
A BILL FOR AN ACT

RELATING TO CORRECTIONS OFFICERS.

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

1 SECTION 1. Section 88-21, Hawaii Revised Statutes, is
2 amended by amending the definition of "corrections officer" to
3 read as follows:

4 "Corrections officers": all regularly employed personnel
5 who are designated as adult or youth corrections officers
6 pursuant to the classification of positions under chapter 76."

7 SECTION 2. Section 88-281, Hawaii Revised Statutes, is
8 amended to read as follows:

9 "**§88-281 Service retirement.** (a) A member who has ten
10 years of credited service and has attained age sixty-two, or a
11 member with thirty years credited service who has attained the
12 age of fifty-five, shall become eligible to receive a retirement
13 allowance after the member has terminated service.

14 (b) If a member has at least twenty-five years of credited
15 service as a sewer worker or as a water safety officer of which
16 the last five or more years prior to retirement is credited in
17 such a capacity, then the sewer worker or water safety officer



1 shall be eligible to receive a retirement benefit unreduced for
2 age after the member has terminated service.

3 (c) A member who has twenty years of credited service and
4 has attained age fifty-five shall be eligible to receive an
5 early retirement allowance reduced for age after the member has
6 terminated service.

7 (d) A member who has ten years of credited service and
8 terminates service prior to attaining age sixty-two shall have a
9 vested right and shall be eligible to receive a retirement
10 allowance when the member has attained age sixty-five.

11 (e) If a member has at least thirty years of credited
12 service through June 30, 2003; twenty-nine years of credited
13 service on or after July 1, 2004; twenty-eight years of credited
14 service on or after July 1, 2005; twenty-seven years of credited
15 service on or after July 1, 2006; twenty-six years of credited
16 service on or after July 1, 2007; and twenty-five years of
17 credited service on or after July 1, 2008, as an emergency
18 medical technician, of which the last five or more years prior
19 to retirement is credited service in that capacity, the
20 emergency medical technician shall be eligible to receive a
21 retirement benefit unreduced for age after the member has
22 terminated service.



1 (f) If a member has at least twenty-five years of credited
2 service on or after July 1, 2006, as a corrections officer, of
3 which the last five or more years prior to retirement is
4 credited service in that capacity, the corrections officer shall
5 be eligible to receive a retirement benefit unreduced for age
6 after the member has terminated service.

7 [~~f~~] (g) A member may retire upon the written application
8 to the board, specifying the desired date of retirement, which
9 shall be not less than thirty days nor more than one hundred
10 fifty days subsequent to the date of filing. Retirement shall
11 be effective on the first day of a month, except for the month
12 of December when retirement on the first or last day of the
13 month shall be allowed."

14 SECTION 3. Section 88-282, Hawaii Revised Statutes, is
15 amended to read as follows:

16 "**§88-282 Service retirement allowance.** Upon retirement
17 from service, a member shall receive a retirement allowance as
18 follows:

19 (1) If the member has met the requirements in
20 section 88-281(a), (b), (d), [~~e~~] (e), or (f), a
21 maximum retirement allowance of one and one-fourth



1 per cent of the average final compensation multiplied
2 by the number of years of credited service; or
3 (2) If the member has met the requirements in
4 section 88-281(c), an early retirement allowance equal
5 to the maximum retirement allowance reduced by
6 one-half per cent for each month the member is less
7 than age sixty-two at retirement."

8 SECTION 4. Section 88-331, Hawaii Revised Statutes, is
9 amended to read as follows:

10 "[+]§88-331[+] **Service retirement.** (a) A class H member
11 who has five years of credited service and has attained age
12 sixty-two, or a class H member with thirty years credited
13 service who has attained the age of fifty-five shall become
14 eligible to receive a retirement allowance after the member has
15 terminated service.

16 (b) A class H member who has at least twenty-five years of
17 credited service as a sewer worker or water safety officer, of
18 which the last five or more years prior to retirement is
19 credited service in that capacity, shall become eligible to
20 receive a retirement allowance unreduced for age after the
21 member has terminated service.



1 (c) A class H member who has twenty years of credited
2 service and has attained age fifty-five shall be eligible to
3 receive an early retirement allowance reduced for age after the
4 member has terminated service.

5 (d) If a class H member has at least twenty-eight years of
6 credited service on or after July 1, 2005; twenty-seven years of
7 credited service on or after July 1, 2006; twenty-six years of
8 credited service on or after July 1, 2007; and twenty-five years
9 of credited service on or after July 1, 2008, as an emergency
10 medical technician, of which the last five or more years prior
11 to retirement is credited service in that capacity, the member
12 shall be eligible to receive a retirement benefit unreduced for
13 age after the member has terminated service.

14 (e) If a class H member has at least twenty-five years of
15 credited service on or after July 1, 2006, as a corrections
16 officer, of which the last five or more years prior to
17 retirement is credited service in that capacity, the corrections
18 officer shall be eligible to receive a retirement benefit
19 unreduced for age after the member has terminated service.

20 [~~e~~] (f) A class H member may retire upon the written
21 application to the system, specifying the desired date of
22 retirement, which shall be not less than thirty days nor more



1 than one hundred fifty days subsequent to the date of filing.
2 Retirement shall be effective on the first day of a month,
3 except for the month of December when retirement on the first or
4 last day of the month shall be allowed."

5 SECTION 5. Section 88-332, Hawaii Revised Statutes, is
6 amended to read as follows:

7 "**§88-332 Service retirement allowance.** Upon retirement
8 from service, a class H member shall receive a maximum
9 retirement allowance as follows:

- 10 (1) If the member has met the requirements in
11 section 88-331(a), (b), [~~or~~](d), or (e), a maximum
12 retirement allowance of two per cent of the average
13 final compensation multiplied by the number of years
14 of class H credited service, plus a retirement
15 allowance at the rate of one and one-fourth per cent
16 of the member's average final compensation multiplied
17 by the number of years of class C credited service; or
18 (2) If the member has met the requirements in
19 section 88-331(c), an early retirement allowance equal
20 to the maximum retirement allowance calculated as
21 provided in paragraph (1), reduced by 0.4166 per cent



1 for each month the member is less than age sixty-two
2 at retirement."

3 SECTION 6. Statutory material to be repealed is bracketed
4 and stricken. New statutory material is underscored.

5 SECTION 7. This Act shall take effect on July 1, 2006.

6

INTRODUCED BY:

Calvin K. Ay

JAN 24 2006



Report Title:

ERS; Corrections Officers

Description:

Provides corrections officers with similar retirement benefits afforded other law enforcement and safety officers by allowing retirement after 25 years of credited service, unreduced for age.

