

JAN 29 2015

A BILL FOR AN ACT

RELATING TO TEACHERS.

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

1 SECTION 1. The legislature finds that the department of
2 education's current probationary period for teachers is a
3 minimum of six semesters. This policy is contradicted by
4 statutes governing licensed charter school teachers. A licensed
5 charter school teacher who served one full year in a charter
6 school, but was not tenured within the department of education,
7 could enter the department of education and only serve two
8 semesters of probation before earning tenure.

9 The purpose of this Act is to amend the probationary period
10 required of licensed charter school teachers, who are not
11 tenured in the department of education, upon entering or
12 returning to the department of education.

13 SECTION 2. Section 302D-26, Hawaii Revised Statutes, is
14 amended by amending subsection (d) to read as follows:

15 "(d) The department, in conjunction with authorizers,
16 shall facilitate the movement of instructional personnel between
17 the department and charter schools; provided that:



- 1 (1) Comparable and verifiable professional development and
2 employee evaluation standards and practices, as
3 determined and certified by the authorizers, are in
4 place in charter schools for instructional staff;
- 5 (2) Licensed charter school teachers, as determined by the
6 Hawaii teacher standards board, who are not yet
7 tenured in the department and are entering or
8 returning to the department after [~~full-time~~]
9 employment [~~of no less than one full school year~~] at a
10 charter school, shall be subject to [~~no more than one~~
11 ~~year of probationary status;~~] a probationary period in
12 the department pursuant to the policies and practices
13 as determined by the department, board, and
14 appropriate collective bargaining agreements; and
- 15 (3) Tenured department licensed teachers, as determined by
16 the department, who transfer to charter schools shall
17 not be required to serve a probationary period."

18 SECTION 3. This Act does not affect rights and duties that
19 matured, penalties that were incurred, and proceedings that were
20 begun before its effective date.



S.B. NO. 1346

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 Statutory material to be repealed is bracketed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

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

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S.B. NO. 1346

Report Title:

Teachers; Public Charter Schools; Department of Education;
Probationary Period; Tenure

Description:

Applies the same probationary period requirements of department of education teachers to public charter school teachers, who have not earned tenure within the department of education, upon entry or reentry to the department of education.

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