
A BILL FOR AN ACT

RELATING TO GOVERNMENT EMPLOYEES.

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

1 SECTION 1. The purpose of this Act is to allow state and
2 county governments to rehire retired employees as permanent
3 workers in critical-to-fill or labor shortage positions, without
4 affecting the rehired retirees' retirement benefits.

5 SECTION 2. Chapter 88, Hawaii Revised Statutes, is amended
6 by adding a new section to be appropriately designated and to
7 read as follows:

8 "**§88- Reemployment of state and county retirees.** (a)
9 Appointing authorities in the state and county government may
10 employ a retired state or county government employee who is
11 receiving retirement benefits under this chapter for any
12 critical-to-fill or labor shortage position. A retiree subject
13 to this section shall be recruited and selected for civil
14 service positions according to civil service laws. The director
15 of human resources development, for employees hired by the state
16 executive branch, the director of human resources of the
17 judiciary, for employees hired by the judiciary, or the
18 respective chief human resources management executive for the



1 respective counties, for employees hired by a county, shall
2 certify that the retiree was hired in accordance with applicable
3 civil service laws. To qualify for full-time employment, the
4 retiree shall be retired from the state or a county government
5 position for at least one calendar year prior to reemployment.

6 (b) Notwithstanding any law to the contrary, a retired
7 state or county government employee who is rehired by the state
8 or county government under this section:

9 (1) Shall not earn retirement service credit, contribute
10 to the system, or gain additional system benefits as a
11 result of the retiree's subsequent employment with the
12 State or a county; and

13 (2) Shall continue to receive the employee's regular
14 retirement benefits without penalty.

15 (c) This section shall not preclude a retiree from
16 returning to work and relinquishing the employee's retirement
17 benefits to earn additional service credit and gain additional
18 retirement benefits for a future retirement as may be allowed by
19 this chapter.

20 (d) For the purposes of this section:

21 "Retired state or county employee" means any former
22 employee of the State or any of its branches, including the



1 judiciary, or of a respective county who is classified by the
2 system as a retirant.

3 "State or county government" means the State or any of its
4 branches, including the judiciary, or any of the respective
5 counties."

6 SECTION 3. New statutory material is underscored.

7 SECTION 4. This Act shall take effect on July 1, 2008.

8

INTRODUCED BY:

Tony Wacht

JAN 21 2008



Report Title:

Retirement Benefits; Rehired Government Retirees

Description:

Permits state and county governments to rehire retired employees as permanent employees without affecting the rehired retirees' retirement benefits.

