

ACT 65

H.B. NO. 196

A Bill for an Act Relating to the Department of Education.

SECTION 1. Section 297-31, Hawaii Revised Statutes, is amended to read:

**"Sec. 297-31 Definitions.** The terms used in this part have the following meanings unless the context otherwise indicates:

"Board" refers to the board of education.

"Department" refers to the department of education.

"Educational officers" refers to principals, vice-principals, and professional employees of the State and district offices of the department except those in the classified service.

"Incumbent educational officers" refers to educational officers presently in service or on authorized leaves from the department.

"Incumbent teachers" refers to teachers presently in service or on authorized leaves from the department.

"New schedule" refers to the integrated salary schedule set forth in this chapter.

SECTION 2. Part III of Chapter 297, Hawaii Revised Statutes, is amended by adding a new section to read:

**"Sec. 297-31.1 Classification, teachers.** (a) The designation of any teacher to any given class shall be determined by the department in accordance with its certification requirements.

(b) Teachers shall be classified as follows:

(1) A Class I teacher is any teacher who holds a certificate issued by the department and who does not qualify as a Class II, III, IV, V, or VI teacher as described below.

(2) A Class II teacher is any teacher who holds a certificate issued by the department based upon four acceptable years of college education and other requirements as may be established by the department.

(3) A Class III teacher is any teacher who holds a certificate issued by the department based upon five acceptable years of college education and other requirements as may be established by the department.

(4) A Class IV teacher is any teacher who holds a certificate issued by the department based upon five acceptable years of college education and fifteen additional credits approved by the department and other requirements as may be established by the department.

(5) A Class V teacher is any teacher who holds a certificate issued by the department based upon five acceptable years of college education and thirty additional credits approved by the department and other requirements as may be established by the department.

- (6) A Class VI teacher is any teacher who holds a certificate issued by the department based upon five acceptable years of college education and forty-five additional credits approved by the department and other requirements as may be established by the department.
- (7) A Class VII teacher is any teacher who holds a certificate issued by the department based upon a doctorate and who teaches subjects in or related to his major.

(c) Any teacher teaching technical school courses who is transferred to a community college under the jurisdiction of the board of regents of the University of Hawaii shall not suffer any loss of salary, seniority, prior service credit, vacation, sick leave, or other employee benefit or privilege."

SECTION 3. Part III of Chapter 297, Hawaii Revised Statutes, is amended by adding a new section to read:

**"Sec. 297-31.2 Classification, educational officers.** The board of education shall classify all educational officer positions of the department of education and adopt a classification/compensation plan for these educational officer positions; provided that such classification/compensation plan shall include a classification appeals procedure."

SECTION 4. Section 297-32, Hawaii Revised Statutes, is amended to read:

**"Sec. 297-32 Salary ranges, teachers.** Salary ranges for teachers of the department of education shall be subject to the requirements of sections 297-33 and 297-34 and shall be as follows:

**DEPARTMENT OF EDUCATION  
SALARY RANGES**

Class	POSITIONS	DOESR
	I	1
	II	3
	III	5
	IV	6
	V	7
	VI	8
	VII	9

SECTION 5. Part III of Chapter 297, Hawaii Revised Statutes, is amended by adding a new section to read:

**"Sec. 297-32.1 Salary ranges, educational officers.** Salary ranges for educational officer positions of the department of education shall be determined by the board of education based on the position classification/compensation plan approved by the board. Salary ranges for educational officer positions shall be subject to the requirements of sections 297-33.1 and 297-34."

SECTION 6. Sec. 297-37, Hawaii Revised Statutes, is amended to read:

**"Sec. 297-37 Educational officers; demotion, transfers.** Any educational officer demoted to a position in a lower salary range shall continue to be paid his

previous salary for the first year of his demotion, after which time he shall be compensated at the appropriate step in the salary range to which he has been demoted. Unless otherwise provided by the department of education, any educational officer who is in a school in which the school rating has declined to a number that would place him in a lower classification shall continue to be paid at his same salary range as long as he remains in the same position in the same school.

SECTION 7. All laws and parts of laws heretofore enacted which are in conflict with this Act are amended to conform herewith.

SECTION 8. Statutory material to be repealed is bracketed. New material is underscored. In printing this Act, the revisor of statutes need not include the brackets, the bracketed material, or the underscoring.\*

SECTION 9. This Act shall take effect on September 1, 1978.

(Approved May 10, 1978.)

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\*Edited accordingly.