



GOV. MSG. NO. 829

EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

June 18, 2008

The Honorable Colleen Hanabusa, President
and Members of the Senate
Twenty-Fourth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on June 18, 2008, the following bill was signed into law:

SB2652 SD2 HD2 CD1

A BILL FOR AN ACT RELATING TO EDUCATION.
(ACT 187)

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Lingle".

LINDA LINGLE

Approved by the Governor

on JUN 18 2008

THE SENATE
TWENTY-FOURTH LEGISLATURE, 2008
STATE OF HAWAII

ACT 187
S.B. NO. 2652
S.D. 2
H.D. 2
C.D. 1

A BILL FOR AN ACT

RELATING TO EDUCATION.

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

1 SECTION 1. Chapter 89C, Hawaii Revised Statutes, provides
2 appropriate authorities, including the board of education,
3 sufficient flexibility to adjust the wages, hours, benefits, and
4 other terms and conditions of employment for employees who are
5 excluded from collective bargaining. Under the law, these
6 appropriate authorities cannot adjust the wages and other
7 benefits that are set by statute.

8 Within the department of education, substitute teachers are
9 part-time, casual, and intermittent employees who are excluded
10 from collective bargaining.

11 The purpose of this Act is to provide for periodic wage
12 adjustments for substitute teachers that are comparable to the
13 wage adjustments negotiated for teachers in bargaining unit (5)
14 and to enable the board of education to adjust the hours,
15 benefits, and other terms and conditions of employment for
16 substitute teachers.



1 SECTION 2. Section 302A-624, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§302A-624 Teachers' salary schedule.** (a) The salary
4 schedule for all teachers of the department [~~of education~~] shall
5 be negotiated pursuant to section 89-9.

6 (b) All teachers [~~must~~] shall meet the following
7 requirements:

- 8 (1) A teacher [~~must~~] shall earn at least five credits
9 within a three-year cycle [~~in order~~] to receive
10 increment or longevity step increases in the third
11 year of the three-year cycle;
- 12 (2) A teacher who fails to meet the requirement set forth
13 in paragraph (1) shall not be eligible for any
14 increment or longevity step increases until the
15 teacher earns the credit requirement for the three-
16 year cycle;
- 17 (3) Any credit earned in excess of any three-year credit
18 requirement may not be carried over beyond the three-
19 year cycle; and
- 20 (4) Credits earned [~~can~~] may be in the form of in-service,
21 university, or other credits approved by the
22 department.



1 (c) A teacher [~~is~~] shall be required to spend at least one
2 year in Class III before going on to Class IV, at least one year
3 in Class IV before going on to Class V, at least one year in
4 Class V before going on to Class VI, and at least one year in
5 Class VI before going on to Class VII.

6 (d) In case of promotion from a teaching position to an
7 educational officer, the employee shall receive compensation at
8 the lowest step of the higher grade that exceeds the employee's
9 existing compensation by at least eight per cent if such a step
10 exists.

11 (e) Effective July 1, 2006, the minimum hourly or minimum
12 per diem rate for substitute teachers shall be determined by the
13 legislature as follows; provided that any individual in class I,
14 II, or III who works less than a full seven-hour work day shall
15 be compensated on a pro-rated, hourly basis:

16 (1) Class I: other individuals who do not possess a
17 bachelor's degree shall be compensated at a rate of
18 not less than \$125 for a full work day;

19 (2) Class II: individuals with a bachelor's degree shall
20 be compensated at a rate of not less than \$136 for a
21 full work day; and



1 (3) Class III: department of education teachers, or
2 licensed or highly qualified teachers, shall be
3 compensated at a rate of not less than \$147 for a full
4 work day.

5 (f) Effective July 1, 2008, the board shall provide wage
6 adjustments for substitute teachers. The wage adjustments shall
7 be comparable to the across-the-board wage adjustments for
8 teachers that are negotiated for bargaining unit (5) subject to
9 legislative approval, pursuant to section 89C-5. The board may
10 also adjust hours, benefits, and other terms and conditions of
11 employment for substitute teachers."

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 July 1, 2008.

APPROVED this 18 day of JUN, 2008



GOVERNOR OF THE STATE OF HAWAII

