
A BILL FOR AN ACT

RELATING TO PUBLIC CHARTER SCHOOLS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that public charter
2 schools and their authorizers play a vital role in Hawaii's
3 public education system.

4 The purpose of this Act is to authorize public charter
5 schools to appeal directly to the board of education on matters
6 that materially affect the school's operation, governance, or
7 funding.

8 SECTION 2. Section 302D-15, Hawaii Revised Statutes, is
9 amended to read as follows:

10 "**§302D-15 Appeals; charter applications, renewals, or**
11 **revocations.** (a) The board shall have the power to decide
12 appeals of decisions by an authorizer to deny the approval of a
13 charter application, deny renewal of a charter contract, or
14 revoke a charter school's charter contract. An appeal shall be
15 filed with the board within twenty-one calendar days of the
16 receipt of the notification of denial or revocation. Only a
17 party whose charter application has been denied, whose charter



1 contract renewal has been denied, or whose charter contract has
2 been revoked may initiate an appeal under this section for
3 cause. The board shall review an appeal and issue a final
4 decision within sixty calendar days of the filing of the appeal.

5 (b) Any public charter school shall be entitled to
6 initiate an administrative appeal directly to the board on
7 matters regarding adverse action taken by a charter school
8 authorizer or any decision within the jurisdiction of the board
9 that affects the school's operation, governance, or funding;
10 provided that a public charter school shall not be entitled to
11 appeal to the board on matters regarding negative performance
12 reviews, or non-renewal decisions except in cases where the
13 authorizer alleges procedural errors, statutory violations, or
14 lack of compliance with contractual obligations related to the
15 non-renewal or revocation decision.

16 ~~[(b)]~~ (c) The board shall serve as the final arbitrator of
17 appeals authorized by ~~[subsection]~~ subsections (a) and (b).

18 ~~[(e)]~~ (d) [A] Except as otherwise provided in subsection
19 (b), a party shall not be entitled to a hearing before the board
20 under this section until it has exhausted all available
21 administrative remedies.



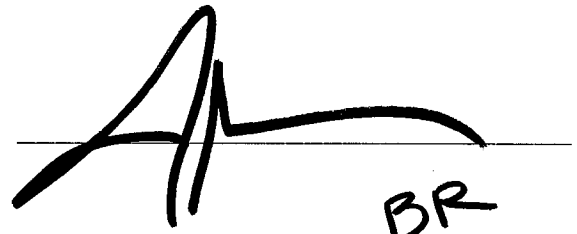
1 [~~(d)~~] (e) The board shall adopt rules pursuant to chapter
2 91 to implement this section."

3 SECTION 3. Statutory material to be repealed is bracketed
4 and stricken. New statutory material is underscored.

5 SECTION 4. This Act shall take effect upon its approval.

6

INTRODUCED BY:

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BR

JAN 21 2025



H.B. NO. 901

Report Title:

Charter Schools; BOE; Appeals

Description:

Authorizes public charters schools to appeal directly to the Board of Education on matters regarding the schools' operations, governance, or funding, with certain exceptions.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

