

Honolulu, Hawaii

FEB 17 2011

RE: S.B. No. 1485

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sir:

Your Committee on Education, to which was referred S.B. No. 1485 entitled:

"A BILL FOR AN ACT RELATING TO RECONSTITUTING SCHOOLS,"

begs leave to report as follows:

The purpose and intent of this measure is to allow the Superintendent of Education to:

- (1) Reconstitute a public school after certain considerations have been made, except for a charter school that has been in restructuring for four or more school years and has not made significant advancements toward improving academic performance; and
- (2) Recommend to the Charter School Review Panel actions that should be taken to reconstitute a charter school that has been in restructuring for four or more school years and recommend that the charter school's charter be revoked.

Your Committee received testimony in support of this measure from the Department of Education, Kamehameha Schools, and the Hawaii Association of Independent Schools. Your Committee received testimony in opposition to this measure from the Office of Hawaiian Affairs; the Hawaii Government Employees Association, HGEA/AFSCME, Local 152, AFL-CIO; and the Hawaii State Teachers Association.



Your Committee finds that this measure is necessary to allow the Superintendent to reconstitute low performing schools and to meet various reform assurances made in Hawaii's Race to the Top grant application. This measure will also demonstrate the State's commitment to the transformative education reforms outlined in its Race to the Top grant application.

In addressing some of the concerns raised by certain testifiers, your Committee further finds that the implementation of this measure will require the adoption of administrative rules pursuant to chapter 91, Hawaii Revised Statutes, and compliance with collective bargaining agreements.

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. 1485 and recommends that it pass Second Reading and be referred to the Committee on Ways and Means.

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



JILL TOKUDA, Chair



The Senate
 Twenty-Sixth Legislature
 State of Hawai'i

Record of Votes
Committee on Education
EDU

Bill / Resolution No.:* SB1485	Committee Referral: EDU, WAM	Date: 2-11-11		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TOKUDA, Jill N. (C)	/			
KIDANI, Michelle N. (VC)	/			
CHUN OAKLAND, Suzanne	/			
NISHIHARA, Clarence K.	/			
TANIGUCHI, Brian T.	/			
SLOM, Sam	/			
TOTAL	6			
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Michelle N. Kidani</div>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes