
A BILL FOR AN ACT

RELATING TO EMPLOYMENT SECURITY.

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

1 SECTION 1. Chapter 383, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§383- Special assessments on employers to pay interest
5 on loans from Secretary of Labor. Whenever the State requests a
6 loan from the Secretary of Labor in accordance with Title XII of
7 the Social Security Act to pay expected benefit claims during a
8 specified period of time, the director may assess all employers
9 the amounts that are sufficient to pay the interest costs on the
10 loan."

11 SECTION 2. Section 383-22, Hawaii Revised Statutes, is
12 amended by amending subsection (b) to read as follows:

13 "(b) In the case of an individual whose benefit year
14 begins prior to January 5, 1992, the individual's weekly benefit
15 amount shall be, except as otherwise provided in this section,
16 an amount equal to one twenty-fifth of the individual's total
17 wages for insured work paid during the calendar quarter of the
18 individual's base period in which such total wages were highest.



1 In the case of an individual whose benefit year begins after
2 January 4, 1992, the individual's weekly benefit amount shall
3 be, except as otherwise provided in this section, an amount
4 equal to one twenty-first of the individual's total wages for
5 insured work paid during the calendar quarter of the
6 individual's base period in which such total wages were highest.
7 The weekly benefit amount, if not a multiple of \$1, shall be
8 computed to the next higher multiple of \$1. If an individual's
9 weekly benefit amount is less than \$5, it shall be \$5. The
10 maximum weekly benefit amount shall be determined annually as
11 follows: On or before November 30 of each year the total
12 remuneration paid by employers, as reported on contribution
13 reports submitted on or before such date, with respect to all
14 employment during the four consecutive calendar quarters ending
15 on June 30 of the year shall be divided by the average monthly
16 number of individuals performing services in the employment
17 during the same four calendar quarters as reported on the
18 contribution reports. The amount thus obtained shall be divided
19 by fifty-two and the average weekly wage (rounded to the nearest
20 cent) thus determined. For benefit years beginning prior to
21 January 1, 1992, two-thirds of the average weekly wage shall
22 constitute the maximum weekly benefit amount and shall apply to



1 all claims for benefits filed by an individual qualifying for
2 payment at the maximum weekly benefit amount in the benefit year
3 commencing on or after the first day of the calendar year
4 immediately following the determination of the maximum weekly
5 benefit amount. For benefit years beginning January 1, 1992,
6 but prior to January 1, 2008, [~~and beginning again on January 1,~~
7 ~~2011,~~] seventy per cent of the average weekly wage shall
8 constitute the maximum weekly benefit amount and shall apply to
9 all claims for benefits filed by an individual qualifying for
10 payment at the maximum weekly benefit amount in the benefit year
11 commencing on or after the first day of the calendar year
12 immediately following the determination of the maximum weekly
13 benefit amount. For benefit years beginning January 1, 2008,
14 [~~and ending December 31, 2010,~~] seventy-five per cent of the
15 average weekly wage shall constitute the maximum weekly benefit
16 amount and shall apply to all claims for benefits filed by an
17 individual qualifying for payment at the maximum weekly benefit
18 amount in the benefit year commencing on or after the first day
19 of the calendar year immediately following the determination of
20 the maximum weekly benefit amount. The maximum weekly benefit
21 amount, if not a multiple of \$1, shall be computed to the next
22 higher multiple of \$1.



1	(Column A)	(Column B)	(Column C)	(Column D)
2	High	Basic	Minimum	Maximum
3	Quarter	Weekly	Qualifying	Total Benefits
4	Wages	Benefit	Wages	in Benefit Year
5				
6	\$ 37.50 - 125.00	\$ 5.00	\$ 150.00	\$ 130.00
7	125.01 - 150.00	6.00	180.00	156.00
8	150.01 - 175.00	7.00	210.00	182.00
9	175.01 - 200.00	8.00	240.00	208.00
10	200.01 - 225.00	9.00	270.00	234.00
11	225.01 - 250.00	10.00	300.00	260.00
12	250.01 - 275.00	11.00	330.00	286.00
13	275.01 - 300.00	12.00	360.00	312.00
14	300.01 - 325.00	13.00	390.00	338.00
15	325.01 - 350.00	14.00	420.00	364.00
16	350.01 - 375.00	15.00	450.00	390.00
17	375.01 - 400.00	16.00	480.00	416.00
18	400.01 - 425.00	17.00	510.00	442.00
19	425.01 - 450.00	18.00	540.00	468.00
20	450.01 - 475.00	19.00	570.00	494.00
21	475.01 - 500.00	20.00	600.00	520.00
22	500.01 - 525.00	21.00	630.00	546.00
23	525.01 - 550.00	22.00	660.00	572.00
24	550.01 - 575.00	23.00	690.00	598.00
25	575.01 - 600.00	24.00	720.00	624.00
26	600.01 - 625.00	25.00	750.00	650.00
27	625.01 - 650.00	26.00	780.00	676.00
28	650.01 - 675.00	27.00	810.00	702.00
29	675.01 - 700.00	28.00	840.00	728.00
30	700.01 - 725.00	29.00	870.00	754.00
31	725.01 - 750.00	30.00	900.00	780.00
32	750.01 - 775.00	31.00	930.00	806.00
33	775.01 - 800.00	32.00	960.00	832.00
34	800.01 - 825.00	33.00	990.00	858.00
35	825.01 - 850.00	34.00	1020.00	884.00
36	850.01 - 875.00	35.00	1050.00	910.00
37	875.01 - 900.00	36.00	1080.00	936.00
38	900.01 - 925.00	37.00	1110.00	962.00
39	925.01 - 950.00	38.00	1140.00	988.00
40	950.01 - 975.00	39.00	1170.00	1014.00
41	975.01 - 1000.00	40.00	1200.00	1040.00
42	1000.01 - 1025.00	41.00	1230.00	1066.00
43	1025.01 - 1050.00	42.00	1260.00	1092.00



1	1050.01	-1075.00	43.00	1290.00	1118.00
2	1075.01	-1100.00	44.00	1320.00	1144.00
3	1100.01	-1125.00	45.00	1350.00	1170.00
4	1125.01	-1150.00	46.00	1380.00	1196.00
5	1150.01	-1175.00	47.00	1410.00	1222.00
6	1175.01	-1200.00	48.00	1440.00	1248.00
7	1200.01	-1225.00	49.00	1470.00	1274.00
8	1225.01	-1250.00	50.00	1500.00	1300.00
9	1250.01	-1275.00	51.00	1530.00	1326.00
10	1275.01	-1300.00	52.00	1560.00	1352.00
11	1300.01	-1325.00	53.00	1590.00	1378.00
12	1325.01	-1350.00	54.00	1620.00	1404.00
13	1350.01	and over	55.00	1650.00	1430.00.

14 SECTION 3. Section 383-61, Hawaii Revised Statutes, is
 15 amended by amending subsection (c) to read as follows:

16 "(c) For the calendar year 1991 only, the term "wages"
 17 does not include remuneration in excess of \$7,000 paid with
 18 respect to employment to an individual by an employer. For
 19 calendar years 2008[7] and 2009, [~~and 2010 only,~~] the term
 20 "wages" as used in this part does not include remuneration in
 21 excess of \$13,000 paid with respect to employment to an
 22 individual by an employer so long as the balance of the
 23 unemployment trust fund does not fall below the adequate reserve
 24 fund as specified by section 383-63. For calendar year 2010
 25 only, the term "wages" as used in this part does not include
 26 remuneration in excess of the wages paid with respect to
 27 employment to an individual by an employer during the calendar
 28 year that exceeds ninety per cent of the average annual wage."



1 SECTION 4. Section 383-68, Hawaii Revised Statutes, is
2 amended by amending subsection (c) to read as follows:

3 "(c) Effective with calendar year 1992 and thereafter,
4 before December 31 of the previous year the contribution rate
5 schedule for the following calendar year shall be determined on
6 the basis of the relationship between the most recent current
7 reserve fund and the most recent adequate reserve fund, in
8 accordance with this subsection and subsection (d) [-], as
9 follows:

10 (1) Whenever the ratio of the current reserve fund to the
11 adequate reserve fund is greater than 1.69,
12 contribution rate schedule A shall apply.

13 (2) Whenever the ratio of the current reserve fund to the
14 adequate reserve fund is 1.3 to 1.69, contribution
15 rate schedule B shall apply.

16 (3) Whenever the ratio of the current reserve fund to the
17 adequate reserve fund is 1.0 to 1.29, contribution
18 rate schedule C shall apply.

19 (4) Whenever the ratio of the current reserve fund to the
20 adequate reserve fund is .80 to .99, contribution rate
21 schedule D shall apply.



1 (5) Whenever the ratio of the current reserve fund to the
2 adequate reserve fund is .60 to .79, contribution rate
3 schedule E shall apply.

4 (6) Whenever the ratio of the current reserve fund to the
5 adequate reserve fund is .40 to .59, contribution rate
6 schedule F shall apply.

7 (7) Whenever the ratio of the current reserve fund to the
8 adequate reserve fund is .20 to .39, contribution rate
9 schedule G shall apply.

10 (8) Whenever the ratio of the current reserve fund to the
11 adequate reserve fund is less than .20, contribution
12 rate schedule H shall apply.

13 Notwithstanding the ratio of the current reserve fund to
14 the adequate reserve fund, contribution rate schedule D shall
15 apply for calendar year 2010 and contribution rate schedule G
16 shall apply for calendar year 2011."

17 SECTION 5. This Act shall apply retroactively to
18 January 1, 2010, for determinations of the employer's
19 contribution rate and wage base.

20 SECTION 6. Statutory material to be repealed is bracketed
21 and stricken. New statutory material is underscored.



1 SECTION 7. This Act shall take effect upon its approval.

2

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Report Title:

Employment Security

Description:

Sets, for calendar year 2010, the employer contribution rate at schedule D and the wage base at 90% of the average annual wage. Sets, for calendar year 2011, the employer contribution rate at schedule G. Retains the maximum weekly benefit rate beginning 01/01/2011 at 75% of the average weekly wage. Authorizes special assessments upon employers to pay the interest costs on loans received from the U.S. Secretary of Labor.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

