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# A BILL FOR AN ACT

RELATING TO PUBLIC EMPLOYMENT.

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

- 1 SECTION 1. Definitions. For the purposes of this Act:  
2 "Employee" means a state or county employee or officer.  
3 "Furlough" means the placement of an employee temporarily  
4 and involuntarily in a nonpay and nonduty status.
- 5 SECTION 2. Any furlough of an employee during fiscal years  
6 2008-2009 through 2012-2013 shall not cause or be deemed to  
7 cause:
- 8 (1) A break in the employee's employment;
  - 9 (2) A decrease in the employer's contribution to the  
10 Hawaii employer-union health benefits trust fund or  
11 voluntary employee beneficiary association trust;
  - 12 (3) A change in the amount of vacation or sick leave  
13 earned by the employee;
  - 14 (4) A decrease in the employee's length of service for  
15 purposes of the employee's pension, retirement, and  
16 deferred compensation plans; and



1           (5) Any change to any right, privilege, or benefit to  
2           which the employee is entitled or to which the  
3           employee would have been entitled to by law but for  
4           the furlough; provided that an employee's retirement  
5           allowances and other benefits under chapter 88, Hawaii  
6           Revised Statutes, shall be based on the employees  
7           actual compensation during the furlough.

8           SECTION 3. This Act shall take effect upon its approval.



S.B. NO. 1122  
S.D. 2  
H.D. 2

**Report Title:**

Public Employees; Benefits

**Description:**

Preserves health, retirement, leave, and other benefits of state and county employees in the event of a furlough. (SB1122 HD2)

SB1122 HD2 HMS 2009-3676

