

ACT 109

H.B. NO. 3020-76

A Bill for an Act Relating to School Personnel.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 297-9, Hawaii Revised Statutes, is amended to read as follows:

“Sec. 297-9 Probationary period of employment. Effective September 1, 1965, all teachers, principals, and vice-principals entering the service of the department of education for the first time shall serve as probationary employees of the department for a minimum period of two consecutive years; provided that such consecutive employment may be interrupted by maternity leave, sick leave, or any other leave approved by the department not exceeding a period of three years, or by military leave not exceeding a period of five years, or by termination or nonrenewal of the probationary employment contract because of decrease in the number of pupils or for causes over which the department has no control, the period between employment not to exceed five years, without loss of credit for the period of probationary employment; and provided further that at or prior to the end of two years of probation, the department may extend the probationary period of a teacher, principal, or vice-principal for additional periods not to exceed a total of five years. Any full-time intern teaching period served in the

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State shall also be credited toward fulfillment of the probationary period. Any annual contract with any teacher, principal, or vice-principal during this probationary period of employment may or may not be renewed as the department shall determine. The department may, during the probationary period, discharge or demote a teacher, principal, or vice-principal. Teachers, principals and vice-principals who have been in continuous employment in the public schools of Hawaii for a period of two years prior to September 1, 1965, shall be deemed to have completed their probationary period. Teachers, principals, and vice-principals who have entered their probationary period prior to September 1, 1965, but who have completed such probationary period prior to August 31, 1965, shall be given credit for such prior service in computing their probationary period of employment.”

SECTION 2. Statutory material to be repealed is bracketed. New material is underscored. In printing this Act, the revisor of statutes need not include the brackets, the bracketed material, or the underscoring.*

SECTION 3. This Act shall take effect upon its approval, provided that the provisions added to Section 297-9 under this Act shall be retroactive to September 1, 1975.

(Approved May 14, 1976.)

*Edited accordingly.