
HOUSE CONCURRENT RESOLUTION

URGING THE BOARD OF EDUCATION TO HASTEN ITS EFFORTS TO ADOPT
ADMINISTRATIVE RULES TO ENABLE THE IMPLEMENTATION OF THE
LAW GOVERNING CHARTER SCHOOLS.

1 WHEREAS, in 2009, Senate Concurrent Resolution No. 84
2 requested the State Auditor to conduct an immediate financial
3 statement audit of Waters of Life Public Charter School for
4 fiscal years 2006-2007 and 2007-2008; and
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6 WHEREAS, the State Auditor conducted preliminary research
7 and engaged in discussion with the Charter School Administrative
8 Office and the independent auditor previously hired to conduct
9 the financial statement audit of Waters of Life Public Charter
10 School for fiscal year 2005-2006, and concluded that there is
11 little to be gained from the procurement of another contractor
12 to conduct financial statement audits of the school because the
13 school's records are largely missing and cannot be recreated;
14 and
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16 WHEREAS, in June 2009, the Charter School Review Panel
17 revoked Waters of Life Public Charter School's charter, citing
18 ongoing problems and deficiencies, a historical pattern of
19 financial instability and poor fiscal management, and chronic
20 issues with inadequate school facilities; and
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22 WHEREAS, on July 31, 2009, the Circuit Court of the Third
23 Circuit issued a permanent injunction preventing the Charter
24 School Review Panel from revoking the school's charter absent
25 the Board of Education's adoption of administrative rules
26 governing the revocation of the charter of a public charter
27 school, thereby preventing any further action by the Charter
28 School Review Panel to revoke the charter of a public charter
29 school; and
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H.C.R. NO. 222


1 WHEREAS, the State Auditor concluded that the Charter
 2 School Review Panel's revocation of the school's charter
 3 rendered the requested audits moot, and further concluded that
 4 the Circuit Court's issuance of a permanent injunction further
 5 negated the need for the audits requested by Senate Concurrent
 6 Resolution No. 84; now, therefore,

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 8 BE IT RESOLVED by the House of Representatives of the
 9 Twenty-fifth Legislature of the State of Hawaii, Regular Session
 10 of 2010, the Senate concurring, that the Board of Education is
 11 urged to accelerate its efforts to adopt administrative rules to
 12 enable the implementation of the charter school law, including
 13 the procedure relating to revoking the charter of a public
 14 charter school; and

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 16 BE IT FURTHER RESOLVED that after administrative rules are
 17 adopted, the Board of Education and the Charter School Review
 18 Panel are urged to take action to hold Waters of Life Public
 19 Charter School accountable for the school's expenditure of state
 20 funds and the quality of education offered by the school
 21 including the procedure relating to revoking the charter of a
 22 public charter school; and

23
 24 BE IT FURTHER RESOLVED that certified copies of this
 25 Concurrent Resolution be transmitted to the Governor, the
 26 Superintendent of Education, the Chairperson of the Board of
 27 Education, the Executive Director of the Charter School
 28 Administrative Office, the Chair of the Charter School Review
 29 Panel, and the Director of Waters of Life Public Charter School.

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OFFERED BY: 

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