

TITLE: SB806 Definitions

The Hawaii Teacher Standards Board approves the following definitions for terms in SB806:

“Condition” means a qualification, restriction, limitation, or requirement imposed on the licensee or permittee that must be true or done.

“Department of Education” means the Hawai'i Department of Education and any division or branch thereof.

“Expired license or permit” means a license or permit that has not renewed. Reasons for non-renewal can include failure on the part of the licensee or permit holder to execute a renewal, failure by the licensee or permittee to file a timely renewal, failure of the licensee or permittee to meet renewal requirements, or failure by the licensee or permittee to pay the renewal fee due with the filing of the renewal or where there are insufficient funds which negates the payment of the renewal fee filed with the renewal. An expired license or permit is not a valid license or valid permit as defined by the Board. The holder of an expired license or permit is prohibited from engaging in the teaching profession until the license or permit is restored. An expired license or permit is also not eligible for renewal until restored.

“Fee” means any monetary amount assessed to an applicant, licensee, or permittee to process, issue, modify or approve a license, permit or teacher education program; or to an institution for the processing or correction of data or information.

“Forfeited license or permit” means a license or permit that has been automatically cancelled whether involuntarily or voluntarily without any prior consultation or notice to the licensee, as authorized by law, when the licensee or permittee fails to keep current with the payment plan elected by the licensee or permittee or where there are insufficient funds which negates the payment of the payment plan fee. A forfeited license or permit is not a valid license or valid permit as defined by the Board. The holder of a forfeited license or permit is prohibited from engaging in the teaching profession until the license or permit is restored. A forfeited license or permit is also not eligible for renewal until restored.

“Issue” means to officially give out or allocate a license or permit to those meeting specified requirements.

“Payment plan” means the payment intervals the licensee or permittee has elected to pay the license fee, permit fee or renewal fee. The obligation and responsibility for payments are that of the licensee or permittee and payments are to be paid on or before the date due according to the payment plan.

TITLE: SB806 Definitions – Page 2

“Private Employer” for purposes of teacher licensure refers to private employers of teachers and means local school boards for Hawaii private schools.

“Public Employer” for purposes of teacher licensure refers to public employers of teachers and means the Hawai'i Department of Education or Local School Board of a Hawai'i Public Charter School.

“Public school” means all academic and non-college type schools under the authority of the Board of Education, including schools operated by the Hawaii Department of Education or local school boards of Hawaii charter schools.

“Reinstate” means to restore a license or permit to a former status.

“Restoration” means granting an individual whose license or permit has previously been forfeited or expired the permission to engage in the teaching profession after all criteria set by the Board have been met. A restored license is a valid license.

“Restoration of an expired license or permit” means compliance with the renewal requirements and payment of all applicable renewal and late fees within two years after the license or permit expiration date.

“Restoration of a forfeited license or permits” means becoming current with all license or permit fees due to date in accordance with the payment plan elected by the licensee or permittee as well as payment of a late fee for each instance of failure to timely pay a fee in accordance with the payment plan within two years after the license or permit forfeiture date.

“Terminated license” means an expired or forfeited license or permit that has not been restored. In order to obtain licensure the person must apply for a new license or permit and meet current application requirements.

“Timely renewal of a license or permit” means all criteria set by the Board have been met by the licensee by the expiration date of the previous licensee or permittee.

“Valid license or valid permit” means a license or permit issued or renewed by the Board after all criteria set by the Board have been met and authorizes the licensee or permittee to engage in the teaching profession. A forfeited, expired, suspended, revoked or terminated license or permit is not a valid license or permit.

Submitted by: Terry Lynn Holck

Referred to: Legislative Committee