

STAND. COM. REP. NO.

1002

Honolulu, Hawaii

March 19, 2013

RE: S.B. No. 49  
S.D. 2  
H.D. 1

Honorable Joseph M. Souki  
Speaker, House of Representatives  
Twenty-Seventh State Legislature  
Regular Session of 2013  
State of Hawaii

Sir:

Your Committee on Education, to which was referred S.B. No. 49, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO EDUCATION,"

begs leave to report as follows:

The purpose of this measure is to streamline provisions relating to public education by amending and repealing sections of Chapter 302A, Hawaii Revised Statutes, in which Hawaii's public education law is codified, to resolve conflicting and inconsistent statutory language and for the purposes of housekeeping and efficiency.

The Department of Education supported this bill. IMUA Alliance supported this measure with amendments.

Your Committee has amended this bill by:

- (1) Deleting the repeal of:
  - (A) Section 302A-601.5, Hawaii Revised Statutes, which requires the Department of Education to develop procedures to obtain any potential criminal history information for persons employed or seeking employment that places them in close proximity to children and authorizes the Department to refuse employment based upon specified criteria; and

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(B) Section 302A-602, Hawaii Revised Statutes, which, among other things:

- (i) Prohibits individuals from serving as a teacher in the Department without a license from the Hawaii Teacher Standards Board;
- (ii) Requires the Department to establish certificate types and qualifications for individuals not required to obtain a license; and
- (iii) Authorizes the Department to employ unlicensed individuals as emergency hires; and

making technical, nonsubstantive amendments to conform the measure with these deletions; and

- (2) Making additional technical, nonsubstantive amendments for consistency.

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. 49, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 49, S.D. 2, H.D. 1, and be referred to the Committee on Finance.

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



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ROY M. TAKUMI, Chair



