

JAN 24 2007

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# A BILL FOR AN ACT

RELATING TO THE RE-EMPLOYMENT OF RETIREES.

**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 the retirees incurring any negative impact on their normal  
5 retirement benefits.

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

9 "§88- Re-employment of state and county retirees. (a)  
10 Appointing authorities in the state and county government may  
11 employ a retired state or county government employee who is  
12 receiving retirement benefits under this chapter in critical-to-  
13 fill or labor shortage positions. A retirant subject to this  
14 section shall be recruited and selected for civil service  
15 positions under normal civil service procedures. The director  
16 of human resources development, for employees hired by the state  
17 executive branch; the director of human resources of the



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

9 (b) Notwithstanding any law to the contrary, a retired  
10 state or county government employee who is hired by the state or  
11 county government under this section:

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

16 (2) Shall continue to receive the employee's normal  
17 retirement benefits without penalty.

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



1        (d) For the purposes of this section:  
 2        "State or county governments" means the State or any of its  
 3 political subdivisions, including the judiciary, or any of the  
 4 respective counties.  
 5        "Retired state or county employee" means any former  
 6 employee of the State or any of its political subdivisions,  
 7 including the judiciary, or of a respective county who is  
 8 classified by the system as a retirant."

9        SECTION 3. New statutory material is underscored.

10       SECTION 4. This Act shall take effect on July 1, 2007.

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INTRODUCED BY:

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**Report Title:**

State and County Retirees; Re-employment

**Description:**

Authorizes the rehiring of retired state or county employees in critical-to-fill or labor shortage positions without affecting the receipt of retirement benefits and without accruing additional credit or benefits.

