



GOV. MSG. NO. **1233**

EXECUTIVE CHAMBERS  
HONOLULU

NEIL ABERCROMBIE  
GOVERNOR

June 19, 2012

The Honorable Shan Tsutsui, President  
and Members of the Senate  
Twenty-Sixth State Legislature  
State Capitol, Room 409  
Honolulu, Hawaii 96813

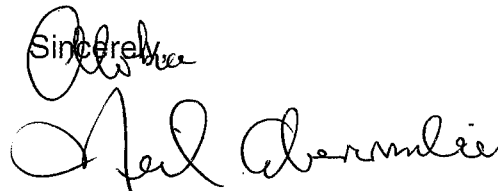
The Honorable Calvin Say, Speaker  
and Members of the House  
Twenty-Sixth State Legislature  
State Capitol, Room 431  
Honolulu, Hawaii 96813

Dear President Tsutsui, Speaker Say and Members of the Legislature:

This is to inform you that on June 19, 2012, the following bill was signed into law:

SB2116 SD2 HD1 CD1

RELATING TO CHARTER SCHOOLS.  
**Act 131 (12)**

Sincerely,  
  
NEIL ABERCROMBIE  
Governor, State of Hawaii

Approved by the Governor

JUN 19 2012

On

THE SENATE  
TWENTY-SIXTH LEGISLATURE, 2012  
STATE OF HAWAII

2012 131  
S.B. NO.

2116  
S.D. 2  
H.D. 1  
C.D. 1

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# A BILL FOR AN ACT

RELATING TO CHARTER SCHOOLS.

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

1           SECTION 1. The legislature finds that the charter school  
2 governance, accountability, and authority task force ("task  
3 force") was established pursuant to section 7 of Act 130,  
4 Session Laws of Hawaii 2011, in response to questions and  
5 concerns raised by policy makers and advocates alike about the  
6 integrity of Hawaii's charter school governance structure and  
7 the overall strength of Hawaii's laws in establishing clear  
8 lines of authority that ensured accountability of the charter  
9 school system.

10           Specifically, the goal of the task force was to provide  
11 clarity to the relationships, responsibilities, and the lines of  
12 accountability and authority among stakeholders of Hawaii's  
13 charter school system, including the board of education,  
14 department of education, charter school administrative office,  
15 charter school review panel, and local school boards.

16           The task force looked at various sections of the charter  
17 school model law put forth by the National Alliance for Public



1 Charter Schools and used the model law as a guide in compiling  
2 its recommendations to the legislature.

3 The task force was also fortunate to have the assistance  
4 and input of the National Association of Charter School  
5 Authorizers and the National Governors Association.

6 The task force concluded its work and issued its report and  
7 recommendations to the legislature, which are included in  
8 Act , Session Laws of Hawaii 2012.

9 The purpose of this Act is to require the board of  
10 education to contract for an implementation and transition  
11 coordinator to assist in creating a comprehensive transition  
12 framework to implement the recommendations of the task force,  
13 included in Act , Session Laws of Hawaii 2012.

14 SECTION 2. (a) The board of education, in consultation  
15 with national organizations such as the National Governors  
16 Association, National Association of Charter School Authorizers,  
17 and National Alliance for Public Charter Schools, shall contract  
18 for an implementation and transition coordinator to assist with:

19 (1) Implementation of the recommendations of the charter  
20 school governance, accountability, and authority task  
21 force pursuant to Act 130, Session Laws of Hawaii  
22 2011; and



1           (2) The transition from the current charter school system  
2           under chapter 302B, Hawaii Revised Statutes, to the  
3           charter school system set forth in Act           , Session  
4           Laws of Hawaii 2012.

5           (b) The minimum qualifications for an implementation and  
6 transition coordinator shall be the following:

7           (1) Knowledge and experience in educational governance and  
8           accountability, with a strong emphasis on charter  
9           schools;

10          (2) Extensive experience in public policy and  
11          administration, specifically working with state policy  
12          makers and community stakeholders; and

13          (3) Demonstrated strong written and oral communication  
14          skills.

15          (c) The scope of work developed pursuant to subsection

16 (a), at a minimum, shall require the implementation and  
17 transition coordinator to:

18          (1) Develop a comprehensive plan for the implementation of  
19          the recommendations of the charter school governance,  
20          accountability, and authority task force as set forth  
21          in Act           , Session Laws of Hawaii 2012, including  
22          the development of a communications plan, a plan for



- 1           engaging key charter school stakeholders, and  
2           development of a strategy for the monitoring and  
3           evaluation of the implementation efforts by the board  
4           of education;
- 5           (2) Draft any policies and procedures, including  
6           administrative rules, necessary for the implementation  
7           of Act           , Session Laws of Hawaii 2012;
- 8           (3) Assist in developing position descriptions for the  
9           state public charter school commission staff as  
10          detailed in the charter school governance,  
11          accountability, and authority task force report to the  
12          legislature pursuant to Act 130, Session Laws of  
13          Hawaii 2011;
- 14          (4) Determine a plan and develop procedures for the  
15          redistribution of the duties of the charter school  
16          administrative office to other charter school  
17          stakeholders upon the repeal of the charter school  
18          administrative office pursuant to Act           , Session  
19          Laws of Hawaii 2012;
- 20          (5) Develop a funding plan to address the transition of  
21          current charter school administrative office staff to



- 1 the state public charter school commission established  
2 pursuant to Act , Session Laws of Hawaii 2012;
- 3 (6) Assist the board of education with the recruitment and  
4 selection of members to the state public charter  
5 school commission established pursuant to Act ,  
6 Session Laws of Hawaii 2012;
- 7 (7) Prepare communications and coordinate collaboration  
8 between charter schools, governing boards, charter  
9 school authorizers, the board of education, the  
10 department of education, other state departments, and  
11 the legislature in carrying out the scope of work; and
- 12 (8) Assist the department of education in taking an  
13 inventory of all full time employee positions within  
14 the department that work with charter schools and  
15 making a recommendation as to which positions may be  
16 repurposed or redirected based upon the statutory  
17 changes required by Act , Session Laws of Hawaii  
18 2012.
- 19 (d) The board of education shall be responsible for  
20 awarding and overseeing the contract for the implementation and  
21 transition coordinator. The term of the contract shall be for  
22 one year; provided that the board of education and the



1 implementation and transition coordinator may enter into  
2 supplemental contracts as the board of education may deem  
3 necessary to carry out the purposes of this Act.

4 (e) Chapter 103D, Hawaii Revised Statutes, shall not apply  
5 to the contracting of the implementation and transition  
6 coordinator pursuant to this Act.

7 SECTION 3. There is appropriated out of the general  
8 revenues of the State of Hawaii the sum of \$500,000 or so much  
9 thereof as may be necessary for fiscal year 2012-2013 for the  
10 board of education to contract for an implementation and  
11 transition coordinator.

12 The sum appropriated shall be expended by the department of  
13 education for the purposes of this Act.

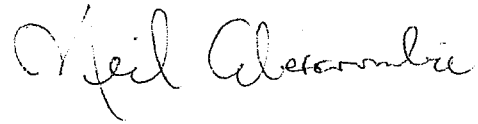
14 SECTION 4. In printing this Act, the revisor of statutes  
15 shall insert, in sections 1 and 2 of this Act, the corresponding  
16 Act number for S.B. No. 2115, in any form passed by the  
17 legislature, Regular Session of 2012.

18 SECTION 5. This Act shall take effect on July 1, 2012,  
19 upon the enactment of S.B. No. 2115 in any form passed by the  
20 legislature, regular session of 2012.

S.B. NO.

2116  
S.D. 2  
H.D. 1  
C.D. 1

APPROVED this **19** day of **JUN**, 2012

A handwritten signature in cursive script, appearing to read "Neil Abernethy".

GOVERNOR OF THE STATE OF HAWAII