

Honolulu, Hawaii

Feb 16, 2006

RE: H.B. No. 3098

H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Third State Legislature
Regular Session of 2006
State of Hawaii

Sir:

Your Committees on Education and Labor & Public Employment,
to which was referred H.B. No. 3098 entitled:

"A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS,"

beg leave to report as follows:

The purpose of this bill is to clarify statutes relating to
charter school employees by:

- (1) Designating the local school board of a charter school
as the employer for collective bargaining purposes;
- (2) Allowing the Executive Director of the Charter School
Administrative Office (CSAO) to negotiate collective
bargaining agreements; and
- (3) Allowing certain charter school employees to have the
same transfer, tenure, and promotion rights as other
Department of Education (DOE) civil service employees.

Numerous concerned individuals testified in support of this
bill. The Department of Human Resources Development and CSAO
supported the intent of this measure. The Office of Collective
Bargaining, Board of Education, Hawaii Government Employees
Association, and Hawaii State Teachers Association offered
comments.




Your Committees have amended this bill, by:

- (1) Removing provisions that designate the local school board of a charter school as the employer for collective bargaining purposes;
- (2) Removing provisions that allow the Executive Director of CSAO to negotiate collective bargaining agreements;
- (3) Allowing civil service employees at conversion charter schools to retain their civil service status when they take a voluntary demotion to another civil service position;
- (4) Further clarifying that civil service employees of conversion charter schools shall retain their civil service status in the DOE human resources civil service system;
- (5) Allowing certain charter school teachers to have the same transfer, tenure, and promotion rights as other DOE civil service employees, only if they take another teaching position; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Education and Labor & Public Employment that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 3098, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 3098, H.D. 1, and be referred to the Committee on Finance.

Respectfully submitted on
behalf of the members of the
Committees on Education and
Labor & Public Employment,



KIRK CALDWELL, Chair



ROY TAKUMI, Chair



