

JAN 21 2010

---

---

# A BILL FOR AN ACT

A BILL PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION  
RELATING TO EDUCATION.

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

1           SECTION 1. The purpose of this Act is to propose an  
2 amendment to the Constitution of the State of Hawaii to transfer  
3 the authority to appoint the superintendent of education from  
4 the board of education to the governor.

5           SECTION 2. Article X of the Constitution of the State of  
6 Hawaii is amended by adding a new section to be appropriately  
7 designated and to read as follows:

8           "Section . The superintendent of education shall be  
9 nominated and, by and with the advice and consent of the senate,  
10 appointed by the governor, for a term to expire at the end of  
11 the term for which the governor was elected. The superintendent  
12 of education shall be the chief executive officer of the public  
13 school system."

14           SECTION 3. Article X, section 3, of the Constitution of  
15 the State of Hawaii is amended to read as follows:

16                           "POWER OF THE BOARD OF EDUCATION



1           Section 3. The board of education shall have the power, as  
 2 provided by law, to formulate statewide educational policy [and  
 3 ~~appoint the superintendent of education as the chief executive~~  
 4 ~~officer of the public school system]."~~

5           SECTION 4. The question to be printed on the ballot shall  
 6 be as follows:

7           "Shall the state constitution be amended to transfer the  
 8 power to appoint the superintendent of education from the  
 9 board of education to the governor?"

10          SECTION 5. Constitutional material to be repealed is  
 11 bracketed and stricken. New constitutional material is  
 12 underscored.

13          SECTION 6. This amendment shall take effect upon  
 14 compliance with article XVII, section 3, of the Constitution of  
 15 the State of Hawaii.

16

INTRODUCED BY:

*Will Espero*

*[Signature]*

*[Signature]*

*[Signature]*



**Report Title:**

Education

**Description:**

Amends the state constitution to remove from the board of education the power to appoint the superintendent of education. Authorizes the governor to appoint the superintendent of education.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

