

STAND. COM. REP. NO. 2788

Honolulu, Hawaii

**MAR 02 2012**

RE: S.B. No. 2701  
S.D. 1

Honorable Shan S. Tsutsui  
President of the Senate  
Twenty-Sixth State Legislature  
Regular Session of 2012  
State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred S.B. No. 2701, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO EMPLOYER-UNION HEALTH BENEFITS TRUST FUND,"

begs leave to report as follows:

The purpose and intent of this measure is to clarify the Hawaii Employer-Union Health Benefits Trust Fund law.

Specifically, this measure:

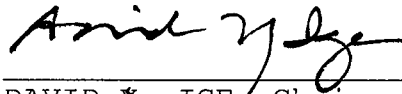
- (1) Adds the definition of "credited service" for the purpose of comporting with the use of the term "service" under the pension and retirement laws; and
- (2) Amends the definitions of "employee" and "part-time, temporary, and seasonal or casual employee" for the purpose of comporting with existing public employee health benefits laws by clarifying that:
  - (A) An "employee" does not include a per diem employee; and
  - (B) A "part-time, temporary, and seasonal or casual employee" is a person that is employed for fewer than three months or whose employment is less than one-half of a full-time equivalent position, not necessarily both.



Your Committee finds that the amendments set forth in this measure are necessary to better reflect the Legislature's intent to provide health fund benefits to public sector employees based upon their status as an employee and what should be deemed as credited service.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2701, S.D. 1, and recommends that it pass Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committee on Ways and Means,



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DAVID Y. IGE, Chair



The Senate  
Twenty-Sixth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Ways and Means**  
**WAM**

|  |                     |          |     |         |
|--|---------------------|----------|-----|---------|
| Bill / Resolution No.:*  | Committee Referral: | Date:    |     |         |
| SB2701, SD1  | JPL, WAM            | 2/28/12  |     |         |
| <input type="checkbox"/> The committee is reconsidering its previous decision on this measure.<br>If so, then the previous decision was to: _____                                      |                     |          |     |         |
| The Recommendation is:   |                     |          |     |         |
| <input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313 |                     |          |     |         |
| Members  | Aye                 | Aye (WR) | Nay | Excused |
| IGE, David Y. (C)  | ✓                   |          |     |         |
| KIDANI, Michelle N. (VC)   | ✓                   |          |     |         |
| CHUN OAKLAND, Suzanne  | ✓                   |          |     |         |
| DELA CRUZ, Donovan M.  | ✓                   |          |     |         |
| ENGLISH, J. Kalani   | ✓                   |          |     |         |
| ESPERO, Will   | ✓                   |          |     |         |
| FUKUNAGA, Carol  | ✓                   |          |     |         |
| KIM, Donna Mercado   | ✓                   |          |     |         |
| KAHELE, Gilbert  | ✓                   |          |     |         |
| KOUCHI, Ronald D.  |                     |          |     | ✓       |
| RYAN, Pohai  | ✓                   |          |     |         |
| TOKUDA, Jill N.  | ✓                   |          |     |         |
| WAKAI, Glenn   | ✓                   |          |     |         |
| SLOM, Sam  |                     | ✓        |     |         |
|  |                     |          |     |         |
|  |                     |          |     |         |
|  |                     |          |     |         |
|  |                     |          |     |         |
| <b>TOTAL</b>   | 12                  | 1        | 0   | 1       |
| Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted   |                     |          |     |         |
| Chair's or Designee's Signature: <i>Michelle N. Kidani</i>   |                     |          |     |         |
| <b>Distribution:</b> Original     Yellow     Pink     Goldenrod<br>File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy                           |                     |          |     |         |

\*Only one measure per Record of Votes