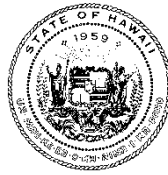


DAVID Y. IGE  
GOVERNOR



CATHERINE PAYNE  
CHAIRPERSON

STATE OF HAWAII  
BOARD OF EDUCATION  
P.O. BOX 2360  
HONOLULU, HAWAII 96804

February 7, 2019

TO: Board of Education

FROM: Catherine Payne  
Chairperson, Ad Hoc Committee on 2019 Legislative Session

AGENDA ITEM: Update on Ad Hoc Committee (a permitted interaction group pursuant to Hawaii Revised Statutes, Section 92-2.5(b)(2)) concerning 2019 Legislative Session: Hearings, Informational Briefings, and Testimony

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I will provide an oral report on the hearings members of the 2019 Legislative Session Ad Hoc Committee attended. This list is current as of February 1, 2019. Copies of the hearing notices are attached to this memorandum as **Exhibit A** together with any testimony submitted by the committee.

**Senate Committee on Education Informational Briefing**

Friday, January 25, 2019

Board Members Attended: Catherine Payne and Dwight Takeno

**House Committee on Lower and Higher Education Informational Briefing**

Monday, January 28, 2019

Board Member Attended: Catherine Payne

**Senate Committees on Housing and Education Hearing**

Tuesday, January 29, 2019

Board Member Attended: Bruce Voss

**Senate Committee on Education and Housing Hearing**

Tuesday, January 29, 2019

Board Member Attended: Bruce Voss

**House Committee on Lower and Higher Education**

Tuesday, January 29, 2019

Board Member Attended: Catherine Payne

**House Committees on Lower and Higher Education and Water, Land and Hawaiian Affairs Hearing**

Thursday, January 31, 2019

Board Member Attended: Catherine Payne

**House Committees on Water, Land and Hawaiian Affairs and Lower and Higher Education Hearing**

Thursday, January 31, 2019

Board Member Attended: Catherine Payne

**House Committee on Lower and Higher Education Hearing**

Thursday, January 31, 2019

Board Member Attended: Catherine Payne

**Senate Committee on Education Hearing**

Friday, February 1, 2019

Board Members Attended: Board Members Namau'u, Takeno, and Voss

**Senate Committees on Education and Public Safety, Intergovernmental, and Military Affairs Hearing**

Monday, February 4, 2019

Board Member Attended: Catherine Payne

**Senate Committee on Education Hearing**

Monday, February 4, 2019

Board Member Attended: Catherine Payne

**House Committee on Lower and Higher Education Hearing**

Tuesday, February 5, 2019

Board Member Attended: Catherine Payne

**Senate Committee on Education Hearing (decision-making)**

Wednesday, February 6, 2019

Board Member Attending: Board Member Bruce Voss

**Exhibit A**  
**Hearing and Informational Briefing Notices and Testimony**

HOUSE OF REPRESENTATIVES  
THE THIRTIETH LEGISLATURE  
REGULAR SESSION OF 2019

COMMITTEE ON FINANCE

Rep. Sylvia Luke, Chair  
Rep. Ty J.K. Cullen, Vice Chair

|                          |                         |
|--------------------------|-------------------------|
| Rep. Stacelynn K.M. Eli  | Rep. Nadine K. Nakamura |
| Rep. Cedric Asuega Gates | Rep. Scott Y. Nishimoto |
| Rep. Troy N. Hashimoto   | Rep. Chris Todd         |
| Rep. Daniel Holt         | Rep. Tina Wildberger    |
| Rep. Lisa Kitagawa       | Rep. Kyle T. Yamashita  |
| Rep. Bertrand Kobayashi  | Rep. Bob McDermott      |
| Rep. Scot Z. Matayoshi   |                         |

NOTICE OF HEARING

DATE: Wednesday, January 23, 2019  
TIME: 1:30 P.M.  
PLACE: Conference Room 308  
State Capitol  
415 South Beretania Street

A G E N D A # 1

HB 1  
Status

MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, THE OMBUDSMAN, AND THE ETHICS COMMISSION. FIN  
Appropriates funds to provide for the expenses of the Legislature, Auditor, Legislative Reference Bureau, Ombudsman, and Ethics Commission.

HB 2  
Status

RELATING TO THE STATE BUDGET. FIN  
Appropriates funds for the operating budget of the Executive Branch for fiscal years 2019-2020 and 2020-2021.

DECISION MAKING TO FOLLOW

Persons wishing to offer comments should submit testimony at least 24 hours prior to the hearing. Testimony should indicate:

- Testifier's name with position/title and organization;
- The Committee(s) to which the comments are directed;
- The date and time of the hearing; and
- Measure number.

While every effort will be made to incorporate all testimony received, materials received on the day of the hearing or improperly identified or directed, may be distributed to the Committee after the hearing.

Submit testimony in ONE of the following ways:

PAPER: 2 copies to Room 306 in the State Capitol;

FAX: For testimony less than 5 pages in length, transmit to 586-6201 (Oahu) or 1-800-535-3859 (for Neighbor Islander without a computer to submit testimony through e-mail or the Web); or

WEB: For testimony less than 20MB in size, transmit from <http://www.capitol.hawaii.gov/submittestimony.aspx>.

Testimony submitted will be placed on the legislative website. This public posting of testimony on the website should be considered when including personal information in your testimony.

THE SENATE  
THE THIRTIETH LEGISLATURE  
REGULAR SESSION OF 2019

COMMITTEE ON EDUCATION  
Senator Michelle N. Kidani, Chair  
Senator Donna Mercado Kim, Vice Chair

COMMITTEE ON HOUSING  
Senator Stanley Chang, Chair  
Senator Dru Mamo Kanuha, Vice Chair

NOTICE OF HEARING

DATE: Tuesday, January 29, 2019  
TIME: 1:20 P.M.  
PLACE: Conference Room 225  
State Capitol  
415 South Beretania Street

A G E N D A

**SB 12**

Status & Testimony

RELATING TO TEACHER HOUSING.

EDU/HOU, WAM

Authorizes the Hawaii housing finance and development corporation to develop and implement a housing voucher program for full-time teachers employed by the department of education or at a public charter school.

**SB 586**

Status & Testimony

RELATING TO SCHOOL IMPACT FEES.

EDU/HOU, WAM

Repeals the school impact fee exemptions for nonresidential development and housing subject to the transient accommodations tax when seeking development in a designated school impact district requiring county subdivision approval, county building permit, or condominium property regime approval of the project.

**Decision Making to follow, if time permits.**

Click [here](#) to submit testimony.

**Testimony may be submitted up to 24 hours prior to the start of the hearing.**

**FOR AMENDED NOTICES:** Measures that have been deleted are stricken through and measures that have been added are underscored. If a measure is both underscored and stricken through, that measure has been deleted from the agenda.

If you require auxiliary aids or services to participate in the public hearing process (i.e., interpretive services (oral or written), ASL interpreter, or wheelchair accessibility), please contact the committee clerk at least 24 hours prior to the hearing so that arrangements can be made.

FOR FURTHER INFORMATION, PLEASE CALL THE COMMITTEE CLERK AT (808) 586-6926.

---

Senator Stanley Chang

---

Senator Michelle N. Kidani

THE SENATE  
THE THIRTIETH LEGISLATURE  
REGULAR SESSION OF 2019

COMMITTEE ON EDUCATION  
Senator Michelle N. Kidani, Chair  
Senator Donna Mercado Kim, Vice Chair

NOTICE OF INFORMATIONAL BRIEFING

DATE: Friday, January 25, 2019  
TIME: 2:45pm  
PLACE: Conference Room 229  
State Capitol  
415 South Beretania Street

A G E N D A

The purpose of this information briefing is to receive a comprehensive update on statewide efforts to recruit and retain teachers and other efforts to improve educational outcomes for our students.

University of Hawaii – College of Education, Manoa

Department of Education

Leeward Community College – Teacher Education Program

Kamehameha Schools

**FOR AMENDED NOTICES:** Measures that have been deleted are stricken through and measures that have been added are underscored. If a measure is both underscored and stricken through, that measure has been deleted from the agenda.

No public testimony will be accepted.

If you require auxiliary aids or services to participate in the public hearing process (i.e., interpretive services (oral or written), ASL interpreter, or wheelchair accessibility), please contact the committee clerk at least 24 hours prior to the hearing so that arrangements can be made.

FOR FURTHER INFORMATION, PLEASE CALL THE COMMITTEE CLERK AT (808)586-7100.

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Senator Michelle N. Kidani  
Chair

HOUSE OF REPRESENTATIVES  
THE THIRTIETH LEGISLATURE  
REGULAR SESSION OF 2019

COMMITTEE ON LOWER & HIGHER EDUCATION

Rep. Justin H. Woodson, Chair  
Rep. Mark J. Hashem, Vice Chair  
Rep. Amy A. Perruso, Vice Chair

|                          |                           |
|--------------------------|---------------------------|
| Rep. Lynn DeCoite        | Rep. Sean Quinlan         |
| Rep. Aaron Ling Johanson | Rep. David A. Tarnas      |
| Rep. Dale T. Kobayashi   | Rep. James Kunane Tokioka |
| Rep. Takashi Ohno        | Rep. Val Okimoto          |

NOTICE OF INFORMATIONAL BRIEFING

DATE: Monday, January 28, 2019  
TIME: 2:00 p.m.  
PLACE: Conference Room 309  
State Capitol  
415 South Beretania Street

A G E N D A

The purpose of this informational briefing is to receive a comprehensive update on the following:

- Early Childhood State Plan
- Strategic Plan
- State Library priorities

The following department and agencies have been requested to attend:

Executive Office on Early Learning  
State Department of Education  
State Public Charter School Commission  
State Public Libraries

No public testimony will be accepted.

If you require special assistance or auxiliary aids and/or services to participate in the House public hearing process (i.e., sign or foreign language interpreter or wheelchair accessibility), please contact the Committee Clerk at 586-6210 or email your request for an interpreter to [HouseInterpreter@Capitol.hawaii.gov](mailto:HouseInterpreter@Capitol.hawaii.gov) at least 24 hours prior to the hearing for arrangements. Prompt requests submitted help to ensure the availability of qualified individuals and appropriate accommodations.

For further information, please call the Committee Clerk at 586-6210.

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Rep. Justin H. Woodson  
Chair

THE SENATE  
THE THIRTIETH LEGISLATURE  
REGULAR SESSION OF 2019

COMMITTEE ON HOUSING  
Senator Stanley Chang, Chair  
Senator Dru Mamo Kanuha, Vice Chair

COMMITTEE ON EDUCATION  
Senator Michelle N. Kidani, Chair  
Senator Donna Mercado Kim, Vice Chair

NOTICE OF HEARING

DATE: Tuesday, January 29, 2019  
TIME: 1:15 p.m.  
PLACE: Conference Room 225  
State Capitol  
415 South Beretania Street

A G E N D A

**SB 303**

Status & Testimony

RELATING TO GARDENS.

HOU/EDU, WAM

Authorizes the department of education and Hawaii community development authority to develop programs that provide incentives to establish gardens on school campuses and within housing projects and communities.

**SB 114**

Status & Testimony

RELATING TO TEACHER HOUSING.

HOU/EDU, WAM

Establishes the teacher home assistance program to be administered by the Hawaii Housing Finance and Development Corporation to provide housing vouchers to full-time teachers employed by the department of education, including teachers at public charter schools, who teach in a hard-to-fill school, as determined by the department of education, and whose household income does not exceed eighty per cent of the area median income. Appropriates funds.

**SB 387**

Status & Testimony

RELATING TO TEACHER RENTAL HOUSING.

HOU/EDU, WAM

Authorizes the Hawaii Housing Finance and Development Corporation to assist the Department of Education in developing teacher housing projects. Authorizes the Department of Education to lease land and contract with private entities for the development, revitalization, maintenance, and management of teacher housing. Permits the Department of Education to lease teacher housing to other eligible tenants if occupancy of teacher housing falls below 95%. Authorizes issuance of general obligation bonds for deposit into the dwelling unit revolving fund. Appropriates funds.

**SB 891**

Status & Testimony

RELATING TO HOUSING DEVELOPMENT.

HOU/EDU, WAM

Exempts affordable housing units, additions to existing dwelling units, accessory dwelling units, ohana dwelling units, and affordable housing projects developed by the Hawaii Public Housing Authority from school impact fee requirements.

-

**Decision Making to follow, if time permits.**

Click [here](#) to submit testimony.

**Testimony may be submitted up to 24 hours prior to the start of the hearing.**



**FOR AMENDED NOTICES:** Measures that have been deleted are stricken through and measures that have been added are underscored. If a measure is both underscored and stricken through, that measure has been deleted from the agenda.

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FOR FURTHER INFORMATION, PLEASE CALL THE COMMITTEE CLERK AT (808) 586-6802.

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Senator Michelle N. Kidani  
Chair

---

Senator Stanley Chang  
Chair

THE SENATE  
THE THIRTIETH LEGISLATURE  
REGULAR SESSION OF 2019

COMMITTEE ON EDUCATION  
Senator Michelle N. Kidani, Chair  
Senator Donna Mercado Kim, Vice Chair

COMMITTEE ON HOUSING  
Senator Stanley Chang, Chair  
Senator Dru Mamo Kanuha, Vice Chair

NOTICE OF HEARING

DATE: Tuesday, January 29, 2019  
TIME: 1:20 P.M.  
PLACE: Conference Room 225  
State Capitol  
415 South Beretania Street

A G E N D A

**SB 12**

Status & Testimony

RELATING TO TEACHER HOUSING.

Authorizes the Hawaii housing finance and development corporation to develop and implement a housing voucher program for full-time teachers employed by the department of education or at a public charter school.

EDU/HOU, WAM

**SB 586**

Status & Testimony

RELATING TO SCHOOL IMPACT FEES.

Repeals the school impact fee exemptions for nonresidential development and housing subject to the transient accommodations tax when seeking development in a designated school impact district requiring county subdivision approval, county building permit, or condominium property regime approval of the project.

EDU/HOU, WAM

**Decision Making to follow, if time permits.**

Click [here](#) to submit testimony.

**Testimony may be submitted up to 24 hours prior to the start of the hearing.**

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FOR FURTHER INFORMATION, PLEASE CALL THE COMMITTEE CLERK AT (808) 586-6926.

---

Senator Stanley Chang

---

Senator Michelle N. Kidani

HOUSE OF REPRESENTATIVES  
THE THIRTIETH LEGISLATURE  
REGULAR SESSION OF 2019

COMMITTEE ON LOWER & HIGHER EDUCATION

Rep. Justin H. Woodson, Chair  
Rep. Mark J. Hashem, Vice Chair  
Rep. Amy A. Perruso, Vice Chair

|                          |                           |
|--------------------------|---------------------------|
| Rep. Lynn DeCoite        | Rep. Sean Quinlan         |
| Rep. Aaron Ling Johanson | Rep. David A. Tarnas      |
| Rep. Dale T. Kobayashi   | Rep. James Kunane Tokioka |
| Rep. Takashi Ohno        | Rep. Val Okimoto          |

NOTICE OF HEARING

DATE: Tuesday, January 29, 2019  
TIME: 2:00 p.m.  
PLACE: Conference Room 309  
State Capitol  
415 South Beretania Street

A G E N D A

[HB 249](#)  
[Status](#)

RELATING TO SCHOOL PSYCHOLOGISTS.  
Establishes licensure requirements for school psychologists to be administered by the Hawaii teacher standards board. Specifies that school psychologists who are employed by an educational institution and practice only within a school setting shall be exempt from licensure under chapter 465.

LHE, IAC, CPC

[HB 506](#)  
[Status](#)

RELATING TO ALTERNATIVE SCHOOLS FOR JUVENILES.  
Appropriates funds to the Department of Education for an alternative school to provide ongoing education to juveniles involved in the justice system or at risk of involvement in the justice system.

LHE, JUD, FIN

[HB 382](#)  
[Status](#)

RELATING TO THE DEPARTMENT OF EDUCATION.  
Requires the Auditor to conduct a management and program audit of the Department of Education's policies relating to bullying and cyberbullying, especially as they apply to students who are members of certain minority groups.

LHE, LMG, JUD,  
FIN

[HB 317](#)  
[Status](#)

RELATING TO EDUCATION.  
Establishes a pilot program for a low- or no-cost daycare for children of working parents. Appropriates funds.

LHE, LAB, FIN

[HB 411](#)  
[Status](#)

RELATING TO THE BOARD OF EDUCATION.  
Requires the board of education to hold no less than six community meetings each year; provided that at least one meeting shall be held in each county. Requires the board of education to allow public testimony on items not on a public meeting agenda if certain requirements are met. Repeals the public testimony requirement on June 30, 2024. Requires the board of education to report to the legislature.

LHE, JUD, FIN

[HB 615](#)  
[Status](#)

## RELATING TO THE BOARD OF EDUCATION.

LHE, JUD, FIN

Amends the Board of Education membership by inviting the exclusive representative for bargaining unit (5) (teachers and other personnel of the Department of Education) to appoint a nonvoting public school teacher representative to the Board.

[HB 620](#)  
[Status](#)

PROPOSING AN AMENDMENT TO THE HAWAII  
CONSTITUTION TO REQUIRE THE ELECTION OF MEMBERS  
OF THE BOARD OF EDUCATION.

LHE, JUD, FIN

Proposes a constitutional amendment to change the Board of Education back to an elected board.

[HB 621](#)  
[Status](#)

## RELATING TO EDUCATION.

LHE, JUD, FIN

Implements an elected board of education.

### DECISION MAKING TO FOLLOW

Persons wishing to offer comments should submit testimony at least 24 hours prior to the hearing. Testimony should indicate:

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- The Committee(s) to which the comments are directed;
- The date and time of the hearing; and
- Measure number.

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FAX: For testimony less than 5 pages in length, transmit to 808-586-6702 (Oahu) or 1-800-535-3859 (for Neighbor Islander without a computer to submit testimony through e-mail or the Web); or

WEB: For testimony less than 20MB in size, transmit from <http://www.capitol.hawaii.gov/submittestimony.aspx>.

Testimony submitted will be placed on the legislative website. This public posting of testimony on the website should be considered when including personal information in your testimony.

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---

Rep. Justin H. Woodson  
Chair

HOUSE OF REPRESENTATIVES  
THE THIRTIETH LEGISLATURE  
REGULAR SESSION OF 2019

COMMITTEE ON JUDICIARY

Rep. Chris Lee, Chair  
Rep. Joy A. San Buenaventura, Vice Chair

|                          |                      |
|--------------------------|----------------------|
| Rep. Tom Brower          | Rep. Calvin K.Y. Say |
| Rep. Richard P. Creagan  | Rep. Gregg Takayama  |
| Rep. Nicole E. Lowen     | Rep. Ryan I. Yamane  |
| Rep. Angus L.K. McKelvey | Rep. Cynthia Thielen |
| Rep. Dee Morikawa        |                      |

NOTICE OF HEARING

DATE: Thursday, January 31, 2019  
TIME: 2:00pm  
PLACE: Conference Room 325  
State Capitol  
415 South Beretania Street

A G E N D A

|   |  |          |
|---|--|----------|
| <a href="#">HB 31</a><br><a href="#">Status</a>   | RELATING TO ELECTION NOMINATION PAPERS.<br>Repeals the date of birth and social security number requirements for election nomination papers and the withdrawal of a nominating voter's signature.  | JUD      |
| <a href="#">HB 167</a><br><a href="#">Status</a>  | RELATING TO NOMINATION PAPERS.<br>Removes the requirement to include a registered voter's social security number in a notice to withdraw the voter's signature from a petition.<br>Removes the requirement to include a space for the social security number of each registered voter signing a candidate nomination form.   | JUD      |
| <a href="#">HB 1217</a><br><a href="#">Status</a> | RELATING TO VOTER REGISTRATION.<br>Makes completion of a voter registration application affidavit a mandatory part of all driver's license and identification card applications. Automatically registers each applicant for voting. Requires sharing of information among the counties, Department of Transportation, and election personnel.  | JUD      |
| <a href="#">HB 1544</a><br><a href="#">Status</a> | RELATING TO VOTER REGISTRATION.<br>Beginning on 1/1/2020, requires that any person who is eligible to vote and submits a state tax return or application for public assistance shall be automatically registered to vote if that person is not already registered to vote; provided that, upon receipt of notification from the respective county clerk, the applicant shall have 21 calendar days to opt out of automatic voter registration. Appropriates funds.   | JUD, FIN |
| <a href="#">HB 1485</a><br><a href="#">Status</a> | RELATING TO VOTER REGISTRATION.<br>Beginning on 1/1/2020, provides that any public high school student who is at least sixteen years old but not yet eighteen years old, is otherwise eligible to vote, and submits a voter affidavit shall be automatically preregistered to vote if that person is not already preregistered to vote; provided that upon receipt of notification from the respective county clerk the applicant shall have until their eighteenth birthday to opt out of automatic voter registration. Appropriates funds. | JUD      |

[HB 1248](#)  
[Status](#)

RELATING TO ELECTIONS.

JUD, FIN

Enacts voting by mail uniformly across all counties for all elections commencing in 2022. Establishes a limited number of voter service centers that would remain open from the tenth business day preceding an election through the day of the election to receive personal delivery of mail-in ballots, accommodate voters with special needs, offer same day registration and voting, and provide other election services. Allows for additional places of deposit for personal delivery of mail-in ballots. Appropriates funds for the implementation and administration of the election by mail program. Requires the office of elections to submit a report to the legislature prior to the convening of each regular session from 2020 through 2025, regarding the implementation of a vote by mail system.

[HB 368](#)  
[Status](#)

RELATING TO VOTING.

JUD, FIN

Requires the office of the lieutenant governor to establish a system to track the mailing and receipt of ballots returned by mail. Requires the county clerks to notify the office of the lieutenant governor immediately upon mailing and receipt of absentee ballots by mail. Appropriates funds to the counties.

[HB 210](#)  
[Status](#)

RELATING TO ELECTIONS.

JUD, FIN

Provides ranked choice method of voting for all partisan primary elections, special elections, and nonpartisan general elections held in this State on or after 1/1/2020.

[HB 428](#)  
[Status](#)

RELATING TO ELECTIONS.

JUD, FIN

Requires an automatic recount of election votes when the difference between the two candidates with the highest number of votes is less than 0.5 (one half of one) per cent of the apparently prevailing candidate's vote total.

[HB 709](#)  
[Status](#)

PROPOSING AN AMENDMENT TO ARTICLE II OF THE  
CONSTITUTION OF THE STATE OF HAWAII.

JUD, FIN

Proposes an amendment to the Hawaii State Constitution to allow a recount of votes cast in an election be conducted in a manner to be provided by law.

[HB 1514](#)  
[Status](#)

RELATING TO CAMPAIGN FINANCE.

JUD, FIN

Replaces the option for a taxpayer to indicate on an income tax form a contribution to the Hawaii election campaign fund with an option for a taxpayer to apply any amount to the fund. Amends provisions relating to the ability of publicly-funded candidates to receive and expend campaign funds.

[HB 163](#)  
[Status](#)

RELATING TO REPORTS OF CANDIDATE COMMITTEES.

JUD

Adds a campaign spending report filing deadline of 10/1 during a general election year for candidates and candidate committees.

[HB 165](#)  
[Status](#)

RELATING TO CAMPAIGN REPORTS.

JUD

Requires candidates who do not intend to receive or spend more than \$1,000 in an election period to notify the Campaign Spending Commission of this intention by 6/30 of an election year, and noncandidate committees that do not intend to receive or spend more than \$1,000 in an election period to notify the Commission of this intention by the 5th day before the due date of the preliminary primary report.

[HB 1380](#)  
[Status](#)

## RELATING TO CAMPAIGN FINANCE.

JUD, FIN

Creates a comprehensive public funding program for candidates for county elections beginning in 2022. Appropriates funds to the Campaign Spending Commission.

[HB 1490](#)  
[Status](#)

## RELATING TO CAMPAIGN FINANCE.

JUD, FIN

Amends the definition of person under Hawaii's campaign finance laws to include sole proprietors and the officers or board members of the entities listed. Amends the prohibition of contributions by state and county contractors to include any person who enters into a contract to provide goods or utilities.

[HB 367](#)  
[Status](#)

## RELATED TO ELECTIONS.

JUD

Excludes from the definition of "advertisement" communications on clothing and other attire associated with a candidate's candidate committee. Removes clothing, other attire, yard signs, and sundry items and advertisements made by a candidate or candidate's candidate committee from electioneering communication reporting requirements.

[HB 361](#)  
[Status](#)

## RELATING TO EMOLUMENTS.

JUD

Prohibits any Governor or county mayor, while holding those offices, to maintain any other employment or receive any emolument, beginning on the sixty-first calendar day after their election or appointment to office.

DECISION MAKING TO FOLLOW

Persons wishing to offer comments should submit testimony at least 24 hours prior to the hearing. Testimony should indicate:

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- The date and time of the hearing; and
- Measure number.

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PAPER: 15 copies (including an original) to Room 442 in the State Capitol;

FAX: For testimony less than 5 pages in length, transmit to 808-586-6531 (Oahu) or 1-800-535-3859 (for Neighbor Islander without a computer to submit testimony through e-mail or the Web); or

WEB: For testimony less than 20MB in size, transmit from <http://www.capitol.hawaii.gov/submittestimony.aspx>.

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Rep. Chris Lee  
Chair

HOUSE OF REPRESENTATIVES  
THE THIRTIETH LEGISLATURE  
REGULAR SESSION OF 2019

COMMITTEE ON LOWER & HIGHER EDUCATION

Rep. Justin H. Woodson, Chair  
Rep. Mark J. Hashem, Vice Chair  
Rep. Amy A. Perruso, Vice Chair

|                          |                           |
|--------------------------|---------------------------|
| Rep. Lynn DeCoite        | Rep. Sean Quinlan         |
| Rep. Aaron Ling Johanson | Rep. David A. Tarnas      |
| Rep. Dale T. Kobayashi   | Rep. James Kunane Tokioka |
| Rep. Takashi Ohno        | Rep. Val Okimoto          |

COMMITTEE ON WATER, LAND, & HAWAIIAN AFFAIRS

Rep. Ryan I. Yamane, Chair  
Rep. Chris Todd, Vice Chair

|                      |                      |
|----------------------|----------------------|
| Rep. Sharon E. Har   | Rep. Tina Wildberger |
| Rep. Nicole E. Lowen | Rep. Cynthia Thielen |
| Rep. David A. Tarnas |                      |

NOTICE OF HEARING

DATE: Thursday, January 31, 2019  
TIME: 2:00 p.m.  
PLACE: Conference Room 309  
State Capitol  
415 South Beretania Street

A G E N D A

HB 917  
Status

RELATING TO PUBLIC SCHOOL LANDS.  
Requires the City and County of Honolulu to transfer to the Department of Education fee simple title to the property on which the Department's Student Transportation Service Office - Young Street is located.  
Appropriates funds.

LHE/WLH, FIN

DECISION MAKING TO FOLLOW

Persons wishing to offer comments should submit testimony at least 24 hours prior to the hearing. Testimony should indicate:

- Testifier's name with position/title and organization;
- The Committee(s) to which the comments are directed;
- The date and time of the hearing; and
- Measure number.

While every effort will be made to incorporate all testimony received, materials received on the day of the hearing or improperly identified or directed, may be distributed to the Committee after the hearing.

Submit testimony in ONE of the following ways:

PAPER: 15 copies (including an original) to Room 303 in the State Capitol;

FAX: For testimony less than 5 pages in length, transmit to 808-586-6702 (Oahu) or 1-800-535-3859 (for Neighbor Islander without a computer to submit testimony through the website); or

WEB: For testimony less than 20MB in size, transmit from <http://www.capitol.hawaii.gov/submittestimony.aspx>.

Testimony submitted will be placed on the legislative website. This public posting of testimony on the website should be considered when including personal information in your testimony.



HOUSE OF REPRESENTATIVES  
THE THIRTIETH LEGISLATURE  
REGULAR SESSION OF 2019

COMMITTEE ON WATER, LAND, & HAWAIIAN AFFAIRS

Rep. Ryan I. Yamane, Chair

Rep. Chris Todd, Vice Chair

|                      |                      |
|----------------------|----------------------|
| Rep. Sharon E. Har   | Rep. Tina Wildberger |
| Rep. Nicole E. Lowen | Rep. Cynthia Thielen |
| Rep. David A. Tarnas |                      |

COMMITTEE ON LOWER & HIGHER EDUCATION

Rep. Justin H. Woodson, Chair

Rep. Mark J. Hashem, Vice Chair

Rep. Amy A. Perruso, Vice Chair

|                          |                           |
|--------------------------|---------------------------|
| Rep. Lynn DeCoite        | Rep. Sean Quinlan         |
| Rep. Aaron Ling Johanson | Rep. David A. Tarnas      |
| Rep. Dale T. Kobayashi   | Rep. James Kunane Tokioka |
| Rep. Takashi Ohno        | Rep. Val Okimoto          |

NOTICE OF HEARING

DATE: Thursday, January 31, 2019

TIME: 2:05 p.m.

PLACE: Conference Room 309  
State Capitol  
415 South Beretania Street

A G E N D A

HB 918  
Status

RELATING TO PUBLIC SCHOOL LANDS.

WLH/LHE, JUD, FIN

Extends the lease term for public-school lands from 55 to 99 years.

DECISION MAKING TO FOLLOW

Persons wishing to offer comments should submit testimony at least 24 hours prior to the hearing. Testimony should indicate:

- Testifier's name with position/title and organization;
- The Committee(s) to which the comments are directed;
- The date and time of the hearing; and
- Measure number.

While every effort will be made to incorporate all testimony received, materials received on the day of the hearing or improperly identified or directed, may be distributed to the Committee after the hearing.

Submit testimony in ONE of the following ways:

PAPER: 15 copies (including an original) to Room 322 in the State Capitol;

FAX: For testimony less than 5 pages in length, transmit to 808-586-8484 (Oahu) or 1-800-535-3859 (for Neighbor Islander without a computer to submit testimony through the website); or

WEB: For testimony less than 20MB in size, transmit from <http://www.capitol.hawaii.gov/submittestimony.aspx>.

Testimony submitted will be placed on the legislative website. This public posting of testimony on the website should be considered when including personal information in your testimony.

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HOUSE OF REPRESENTATIVES  
THE THIRTIETH LEGISLATURE  
REGULAR SESSION OF 2019

COMMITTEE ON LOWER & HIGHER EDUCATION

Rep. Justin H. Woodson, Chair  
Rep. Mark J. Hashem, Vice Chair  
Rep. Amy A. Perruso, Vice Chair

|                          |                           |
|--------------------------|---------------------------|
| Rep. Lynn DeCoite        | Rep. Sean Quinlan         |
| Rep. Aaron Ling Johanson | Rep. David A. Tarnas      |
| Rep. Dale T. Kobayashi   | Rep. James Kunane Tokioka |
| Rep. Takashi Ohno        | Rep. Val Okimoto          |

NOTICE OF HEARING

DATE: Thursday, January 31, 2019  
TIME: 2:15 p.m.  
PLACE: Conference Room 309  
State Capitol  
415 South Beretania Street

A G E N D A

|   |  |          |
|---|--|----------|
| <a href="#">HB 745</a><br><a href="#">Status</a>  | RELATING TO SCHOOL SPONSORSHIP NAMING RIGHTS.<br>Authorizes schools to accept donations in exchange for naming rights of school buildings, facilities, equipment, and fixtures.  | LHE, FIN |
| <a href="#">HB 652</a><br><a href="#">Status</a>  | RELATING TO TEACHERS.<br>Establishes a state income tax credit for certain expenses paid or incurred by school teachers, special education teachers, school librarians, and counselors for supplementary materials used in the classroom, as well as expenses incurred while accompanying students on educational trips.   | LHE, FIN |
| <a href="#">HB 726</a><br><a href="#">Status</a>  | RELATING TO A TEACHER TAX CREDIT.<br>Authorizes a state income tax credit up to \$500 for certain expenses paid or incurred by school teachers, special education teachers, school librarians, and counselors for supplementary materials used in the classroom.   | LHE, FIN |
| <a href="#">HB 891</a><br><a href="#">Status</a>  | RELATING TO TAXATION.<br>Establishes a state income tax credit for certain expenses paid or incurred by school teachers, special education teachers, school librarians, counselors, and registrars.  | LHE, FIN |
| <a href="#">HB 622</a><br><a href="#">Status</a>  | RELATING TO PUBLIC CHARTER SCHOOLS.<br>Requires authorizers to withhold public charter school funding for any school under federal investigation. Requires authorizers to establish a purchase order system to pay charter school expenses. Requires charter schools to be subject to an annual financial audit. Requires authorizers to select the independent auditors that are to perform the audits on public charter schools. | LHE, FIN |
| <a href="#">HB 1347</a><br><a href="#">Status</a> | RELATING TO CHARTER SCHOOLS.<br>Requires that annual charter school audits be performed by an auditor selected by the authorizer. Requires charter schools to provide access to all or any part of its records to its authorizer, the legislature, and other state agencies with jurisdiction over charter school funds, without payment of a fee.   | LHE, FIN |

[HB 246](#)  
[Status](#)

## RELATING TO CHARTER SCHOOLS.

LHE, FIN

Provides funding for rental or lease of facilities under legislative appropriations and bond authorizations to the State Public Charter School Commission for the design, planning, construction, repair, and maintenance of public charter school improvements. Appropriates general funds for infrastructure costs, rental or lease assistance, and the repair and maintenance of network infrastructure for charter schools.

[HB 996](#)  
[Status](#)

## MAKING AN APPROPRIATION TO THE STATE PUBLIC CHARTER SCHOOL COMMISSION TO MAINTAIN AND CONTINUE THE CURRENT FEDERALLY FUNDED CHARTER SCHOOL PREKINDERGARTEN CLASSROOMS.

LHE, FIN

Appropriates moneys for school year 2019-2020 to the State Public Charter School Commission to maintain and continue the current federally funded eighteen existing charter school prekindergarten classrooms that were provided for by the federal Preschool Development Grant of 2015.

[HB 921](#)  
[Status](#)

## RELATING TO EDUCATION.

LHE, FIN

Housekeeping amendments relating to the transfer of early childhood education from the Department of Education to the Executive Office on Early Learning.

[HB 1346](#)  
[Status](#)

## RELATING TO EARLY CHILDHOOD EDUCATION.

LHE, JUD, FIN

Prohibits the suspension or expulsion of children participating in the Executive Office on Early Learning's Public Prekindergarten Program, except under limited circumstances.

[HB 244](#)  
[Status](#)

## RELATING TO EARLY LEARNING.

LHE, FIN

Appropriates funds to the Executive Office on Early Learning for equipment and furniture.

[HB 248](#)  
[Status](#)

## RELATING TO EARLY LEARNING.

LHE, FIN

Appropriates funds to support the Executive Office on Early Learning Public Prekindergarten Program by appropriating funds to the Executive Office on Early Learning for additional personnel costs.

DECISION MAKING TO FOLLOW

Persons wishing to offer comments should submit testimony at least 24 hours prior to the hearing. Testimony should indicate:

- Testifier's name with position/title and organization;
- The Committee(s) to which the comments are directed;
- The date and time of the hearing; and
- Measure number.

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THE SENATE  
THE THIRTIETH LEGISLATURE  
REGULAR SESSION OF 2019

COMMITTEE ON EDUCATION  
Senator Michelle N. Kidani, Chair  
Senator Donna Mercado Kim, Vice Chair

AMENDED NOTICE OF HEARING

DATE: Friday, February 1, 2019  
TIME: 2:45pm  
PLACE: Conference Room 229  
State Capitol  
415 South Beretania Street

A M E N D E D A G E N D A

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|---|--|----------|
| <b><u>SB 90</u></b><br><u>Status &amp; Testimony</u>  | RELATING TO THE DEPARTMENT OF EDUCATION.<br>Appropriates funds for operating expenses of the department of education.  | EDU, WAM |
| <b><u>SB 84</u></b><br><u>Status &amp; Testimony</u>  | MAKING AN APPROPRIATION TO THE DEPARTMENT OF EDUCATION.<br>Appropriates funds for a board of education analyst II.   | EDU, WAM |
| <b><u>SB 338</u></b><br><u>Status &amp; Testimony</u> | RELATING TO CAPITAL IMPROVEMENT PROJECTS.<br>Appropriates funds for capital improvement projects for Mililani Middle School.   | EDU, WAM |
| <b><u>SB 339</u></b><br><u>Status &amp; Testimony</u> | RELATING TO IMPROVEMENTS AT WAIPAHU HIGH SCHOOL.<br>Appropriates funds for capital improvement projects for Waipahu high school.   | EDU, WAM |
| <b><u>SB 376</u></b><br><u>Status &amp; Testimony</u> | RELATING TO EDUCATION.<br>Allows students to enroll in career and technical education programs in schools outside the Department of Education service area in which the student resides.                                     | EDU, WAM |
| <b><u>SB 592</u></b><br><u>Status &amp; Testimony</u> | RELATING TO THE SALARY OF THE STATE LIBRARIAN.<br>Limits the state librarian's salary to ninety per cent of the superintendent of education's salary.  | EDU, WAM |
| <b><u>SB 78</u></b><br><u>Status &amp; Testimony</u>  | RELATING TO EDUCATION.<br>Requires the department of education to contract with a firm that specializes in school finance to study the adequacy of education in Hawaii. Appropriates moneys for the study.                   | EDU, WAM |
| <b><u>SB 340</u></b><br><u>Status &amp; Testimony</u> | RELATING TO THE BOARD OF EDUCATION.<br>Amends the board of education's membership by inviting the exclusive representative for bargaining unit (5) to appoint a nonvoting public school teacher representative to the board. | EDU, JDC |
| <b><u>SB 283</u></b><br><u>Status &amp; Testimony</u> | RELATING TO THE DEPARTMENT OF EDUCATION.<br>Appropriates funds for the Department of Education. Appropriates funds. Effective 7/1/2050.  | EDU, WAM |

**SB 1128**[Status & Testimony](#)

RELATING TO IMPROVEMENTS AT LEILEHUA HIGH SCHOOL.  
Appropriates funds for a capital improvement project for Leilehua  
high school.

EDU, WAM  
**[Measure added on  
1-29-19]**

**Decision Making to follow, if time permits.**

Click [here](#) to submit testimony.

**Testimony may be submitted up to 24 hours prior to the start of the hearing.**

**Those wishing to provide oral testimony will be limited to two minutes.**

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FOR FURTHER INFORMATION, PLEASE CALL THE COMMITTEE CLERK AT (808)586-7100.

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Senator Michelle N. Kidani  
Chair

THE SENATE  
THE THIRTIETH LEGISLATURE  
REGULAR SESSION OF 2019

COMMITTEE ON EDUCATION  
Senator Michelle N. Kidani, Chair  
Senator Donna Mercado Kim, Vice Chair

COMMITTEE ON PUBLIC SAFETY, INTERGOVERNMENTAL, AND MILITARY AFFAIRS

Senator Clarence K. Nishihara, Chair  
Senator Glenn Wakai, Vice Chair

NOTICE OF HEARING

DATE: Monday, February 4, 2019  
TIME: 2:45pm  
PLACE: Conference Room 229  
State Capitol  
415 South Beretania Street

A G E N D A

**SB 171**

Status & Testimony.

RELATING TO EDUCATION.

Creates a county education task force to establish a process for the transfer of jurisdiction over all public schools, including all state public education functions and funding, from the state to the county in which the public school is located, provided that the county has a population greater than five hundred thousand.

EDU/PSM, WAM

**SB 587**

Status & Testimony.

RELATING TO THE BOARD OF EDUCATION.

Requires that the Board of Education hold at least two community meetings each year in each county to receive public input on public education and public library issues. Removes restriction on community meetings to allow the meetings to be held for the purpose of formulating educational policy.

EDU/PSM, WAM

**Decision Making to follow, if time permits.**

Click [here](#) to submit testimony.

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---

Senator Clarence K. Nishihara  
Chair

---

Senator Michelle N. Kidani  
Chair

THE SENATE  
THE THIRTIETH LEGISLATURE  
REGULAR SESSION OF 2019

COMMITTEE ON EDUCATION  
Senator Michelle N. Kidani, Chair  
Senator Donna Mercado Kim, Vice Chair

NOTICE OF HEARING

DATE: Monday, February 4, 2019  
TIME: 2:55pm  
PLACE: Conference Room 229  
State Capitol  
415 South Beretania Street

A G E N D A

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|--|--|----------|
| <b><u>SB 967</u></b><br><u>Status &amp; Testimony</u>  | RELATING TO THE STATE PUBLIC CHARTER SCHOOL COMMISSION.<br>Authorizes the state public charter school commission to establish and fund charter school prekindergarten classrooms. Makes an appropriation.  | EDU, WAM |
| <b><u>SB 978</u></b><br><u>Status &amp; Testimony</u>  | RELATING TO STATE LIBRARY SYSTEM.<br>Specifies that unclaimed funds of \$10 or less in the unclaimed property trust fund, upon the expiration of a ten-year time limitation, shall escheat to the State and transferred to the libraries special fund. Specifies that unclaimed funds of more than \$10 but less than \$250 in the unclaimed property trust fund, upon expiration of the ten-year time limitation, shall escheat to the State and be transferred to the general fund.    | EDU, WAM |
| <b><u>SB 980</u></b><br><u>Status &amp; Testimony</u>  | RELATING TO EDUCATION.<br>Defines, for the purpose of compulsory education, a private school to be an education institution that teaches kindergarten through grade twelve and that is licensed or accredited by the Hawaii Association of Independent Schools or the Western Association of Schools and Colleges.   | EDU, JDC |
| <b><u>SB 982</u></b><br><u>Status &amp; Testimony</u>  | RELATING TO KINDERGARTEN.<br>Changes the kindergarten start age from five years of age by July 31 to five years of age by December 31.   | EDU, WAM |
| <b><u>SB 983</u></b><br><u>Status &amp; Testimony</u>  | RELATING TO EDUCATION.<br>Renames the teacher national board certification incentive program the national certification incentive program. Expands program eligibility to include school psychologists. Clarifies requirements and incentives of the program. Clarifies that teacher incentives, bonuses, and compensation beyond regular wages are excluded from the per-pupil request and included as separate line item in the budget for public charter schools. Appropriates funds. | EDU, WAM |
| <b><u>SB 1158</u></b><br><u>Status &amp; Testimony</u> | RELATING TO SCHOOL SUPPLIES.<br>Establishes a general excise tax holiday for consumers and businesses for school supplies sold during the weekend prior to the start of the school year on condition that businesses pass the savings on to consumers.   | EDU, WAM |



|  |   |          |
|--|---|----------|
| <a href="#"><u>SB 341</u></a><br><a href="#"><u>Status &amp; Testimony</u></a> | RELATED TO THE PRACTICE OF BEHAVIOR ANALYSIS.<br>Makes exemptions from the behavior analyst licensing requirements permanent for certain teachers working in collaboration with, and direct support workers working under the supervision of, a licensed behavior analyst or licensed psychologist.                                       | EDU, CPH |
| <a href="#"><u>SB 818</u></a><br><a href="#"><u>Status &amp; Testimony</u></a> | RELATING TO SCHOOL PSYCHOLOGISTS.<br>Establishes licensure requirements for school psychologists to be administered by the Hawaii teacher standards board. Specifies that school psychologists who are employed by an educational institution and practice only within a school setting shall be exempt from licensure under chapter 465. | EDU, CPH |
| <a href="#"><u>SB 391</u></a><br><a href="#"><u>Status &amp; Testimony</u></a> | RELATING TO BEHAVIOR ANALYSIS.<br>Appropriates funds to the Department of Education for behavior analysis services performed by licensed behavior analysts for public school students.  | EDU, WAM |
| <a href="#"><u>SB 392</u></a><br><a href="#"><u>Status &amp; Testimony</u></a> | RELATING TO SPECIAL EDUCATION.<br>Appropriates funds to the Department of Education to provide up to \$1,690 to each special education classroom teacher for instructional materials and equipment.   | EDU, WAM |
| <a href="#"><u>SB 371</u></a><br><a href="#"><u>Status &amp; Testimony</u></a> | RELATING TO SCHOOLS.<br>Establishes a Workforce Readiness Program within the Department of Education to allow students to graduate from an extended high school enrollment with a high school diploma and an industry-recognized associate's degree. Appropriates moneys to develop and implement the program.                            | EDU, WAM |
| <a href="#"><u>SB 373</u></a><br><a href="#"><u>Status &amp; Testimony</u></a> | RELATING TO EDUCATION.<br>Requires the Department of Education to develop and implement a K-12 curriculum-to-career-pipeline initiative to ensure that the State's public school students are adequately trained and prepared to enter the State's workforce upon graduation from high school. Appropriates funds.                        | EDU, WAM |
| <a href="#"><u>SB 388</u></a><br><a href="#"><u>Status &amp; Testimony</u></a> | RELATING TO EDUCATION.<br>Authorizes parents and guardians of vulnerable students and students exhibiting behavioral issues to request a clinical or psychoeducational evaluation. Requires the Department of Education after expelling a student, to provide an assessment to receive special education services.                        | EDU, WAM |

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**Decision Making to follow, if time permits.**Click [here](#) to submit testimony.**Testimony may be submitted up to 24 hours prior to the start of the hearing.****Those wishing to provide oral testimony will be limited to two minutes.**

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HOUSE OF REPRESENTATIVES  
THE THIRTIETH LEGISLATURE  
REGULAR SESSION OF 2019

COMMITTEE ON LOWER & HIGHER EDUCATION

Rep. Justin H. Woodson, Chair  
Rep. Mark J. Hashem, Vice Chair  
Rep. Amy A. Perruso, Vice Chair

|                          |                           |
|--------------------------|---------------------------|
| Rep. Lynn DeCoite        | Rep. Sean Quinlan         |
| Rep. Aaron Ling Johanson | Rep. David A. Tarnas      |
| Rep. Dale T. Kobayashi   | Rep. James Kunane Tokioka |
| Rep. Takashi Ohno        | Rep. Val Okimoto          |

NOTICE OF HEARING

DATE: Tuesday, February 5, 2019  
TIME: 2:00 p.m.  
PLACE: Conference Room 309  
State Capitol  
415 South Beretania Street

A G E N D A

[HB 1523](#)  
[Status](#)

RELATING TO THE DEPARTMENT OF EDUCATION BUDGET. LHE, FIN  
Appropriates funds for the fiscal biennium 2019-2021 operating budget of the Department of Education and certain programs of the Department of Accounting and General Services under the purview of the House of Representatives Standing Committee on Lower and Higher Education.

DECISION MAKING TO FOLLOW

Persons wishing to offer comments should submit testimony at least 24 hours prior to the hearing. Testimony should indicate:

- Testifier's name with position/title and organization;
- The Committee(s) to which the comments are directed;
- The date and time of the hearing; and
- Measure number.

While every effort will be made to incorporate all testimony received, materials received on the day of the hearing or improperly identified or directed, may be distributed to the Committee after the hearing.

Submit testimony in ONE of the following ways:

PAPER: 15 copies (including an original) to Room 424 in the State Capitol;

FAX: For testimony less than 5 pages in length, transmit to 808-586-6511 (Oahu) or 1-800-535-3859 (for Neighbor Islander without a computer to submit testimony through e-mail or the Web); or

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THE SENATE  
THE THIRTIETH LEGISLATURE  
REGULAR SESSION OF 2019

[COMMITTEE ON EDUCATION](#)  
Senator Michelle N. Kidani, Chair  
Senator Donna Mercado Kim, Vice-Chair

**MEASURES DEFERRED TO WEDNESDAY, FEBRUARY 6, 2019**

DATE: Wednesday, February 6, 2019  
TIME: 2:56 PM  
PLACE: Conference Room 229  
State Capitol  
415 South Beretania Street

**DECISION MAKING ON THE FOLLOWING MEASURE(S):**

[SB587](#)

[Status and Testimony](#)

RELATING TO THE BOARD OF EDUCATION.

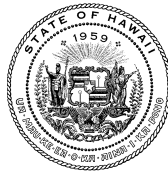
EDU/PSM, WAM

Requires that the Board of Education hold at least two community meetings each year in each county to receive public input on public education and public library issues. Removes restriction on community meetings to allow the meetings to be held for the purpose of formulating educational policy.

No testimony will be accepted.

FOR AMENDED NOTICES: Measures that have been deleted are stricken through and measures that have been added are underscored. If a measure is both underscored and stricken through, that measure has been deleted from the agenda.

FOR FURTHER INFORMATION, PLEASE CONTACT THE COMMITTEE CLERK AT 808-586-7100.



**STATE OF HAWAII  
BOARD OF EDUCATION**  
P.O. BOX 2360  
HONOLULU, HAWAII 96804

**House Committee on Lower and Higher Education**

Tuesday, January 29, 2019  
2:00 p.m.  
Hawaii State Capitol, Room 309

**House Bill 411, Relating to the Board of Education**

Dear Chair Woodson, Vice Chair Perruso, and Members of the Committee:

The Board of Education ("Board") supports the intent of HB 411 but has comments. HB 411 would require the Board to hold no less than six community meetings each year, with at least one in each county, and allow public testimony on items not on a public meeting agenda.

One of the Board's strategic priorities for the 2018-2019 school year relates to communication and engagement. The Board supports measures that 1) support informed decision-making and priority setting through thoughtful and intentional engagement with stakeholders, and 2) improve transparency and access to information to encourage an informed and engaged community of citizens.

The Board believes community meetings improve the public's access to the Board and provide the Board with more information from the community to help in its decision-making and priority setting. This belief is reflected in its bylaws,<sup>1</sup> which already require it to hold no less than six community meetings annually, including at least one in each county, which is what this measure seeks to legislate.

As to the open forum at the end of Board meetings, whether this would result in "thoughtful and intentional engagement with stakeholders," per the Board's strategic priorities, is unclear. Sunshine Law would prevent Board members from discussing any concerns or issues members of the public bring up during the open forum until such concerns or issues appear on a properly noticed Board agenda. Open forums alone do not appear to significantly increase access to or engagement with the Board because members of the public would only be allowed to provide their concerns or comments to the Board; the Board would not be able to engage or respond to testifiers. Currently, members of the public are invited to provide any comments or concerns in writing at any time. This allows for direct communication with Board Members, which would essentially have the same effect as delivering those same concerns or comments in person at

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<sup>1</sup> Available at: [http://boe.hawaii.gov/Documents/BOE%20Bylaws%20\(07-18-2017\).pdf](http://boe.hawaii.gov/Documents/BOE%20Bylaws%20(07-18-2017).pdf)

an open forum, but without requiring members of the public to attend a public meeting or track the Board's meeting notices. Lastly, the Committee should note that the Board, in practice, already allows testimony at its meetings from the members of the public on topics that are not on the meeting agenda. Members of the public are not prevented from testifying on matters not on the meeting agenda and, in compliance with Sunshine Law, the Board only accepts such testimony and does not discuss it.

Thank you for this opportunity to testify on behalf of the Board.

Very truly yours,

Catherine Payne  
Chairperson, Board of Education  
Chairperson, 2019 Legislative Ad Hoc Committee



**STATE OF HAWAII  
BOARD OF EDUCATION**  
P.O. BOX 2360  
HONOLULU, HAWAII 96804

**House Committee on Lower and Higher Education**

Tuesday, January 29, 2019  
2:00 p.m.  
Hawaii State Capitol, Room 309

**House Bill 620, Proposing an Amendment to the Hawaii Constitution to Require the  
Election of Members of the Board of Education  
and  
House Bill 621, Relating to Education**

Dear Chair Woodson, Vice Chair Perruso, and Members of the Committee:

The Board of Education ("Board") would like to provide comments on HB 620, which would propose a constitutional amendment to change the Board to an elected board, and HB 621, which would implement an elected Board should the constitutional amendment pass.

The Board takes no position on this measure, as it relates to the Board's governance structure, and the Board believes it is most appropriate for the Legislature, Governor, and people to decide such matters.

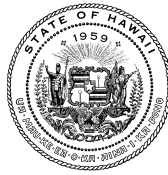
The current Board consists of volunteer members of the community who are dedicated to public education and appointed by the Governor. It is important to note a provision in HB 621 (page 10, lines 15-16) would provide compensation to elected Board members, which is an understated additional proposed change in governance. The current Board opts to be entirely voluntary, as its members believe as many resources as possible should go toward supporting schools.

The Board, like the Legislature and all policymaking bodies, has to make some hard decisions. Each member of the Board believes public education is one of the most important services the State provides, and we want what is best for our students. We leave the important task of determining the best way to govern our public education system to you and the people.

Thank you for this opportunity to testify on behalf of the Board.

Very truly yours,

Catherine Payne  
Chairperson, Board of Education  
Chairperson, 2019 Legislative Ad Hoc Committee



**STATE OF HAWAII  
BOARD OF EDUCATION**  
P.O. BOX 2360  
HONOLULU, HAWAII 96804

**Senate Committee on Education**

Friday, February 1, 2019  
2:45 p.m.  
Hawaii State Capitol, Room 229

**Senate Bill 84, Making an Appropriation to the Department of Education**

Dear Chair Kidani, Vice Chair Kim, and Members of the Committee:

The Board of Education ("Board") would like to testify in support of SB 84, which would appropriate funds to the Department of Education for a Board Analyst II.

Prior to the appointed Board, the Board's support office employed approximately nine to 13 individuals on full and part-time bases. Currently, the Board's support office consists of three permanent positions and one temporary position. Over the past few years, the duties of the Board's support office have increased along with the Board's initiatives, including evening meetings, processes to improve transparency and accessibility, a more comprehensive evaluation of the Superintendent, and initiatives to implement a system for multiple charter school authorizers.

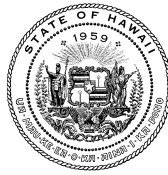
The Board anticipates this trend of increasing duties to continue into the near future as the Board continues to look for ways to improve in fulfilling its responsibilities. The Board would like to hold neighbor island meetings, which will increase the duties of staff. The Board is also in the process of implementing charter school law and developing a system for multiple charter school authorizers, which includes an annual application process for charter school authorizers and the evaluation and oversight of multiple charter school authorizers. This new system creates an additional set of duties and responsibilities that Board support staff will have to fulfill in addition to the existing workload.

The Board's work requiring data and/or evaluation expertise has experienced a considerable uptick, and the Board has shown interest in expanding this kind of work, including improving the evaluation of the State Librarian and data analysis related to policymaking to assist the Board with more data-driven decision making. A Board Analyst II with a particular focus on evaluative work and data analysis will provide the Board's support office with the capacity and expertise to adequately support the Board in its current and planned endeavors, which would in turn benefit the public through better decision-making and increased access and transparency, a strategic priority of the Board.

Thank you for this opportunity to testify on behalf of the Board.

Very truly yours,

Catherine Payne  
Chairperson, Board of Education  
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**Senate Committee on Education**

Friday, February 1, 2019  
2:45 p.m.  
Hawaii State Capitol, Room 229

**Senate Bill 592, Relating to the Salary of the State Librarian**

Dear Chair Kidani, Vice Chair Kim, and Members of the Committee:

The Board of Education ("Board") would like to testify in support of SB 592, which would limit the State Librarian's salary to ninety percent of the Superintendent's salary.

The State Librarian oversees Hawaii's State Public Library System, which is responsible nurturing the lifelong learning needs of all of the citizens of Hawaii. This includes oversight of 51 physical branches statewide as well as growing online and digital resources. Public libraries are the heart of many of our communities and serve as an essential partner with education in this state.

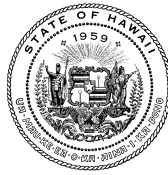
This bill will provide the Board with the flexibility and discretion it needs to attract and retain high-quality candidates while simultaneously setting a degree of accountability by tying the salary of the State Librarian to another statutory position and ensuring that it never exceeds the salary of the Superintendent.

Thank you for this opportunity to testify on behalf of the Board.

Very truly yours,

Catherine Payne  
Chairperson, Board of Education  
Chairperson, 2019 Legislative Ad Hoc Committee





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**Senate Committee on Education  
Senate Committee on Public Safety, Intergovernmental, and Military Affairs**

Monday, February 4, 2019  
2:45 p.m.  
Hawaii State Capitol, Room 229

**Senate Bill 171, Relating to Education**

Dear Chairs Kidani and Nishihara, Vice Chairs Kim and Wakai, and Members of the Committees:

The Board of Education ("Board") would like to testify in opposition to SB 171, which would create a county education task force to establish a process for the transfer of jurisdiction over all Oahu public schools, including all state public education functions and funding, from the State to the City and County of Honolulu.

The Board does not support proposed legislation that would prevent or hinder the Board or the Department of Education from addressing their Strategic Priorities for School Year 2018-2019 ("Strategic Priorities"). This measure fits the criterion, as it would result in a task force with a mission to break the statewide public school system—including the public school students, public education professionals, and public education resources—into two. It is unclear how this serves the interest of all students and the public.

SB 171 runs counter to the Strategic Priority of equity and access, which seeks to ensure that "the appropriate policies, structures, and resources are in place to guarantee the advancement of access and support structures that allow all students to engage in learning through the core curriculum design." A statewide system ensures equitable and fair resources across all schools, a feature of which Hawaii has long been proud. Splitting up the system into multiple school districts has the potential to erode equity for our schools and students, likely hurting our least affluent and most vulnerable populations the most, as demonstrated in so many other states across the nation.

This measure could also lead to greater inefficiencies and decreased economies of scale that we enjoy in our unitary statewide system, hampering progress in addressing the other Strategic Priorities. Divided resources and support could potentially make it more costly to address school facilities needs or design student-centered schools. Rather than focusing on addressing the

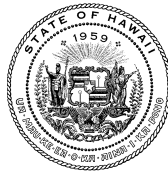
teacher shortage issue holistically at the statewide level, multiple in-state districts might compete for each other's teachers.

These are just a few examples of the potential but significant impacts SB 171 could have on the public education system and our students. Therefore, we urge the Committees not to pass this measure.

Thank you for this opportunity to testify on behalf of the Board.

Very truly yours,

Catherine Payne  
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**Senate Committee on Education  
Senate Committee on Public Safety, Intergovernmental, and Military Affairs**

Monday, February 4, 2019  
2:45 p.m.  
Hawaii State Capitol, Room 229

**Senate Bill 587, Relating to the Board of Education**

Dear Chairs Kidani and Nishihara, Vice Chairs Kim and Wakai, and Members of the Committees:

The Board of Education ("Board") supports the intent of SB 587 but has comments. SB 587 would require the Board hold at least two community meetings each year in each county to receive public input on public education and public library issues and would allow the meetings to be held for the purpose of formulating educational policy.

One of the Board's strategic priorities for the 2018-2019 school year relates to communication and engagement. The Board supports measures that 1) support informed decision-making and priority setting through thoughtful and intentional engagement with stakeholders, and 2) improve transparency and access to information to encourage an informed and engaged community of citizens.

The Board believes community meetings improve the public's access to the Board and provide the Board with more information from the community to help in its decision-making and priority setting. This belief is reflected in its bylaws,<sup>1</sup> which require it to hold no less than six community meetings annually, including at least one in each county. While the Board has not received any requests from the community for more community meetings, if such a desire exists, an alternative to legislation for the Legislature and Board to consider is an amendment to the Board's bylaws.

This measure also removes a statutory restriction to allow the Board to hold community meetings for the purpose of formulating educational policy. Even with the removal of that restriction, for the Board to formulate educational policy—that is, to vote on the adoption of new or amendment or repeal of existing educational policy—it would still need at least five Board members present, pursuant to Sunshine Law, which is effectively no different from a regular

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<sup>1</sup> Available at: [http://boe.hawaii.gov/Documents/BOE%20Bylaws%20\(07-18-2017\).pdf](http://boe.hawaii.gov/Documents/BOE%20Bylaws%20(07-18-2017).pdf)

business meeting of the Board. The Committees should note that the Board already holds at least four evening business meetings annually, typically out in the community on Oahu with the hope to expand to the neighbor islands soon.

Thank you for this opportunity to testify on behalf of the Board.

Very truly yours,

Catherine Payne  
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