student performance relative to statewide content
2 and performance standards;
- 3 (B) School attendance and dropout rates; and
- 4 (C) Student discipline, seclusion, and restraint
5 information, in total and by unduplicated counts,
6 disaggregated by subgroups consisting of race,
7 including by Asian subgroup; ethnicity; national
8 origin; gender; sex; English learner status; low-
9 income status; students whose achievement is
10 below grade level for the school year on literacy
11 benchmark assessments, math benchmark
12 assessments, or end-of-course assessments; and
13 disability status based upon an individualized
14 education program or upon section 504 of the
15 Rehabilitation Act of 1973 (29 U.S.C. 794),
16 including but not limited to the following:
- 17 (i) In-school suspensions;
- 18 (ii) Out-of-school suspensions of one day or
19 less; of two to five days; of six to nine
20 days; of ten to twenty days; and of twenty-
21 one or more days;



- 1 (iii) Expulsions;
- 2 (iv) Removals to an alternative education setting
- 3 by school personnel;
- 4 (v) School-related arrests;
- 5 (vi) Referrals to law enforcement authorities;
- 6 (vii) Withdrawals for other reasons;
- 7 (viii) Number of parent or guardian-initiated
- 8 withdrawals under section 302A-1132;
- 9 (ix) Number of school resource officers, either
- 10 full-time or part-time, and the number of
- 11 hours assigned to the school per week; and
- 12 (x) Other data that the board may approve;
- 13 (7) Require that teachers and administrators engage in the
- 14 continuous professional growth and development that
- 15 ensure their currency with respect to disciplinary
- 16 content, leadership skill, knowledge, or pedagogical
- 17 skill, as appropriate to their position. This
- 18 requirement may be established by the department in
- 19 terms of credit hours earned or their equivalent in
- 20 professional development activity certified by the
- 21 department as appropriate in focus and rigor;



(8) Establish an explicit link between professional evaluation results and individual accountability through professional development of the knowledge, skill, and professional behavior necessary to the position, by requiring that results of the professional evaluation be used by the department to prescribe professional development focus and content, as appropriate;

(9) Include an annual statewide fiscal accountability program, which includes a published report card that contains trend data on school, school complex, and systemwide plans and results, including:

(A) Amounts allocated;

(B) Amounts expended;

(C) Amounts carried over; and

(D) Any significant changes to the budget, with an explanation for the change; and

(10) Include an evaluation of the effectiveness of ~~[complex area superintendents and]~~ principals in supporting:

(A) Students' academic achievement, safety and well-being, and civic responsibility; and



(B) The satisfaction of stakeholders affected by the work of the [~~complex area superintendents and~~] principals, which may be measured by broad-based surveys; and

(C) Fiscal accountability."

SECTION 10. Section 302A-1005, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

"(a) Notwithstanding collective bargaining agreements, memorandums of agreement, or memorandums of understanding, the superintendent may reconstitute a public school, except a charter school, that has been in restructuring under the No Child Left Behind Act of 2001, Public Law 107-110, for four or more school years and has not made significant advancements toward improving academic performance as determined by a statistical analysis of academic data; provided that the following have been considered:

- (1) Student proficiency in reading and math in the period during which the school is in restructuring;
- (2) Interventions and other programs being used by the school to address student proficiency;



1 (3) The number of highly qualified or effective teachers
2 at the school;
3 (4) Professional development being conducted at the
4 school;
5 (5) Input from school faculty and staff, complex
6 specialists, and state office program specialists; and
7 (6) Input from the school community council;
8 provided further that the superintendent has made a
9 recommendation to the board to reconstitute the school[, ~~taking~~
10 ~~into consideration the recommendation of the complex area~~
11 ~~superintendent, if any~~]."

12 SECTION 11. Section 302A-1124, Hawaii Revised Statutes, is
13 amended as follows:

14 1. By amending subsection (a) to read:

15 "(a) The department, through the board and its
16 superintendent, shall establish a school community council
17 system under which each public school, excluding charter
18 schools, shall create and maintain a school community council.
19 Each school community council shall:

20 (1) Review and evaluate the school's academic plan and
21 financial plan, and either recommend revisions of the



1 plans to the principal, or recommend the plans for
2 approval by the [~~complex area superintendent;~~]
3 appropriate authority, as designated by the department
4 by rule;

5 (2) Ensure that the school's academic and financial plans
6 are consistent with the educational accountability
7 system under section 302A-1004;

8 (3) Participate in principal selection and evaluation, and
9 transmit any [~~such~~] evaluations to the [~~complex area~~
10 ~~superintendent;~~] superintendent of education; provided
11 that the school community council's evaluation shall
12 account for fifty per cent of the overall evaluation
13 in the selection of a principal; provided further that
14 the superintendent of education shall have final
15 authority to appoint a principal; and

16 (4) Provide collaborative opportunities for input and
17 consultation."

18 2. By amending subsection (c) to read:

19 "(c) [~~Complex area superintendents~~] The department, or an
20 appropriate authority designated by the department by rule, may
21 require revisions to a school's academic and financial plans if



1 the plans are in violation of law or conflict with statewide
2 educational policies and standards, or are otherwise in the best
3 interests of the school."

4 3. By amending subsections (g) and (h) to read:

5 "(g) The principal shall have the authority to set aside
6 any decision made by the school community council if the
7 principal determines it to be in the best interests of the
8 school; provided that the principal notifies the school
9 community council. If the school community council opposes a
10 decision of the principal, an appeal shall first be brought to
11 the [~~complex area superintendent~~] appropriate authority, as
12 designated by the department by rule, for resolution and, if
13 necessary, to the superintendent and, finally, to the board of
14 education.

15 (h) [~~Complex area superintendents~~] The department, or an
16 authority designated by the department by rule, shall assist the
17 school community councils and principals within their respective
18 complex areas in:

19 (1) Obtaining the support and services of the department;

20 and



(2) Ensuring the progress and success of the school's
academic and financial plan."

SECTION 12. Section 302A-1134, Hawaii Revised Statutes, is
amended by amending subsection (a) to read as follows:

"(a) If for any reason a child becomes a detriment to the
morals or discipline of any school, the child may be precluded
from attending school by the principal, with the approval of the
~~[complex area superintendent,]~~ appropriate authority, as
designated by the department by rule; provided that this section
shall not apply to children participating in the executive
office on early learning public prekindergarten program pursuant
to section 302L-7. The department shall seek the active
participation of other public and private agencies in providing
help to these children before and after they have left school.
An appeal may be taken on behalf of the child to the
superintendent of education within ten days from the date of
such action."

SECTION 13. Section 302A-1141.4, Hawaii Revised Statutes,
is amended by amending subsection (h) to read as follows:

"(h) No less than annually, there shall be a review of
data on students at each public school who were restrained,



1 which shall be conducted as directed by ~~[each complex area~~
2 ~~superintendent.]~~ the department by rule. The review shall
3 determine whether:

4 (1) There are strategies in place to address the students
5 with dangerous behaviors at issue;

6 (2) The strategies in place are effective in increasing
7 appropriate behaviors of students with dangerous
8 behaviors; and

9 (3) New strategies need to be developed or current
10 strategies need to be revised or changed to prevent
11 the reoccurrence of dangerous behaviors.

12 Patterns and trends in the data that are identified by the
13 review shall be reported to the department."

14 SECTION 14. Section 302A-1153, Hawaii Revised Statutes, is
15 amended by amending subsections (d) and (e) to read as follows:

16 "(d) At the conference, the principal of the school in
17 which the vandalism occurred shall present the findings of the
18 investigation and the requirements of restitution to the pupil
19 and parents or guardian.

20 If the pupil and the parents or guardian agree with the
21 findings of the principal and the manner in which restitution is



1 to be made, the principal and the pupil and parent or guardian
2 shall execute a written agreement which shall specify the manner
3 in which restitution is to be made.

4 Agreements shall be made only for damages that do not
5 exceed \$3,500.

6 If restitution is made in this fashion, then no information
7 about the investigation, conference, and the actions taken shall
8 be communicated to any person not directly involved in the
9 proceedings.

10 If the pupil and parent or guardian do not agree with the
11 findings made by the principal, the principal shall report the
12 findings, including all the records and documents regarding the
13 investigation and conference, to the [~~complex area~~
14 ~~superintendent,~~] appropriate authority, as designated by the
15 department by rule, who shall review the findings and may refer
16 the matter to the attorney general for any further action
17 pursuant to section 577-3.

18 (e) If the damages exceed \$3,500, the principal shall
19 report the matter the [~~complex area superintendent,~~] appropriate
20 authority, as designated by the department by rule, who shall



1 refer the matter to the attorney general for any further action
2 pursuant to section 577-3."

3 SECTION 15. Section 302L-7, Hawaii Revised Statutes, is
4 amended by amending subsection (1) to read as follows:

5 "(1) Each school participating in the program shall work
6 with the office to develop and annually update a written two- to
7 three-year plan to promote, within the school and community,
8 alignment of and transitions between high-quality learning
9 experiences, and submit to the office and the ~~[appropriate~~
10 ~~complex area superintendent]~~ department of education a report on
11 progress made toward the plan by the end of each school year."

12 SECTION 16. Section 311D-2, Hawaii Revised Statutes, is
13 amended to read as follows:

14 "[~~§~~311D-2~~§~~] **State council.** There is established within
15 the board of education for administrative purposes the state
16 council on educational opportunity for military children. The
17 board of education shall establish the state council, as
18 required by article VIII of the compact. The membership of the
19 state council shall include, at a minimum:

20 (1) The superintendent of education or the
21 superintendent's designee;



- (2) [~~The complex area superintendents~~] Representatives of the administrative districts that contain the Leilehua, Radford/Moanalua, and Kalaheo school complexes;
- (3) A [~~complex area superintendent~~] representative from the Leeward district;
- (4) The military liaison from the department of education;
- (5) A uniformed military representative from the United States Pacific Command;
- (6) One installation-level uniformed military representative from each branch of service of the Air Force, Army, Marine Corps, Navy, and Coast Guard;
- (7) The governor or the governor's designee;
- (8) The chairperson of the senate education committee or the chairperson's designee;
- (9) The chairperson of the house education committee or the chairperson's designee; and
- (10) Other offices and stakeholder groups the state council deems necessary.

Members of the state council may delegate voting authority to another person for a specified meeting or meetings. The state



1 council shall appoint or designate a military family education
2 liaison to assist military families and the state in
3 facilitating the implementation of this compact. The compact
4 commissioner and the military family education liaison
5 designated herein shall be ex-officio members of the state
6 council, unless either is already a full voting member of the
7 state council.

8 The council shall establish policies and procedures
9 governing its operations but subject to the open meeting
10 requirements of chapter 92."

11 SECTION 17. The department of education shall adopt rules
12 pursuant to chapter 91, Hawaii Revised Statutes, as necessary to
13 carry out the purposes of this Act, including rules to:

14 (1) Reassign or clarify duties previously administered by
15 complex area superintendents; and

16 (2) Establish leadership training requirements and
17 procedures for principals and other educators.

18 SECTION 18. Statutory material to be repealed is bracketed
19 and stricken. New statutory material is underscored.



S.B. NO. 3334

1 SECTION 19. This Act shall take effect upon its approval.

2

INTRODUCED BY: 



S.B. NO. 3334

Report Title:

DOE; Superintendent; Complex Area Superintendents; Repeal;
Principal Selection; School Community Council; Rules

Description:

Repeals the Complex Area Superintendent position. Clarifies that School Community Councils shall submit principal evaluations to the Superintendent of Education, who shall have final authority to appoint a principal. Requires the Department of Education to adopt rules.

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

