

Honolulu, Hawaii

April 1, 2010

RE: S.B. No. 2570
S.D. 1
H.D. 2

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

Sir:

Your Committee on Finance, to which was referred S.B. No. 2570, S.D. 1, H.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 members of the Board of Education (BOE) to be nominated and, by and with the advice and consent of the Senate, appointed by the Governor, as provided by law.

The Hawaii Association of Independent Schools, Hawaii Business Roundtable, Hawaii's Children First, Outrigger Hotels, and several concerned individuals testified in support of this bill. The Governor's Administration, BOE, Hawaii State Teachers Association, and a concerned individual opposed this measure.

Your Committee has amended this bill by:

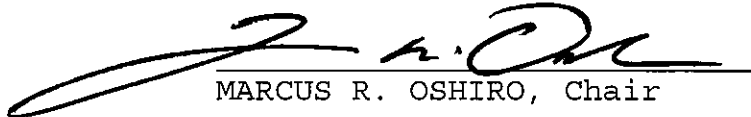
- (1) Including a constitutional provision for the transition from an elected to an appointed BOE as provided by law;



- (2) Accordingly, changing 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, with a period of transition as provided by law?"; and
- (3) Deleting the defective date of July 1, 2020, to require the bill to take effect 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2570, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2570, S.D. 1, H.D. 2.

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


MARCUS R. OSHIRO, Chair



State of Hawaii
House of Representatives
The Twenty-fifth Legislature

HSCR 1145-10

Record of Votes of the Committee on Finance

Bill/Resolution No.: SB 2570 SDI HDI	Committee Referral: EDN FIN	Date: 3/30/10		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
FIN Members	Ayes	Ayes (WR)	Nays	Excused
1. OSHIRO, Marcus R. (C)	✓			
2. LEE, Marilyn B. (VC)	✓			
3. AQUINO, Henry J.C.	✓			
4. AWANA, Karen Leinani	✓			
5. BROWER, Tom	✓			
6. CHOY, Isaac W.	✓			
7. COFFMAN, Denny	✓			
8. HAR, Sharon E.	✓			
9. KEITH-AGARAN, Gilbert S.C.	✓			
10. LEE, Chris	✓			
11. NISHIMOTO, Scott Y.	✓			
12. SAGUM, Roland D., III	✓			
13. TOKIOKA, James Kunane	✓			
14. WOOLEY, Jessica	✓			
15. YAMASHITA, Kyle T.	✓			
16. FINNEGAN, Lynn			✓	
17. WARD, Gene		✓		
TOTAL (17)	15	1	1	0
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <div style="text-align: center; font-size: small;">committee acronym(s)</div>				
Vice Chair's or designee's signature: <u>Marilyn B. Lee</u>				
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