

Honolulu, Hawaii

March 12, 2010

RE: S.B. No. 2570
S.D. 1
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Sir:

Your Committee on Education, to which was referred S.B. No. 2570, S.D. 1, entitled:

"A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, OF THE HAWAII CONSTITUTION, TO CHANGE THE BOARD OF EDUCATION FROM AN ELECTED BOARD TO AN APPOINTED BOARD,"

begs leave to report as follows:

The purpose of this bill is to improve the accountability of Hawaii's public education system by proposing a constitutional amendment to Article X, section 2, of the Hawaii Constitution, to require the voting members of the Board of Education (BOE) to be appointed by the Governor, with the advice and consent of the Senate, from pools of qualified candidates presented to the Governor by the BOE Candidate Nomination Commission, as provided by law.

The Hawaii Business Roundtable, Hawaii Association of Independent Schools, and several concerned individuals testified in support of this bill. Hawaii's Children First supported the intent of this measure. BOE and the Hawaii State Teachers Association opposed this bill. The Governor's Administration offered comments.

Your Committee has amended this bill by replacing its contents with the language of H.B. No. 2376, H.D. 3. As amended, this bill:

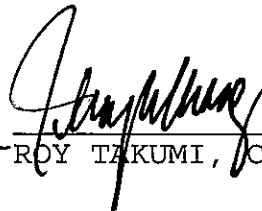
SB2570 HD1 HSCR EDN HMS 2010-2569



- (1) Amends the Hawaii Constitution to require that the members of BOE be nominated and, by and with the advice and consent of the Senate, appointed by the Governor, as provided by law;
- (2) Removes the constitutional provision for the nonvoting student member of BOE;
- (3) Requires the question to be printed on the ballot to read, "Shall the members of the board of education be nominated and, by and with the advice and consent of the senate, appointed by the governor, as provided by law?"; and
- (4) Takes effect on July 1, 2020, and upon compliance with Article XVII, section 3, of the Hawaii Constitution.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2570, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2570, S.D. 1, H.D. 1, and be referred to the Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committee on Education,


FOR ROY TAKUMI, Chair



