

SB2282

**Date:** 02/03/2010

**Committee:** Senate Education and Housing

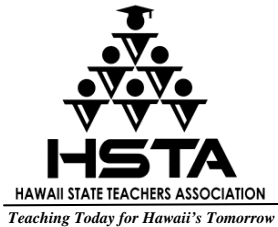
**Department:** Education

**Person Testifying:** Kathryn Matayoshi, Interim Superintendent of Education

**Title of Bill:** SB 2282 RELATING TO EDUCATION

**Purpose of Bill:** Establishes a two-year pilot project within a designated complex area, authorizing the complex area superintendent to reallocate resources within the schools in the complex area to achieve greater efficiency and cost-effectiveness. Requires interim and final reports to the legislature.

**Department's Position:** The Department of Education opposes this Bill in its current form as it interferes with employer's rights and with collective bargaining process. Section 2 (b) of the Bill provides, in pertinent part, that the reallocation of positions may be implemented only when operationally efficient, cost-effective, and educationally sound. Matters pertaining to wages, hours, and other terms and conditions of employment are subject to collective bargaining pursuant to Chapter 89 of Hawaii Revised Statutes. The decision as to whether positions are required and where they should be housed rests with the employer. Procedures concerning reduction in force, seniority, bumping, retention, and re-employment rights, among other items, are subject to negotiations.



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TESTIMONY BEFORE THE SENATE COMMITTEE ON  
EDUCATION & HOUSING

RE: SB 2282 – RELATING TO EDUCATION.

February 3, 2010

WIL OKABE, PRESIDENT  
HAWAII STATE TEACHERS ASSOCIATION

Chair Sakamoto and Members of the Committee:

The Hawaii State Teachers Association has questions about the intent of Senate Bill 2282. In 2004, the legislature over-rode the governor's veto which resulted in Act 51. Act 51 required that 70% of the Department of Education's budget be given to the schools based on a weighted student formula. The intent of Act 51 was to have decision making at the point of implementation.

This bill will take the decision making from the teachers and administrators and place it in the hands of the complex area superintendent. The trend towards site decision making is now being reversed. The bill gives the complex area superintendent the authority to utilize the school level budget without consulting the principals.

We are cognizant that there are cost savings in the economy of scale but decisions to expend funds should be done in collaboration with the administrators in the complex.

Thank you for the opportunity to testify.