

STAND. COM. REP. NO.

2743

Honolulu, Hawaii

MAR 17 2010

RE: H.B. No. 2533
H.D. 1
S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Madam:

Your Committee on Labor, to which was referred H.B. No. 2533,
H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE EMPLOYMENT OF EMPLOYEES'
RETIREMENT SYSTEM RETIRANTS,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Establish conditions for reemployment of a retirant in a position that is excluded from Employees' Retirement System membership;
- (2) Require a retirant to reimburse retirement allowances or other benefits received from the Employees' Retirement System when reemployed in violation of Hawaii law;
- (3) Require retirants and employers to pay the Employees' Retirement System for the amount of its respective contributions that should have been paid during the reemployment in violation of Hawaii law; and
- (4) Require retirants and employers to reimburse the Employees' Retirement System for administrative expenses incurred in response to the reemployment in violation of Hawaii law.



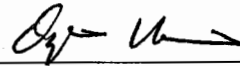
Testimony in support of this measure was submitted by two private organizations. Written testimony presented to the Committee may be reviewed on the Legislature's website.

Your Committee finds that the restraints placed on the reemployment of retirants should comply with all applicable conditions and restrictions existing under Hawaii and federal law. Your Committee also finds that it is just and reasonable for the retirant and employer to reimburse the Employee Retirement System for any administrative expenses incurred when responding to a violation of reemployment.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purpose of clarity.

As affirmed by the record of votes of the members of your Committee on Labor that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2533, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2533, H.D. 1, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committee on Labor,

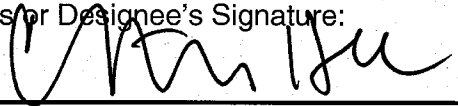


DWIGHT Y. TAKAMINE, Chair



The Senate
 Twenty-Fifth Legislature
 State of Hawaii

Record of Votes
Committee on Labor
LBR

Bill / Resolution No.:*	Committee Referral:	Date:		
HB2533 HD1	LBR, WAM	3-09-10		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TAKAMINE, Dwight Y. (C)	✓			
TANIGUCHI, Brian T. (VC)				✓
BUNDA, Robert	✓			
HEE, Clayton	✓			
SLOM, Sam	✓			
TOTAL	4			1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes