
A BILL FOR AN ACT

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

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

1 SECTION 1. Section 88-21, Hawaii Revised Statutes, is
2 amended by adding a new definition to be appropriately inserted
3 and to read as follows:

4 "Conservation and resources enforcement officer": any
5 regularly employed member of the department of land and natural
6 resources whose principal duty is to enforce conservation laws
7 and protect the State's natural resources."

8 SECTION 2. Section 88-74.6, Hawaii Revised Statutes, is
9 amended to read as follows:

10 "[~~§~~88-74.6[~~§~~] **Unreduced allowance on service retirement;**
11 **when applicable.** In addition to those positions identified in
12 section 88-74(1), and notwithstanding any law in this part that
13 requires a member to attain age fifty-five to qualify for an
14 unreduced service retirement allowance, if the member has at
15 least [~~thirty~~]:

16 (1) Thirty years of credited service through June 30,
17 2003; twenty-nine years of credited service on or
18 after July 1, 2004; twenty-eight years of credited



1 service on or after July 1, 2005; twenty-seven years
2 of credited service on or after July 1, 2006; twenty-
3 six years of credited service on or after July 1,
4 2007; and twenty-five years of credited service on or
5 after July 1, 2008, as an emergency medical
6 technician[7]; or

7 (2) Twenty-five years of credited service on or after
8 July 1, 2006, as a conservation and resources
9 enforcement officer;

10 of which the last five or more years prior to retirement is
11 credited service in that capacity, then upon retirement and
12 irrespective of age, that member's service retirement allowance
13 shall not be reduced for actuarial purposes."

14 SECTION 3. Section 88-281, Hawaii Revised Statutes, is
15 amended to read as follows:

16 "**§88-281 Service retirement.** (a) A member who has ten
17 years of credited service and has attained age sixty-two, or a
18 member with thirty years credited service who has attained the
19 age of fifty-five, shall become eligible to receive a retirement
20 allowance after the member has terminated service.

21 (b) If a member has at least twenty-five years of credited
22 service as a sewer worker or as a water safety officer of which



1 the last five or more years prior to retirement is credited in
2 such a capacity, then the sewer worker or water safety officer
3 shall be eligible to receive a retirement benefit unreduced for
4 age after the member has terminated service.

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

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

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



1 retirement benefit unreduced for age after the member has
2 terminated service.

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

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

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

18 "[~~§~~§88-331~~§~~] **Service retirement.** (a) A class H member
19 who has five years of credited service and has attained age
20 sixty-two, or a class H member with thirty years credited
21 service who has attained the age of fifty-five shall become



1 eligible to receive a retirement allowance after the member has
2 terminated service.

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

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

13 (d) If a class H member has at least twenty-eight years of
14 credited service on or after July 1, 2005; twenty-seven years of
15 credited service on or after July 1, 2006; twenty-six years of
16 credited service on or after July 1, 2007; and twenty-five years
17 of 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 member
20 shall be eligible to receive a retirement benefit unreduced for
21 age after the member has terminated service.



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

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

14 SECTION 5. Statutory material to be repealed is bracketed
 15 and stricken. New statutory material is underscored.

16 SECTION 6. This Act shall take effect upon its approval.

17

INTRODUCED BY:

[Signature]
[Signature]
[Signature]



SB 2005

Report Title:

Employees' Retirement System; DOCARE Officers

Description:

Allows conservation and resources enforcement officers of the department of land and natural resources to retire without penalty after 25 years of service; provided that they serve in that capacity for at least 5 years immediately prior to retirement.

