

STAND. COM. REP. NO. **2988**

Honolulu, Hawaii

MAR 01 2024

RE: S.B. No. 3089
S.D. 2

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Second State Legislature
Regular Session of 2024
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 3089, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO EDUCATION,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Require that licensed teachers have their license revoked by the Hawai'i Teacher Standards Board if the teacher is resigning or retiring during the pendency of any investigation into allegations of sexual assault, sexual harassment, or other physical abuse of a student;
- (2) Require a licensed teacher to surrender their license if the teacher retires or resigns from teaching before the completion of an investigation; and
- (3) Require the Hawai'i Teacher Standards Board to report the surrendered license to the National Association of State Directors of Teacher Education and Certification.

Your Committee received testimony in support of this measure from the Department of Education.



Your Committee received comments on this measure from the Department of the Attorney General and Hawai'i Teacher Standards Board.

Your Committee finds that the State's keiki deserve a high quality education in safe, protected learning environments. However, certain individuals who inflict harm or exploit their positions to take advantage of students jeopardize the safety of school communities. Further, certain individuals may resign or retire in lieu of termination, allowing them to continue abuse at another educational institution. Therefore, this measure implements an additional safeguard within the State's public schools to ensure the protection of children.

Your Committee has amended this measure by inserting an effective date of April 14, 2112, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3089, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 3089, S.D. 2.

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

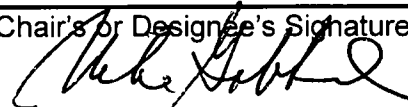


KARL RHOADS, Chair



The Senate
 Thirty-Second Legislature
 State of Hawai'i

Record of Votes
 Committee on Judiciary
 JDC

Bill / Resolution No.:* SB 3089 SD1	Committee Referral: EDU LBT, JDC	Date: 02 23 24		
<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 type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
RHOADS, Karl (C)	✓			
GABBARD, Mike (VC)	✓			
ELEFANTE, Brandon J.C.	✓			
SAN BUENAVENTURA, Joy A.				✓
AWA, Brenton	✓			
TOTAL	4	—	—	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes