

## Agenda Item VI.A

### **Board Action on findings and recommendations of Investigative Committee (a permitted interaction group pursuant to Hawaii Revised Statutes, Section 92-2.5(b)(1)) investigating issues relating to the search for a superintendent, including transition timeline and process, recommendation for an interim superintendent, search timeline and process, and composition of group conducting search: composition of group conducting search**

Special Meeting  
June 3, 2021

At its May 20, 2021 general business meeting, the Board of Education (“Board”) received a report from the investigative committee (“Committee”) that the Board tasked with (1) developing a transition timeline and process, (2) recommending an interim superintendent, (3) developing a search timeline and process, and (4) determining the composition of the group that will conduct the superintendent search. The Committee’s report is attached as **Exhibit 1**. In accordance with Section 92-2.5(b)(1)(C), Hawaii Revised Statutes (“HRS”), entitled “Permitted interactions of members,” the Board did not take action on any of the Committee’s recommendations.<sup>1</sup>

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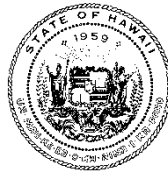
<sup>1</sup> Section 92.25(b)(1), HRS, provides, in pertinent part:

“(b) Two or more members of a board, but less than the number of members which would constitute a quorum for the board, may be assigned to:

- (1) Investigate a matter relating to the official business of their board; provided that:
  - (A) The scope of the investigation and the scope of each member’s authority are defined at a meeting of the board;
  - (B) All resulting findings and recommendations are presented to the board at a meeting of the board; and
  - (C) Deliberation and decision making on the matter investigated, if any, occurs only at a duly noticed meeting of the board held subsequent to the meeting at which the findings and recommendations of the investigation were presented to the board;”

(Emphasis added).

**Exhibit 1**  
**Investigative Committee Report (dated May 20, 2021)**



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

May 20, 2021

TO: Board of Education

FROM: Catherine Payne  
Chairperson, Investigative Committee

AGENDA ITEM: Investigative Committee (a permitted interaction group pursuant to Hawaii Revised Statutes, Section 92-2.5(b)(1)) investigating issues relating to the search for a superintendent, including transition timeline and process, recommendation for an interim superintendent, search timeline and process, and composition of group conducting search: findings and recommendations on composition of group conducting search

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**I. BACKGROUND**

On March 18, 2021, the Board of Education (“Board”) took action and formed an investigative committee (a permitted interaction group pursuant to Hawaii Revised Statutes, Section 92-2.5(b)(1)) investigating issues relating to a search for a superintendent, including a transition timeline and process, a recommendation for an interim superintendent, a search timeline and process, and the composition of group conducting search (this investigative committee is herein referred to as the “Transition Committee”). The Board designated Student Achievement Committee Chairperson Margaret Cox, Human Resources Committee Chairperson Dwight Takeno, Finance and Infrastructure Committee Chairperson Bruce Voss, and me as members of the Transition Committee. The Board designated me as the chairperson of the Transition Committee.

On April 15, 2021, the Transition Committee reported its findings and recommendations to the Board on a timeline and process for transitioning to an interim superintendent and a timeline and process for searching for a long-term superintendent.<sup>1</sup> This report is on the Transition Committee’s findings and recommendations on the composition of the group to conduct the search for a long-term superintendent (the “Search Committee”).

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<sup>1</sup> The Transition Committee’s findings and recommendations that it reported to the Board on April 14, 2021 are available here: [https://boe.hawaii.gov/Meetings/Notices/Pages/April-15,-2021-General-Business-Meeting-\(Virtual\).aspx](https://boe.hawaii.gov/Meetings/Notices/Pages/April-15,-2021-General-Business-Meeting-(Virtual).aspx).

## II. FINDINGS

The Transition Committee finds that the Search Committee should comprise of the Board Chairperson and the current vice chairpersons of the Board's three standing committees: Board Members Kaimana Barcarse (Human Resources Committee), Lynn Fallin (Finance and Infrastructure Committee), and Kili Namau'u (Student Achievement Committee). As the Chairperson of the Board, the Transition Committee finds that I should chair the Search Committee.

The Transition Committee finds that it is important to have officer representation from each of the standing committees to ensure the Search Committee accounts for all aspects of the Department of Education's ("Department") work when searching for the next superintendent. Additionally, as the Board often uses the standing committee vice chairperson positions as a succession-planning tool to develop Board members, selecting these Board members for this task would set both the Board and Department up for their next chapters.

## III. RECOMMENDATION

Based on the foregoing, the Transition Committee unanimously agreed and recommends that the Board establish an investigative committee (a permitted interaction group pursuant to Hawaii Revised Statutes Section 92-2.5(b)(1)) tasked with investigating issues relating to the search for a superintendent, including conducting the search in accordance with the process and timeline approved by the Board, evaluating candidates, and recommending a finalist to the Board. The Transition Committee unanimously agreed and recommends that the Board assign Board Members Kaimana Barcarse, Lynn Fallin, Kili Namau'u, and myself to the investigative committee, with me serving as committee chairperson.

### Proposed Motion

**"Move to:**

- 1. Establish an investigative committee (a permitted interaction group pursuant to Hawaii Revised Statutes Section 92-2.5(b)(1)) tasked with conducting a search for a superintendent in accordance with the process and timeline approved by the Board; and**
- 2. Designate Board Chairperson Catherine Payne and Board Members Kaimana Barcarse, Lynn Fallin, and Kili Namau'u to serve on the committee, with Board Chairperson Payne serving as chairperson."**