
A BILL FOR AN ACT

RELATING TO EDUCATION.

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

1 SECTION 1. The purpose of this Act is to clarify Act 125,
2 Session Laws of Hawaii 2008. The legislature intends that
3 teachers who were hired prior to July 1, 2008, as emergency
4 hires have four years as teachers to attain licensing.

5 SECTION 2. Section 302A-804, Hawaii Revised Statutes, is
6 amended to read as follows:

7 "**§302A-804 Powers and duties of the department.** The
8 department shall retain all of its rights and powers except for
9 the authority provided to the board under this subpart. The
10 department's powers and duties under this subpart shall be
11 limited to:

12 (1) Hiring, except in emergency situations as described in
13 this chapter, licensed teachers to teach in their
14 fields of licensing;

15 (2) Reporting data annually to the board about the supply
16 of, and demand for, teachers, including the
17 identification of shortage areas, out-of-field
18 teaching assignments, numbers of teachers teaching



1 out-of-field, numbers and types of courses and classes
2 taught by out-of-field teachers, and numbers and types
3 of students taught by out-of-field teachers;

4 (3) On an emergency and case-by-case basis, hiring
5 unlicensed individuals; provided that:

6 (A) A list of the names, work sites, teaching
7 assignments, and progress toward licensing of
8 these individuals shall be reported to the board
9 and any changes shall be updated on a monthly
10 basis by the department;

11 (B) There are no properly licensed teachers for the
12 specific assignments for which the individuals
13 are being hired;

14 (C) No individual may be employed by the department
15 on an emergency basis for more than three years.
16 During this time, the individual shall
17 demonstrate active pursuit of licensing in each
18 year of employment; and

19 (D) Notwithstanding subparagraph (3)(C), unlicensed
20 individuals who have been hired on an emergency
21 basis prior to July 1, 2008, shall attain
22 licensure [~~no later than four years from the date~~



1 ~~of their employment;~~ within four years. During
2 this time, the individual shall demonstrate
3 active pursuit of licensing in each year of
4 employment.

5 (4) Submitting an annual report to the board documenting:

6 (A) The number of emergency hires by subject matter
7 areas and by schools;

8 (B) The reasons and duration of employment for the
9 emergency hiring enumerated in subparagraph (A);

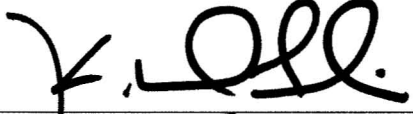

10 (C) Individual progress toward licensing; and

11 (D) The department's efforts to address the shortages
12 described in subparagraph (A); and

13 (5) Providing any other information requested by the board
14 that is pertinent to its powers and duties."

15 SECTION 3. Statutory material to be repealed is bracketed
16 and stricken. New statutory material is underscored.

17 SECTION 4. This Act shall take effect upon its approval.

18 INTRODUCED BY: 


JAN 28 2009



Report Title:

Teachers; Teacher Licensing; Emergency Hires; DOE; Education

Description:

Clarifies that teachers hired on an emergency hire basis are required to demonstrate active pursuit of a teacher's license in each year of their employment as teachers over a maximum of four years.

