
A BILL FOR AN ACT

RELATING TO ELECTIONS.

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

1 SECTION 1. Chapter 11, Hawaii Revised Statutes, is amended
2 by adding a new section to be appropriately designated and to
3 read as follows:

4 "§11- Reemployment rights. (a) Every employee subject
5 to chapter 76 or 89 who resigns from employment to seek elective
6 office shall be entitled to reemployment if the employee fails
7 to be elected; provided that the employee:

8 (1) Files nomination papers;

9 (2) Requests reemployment within sixty days of the
10 conclusion of the election; and

11 (3) The employee was not subject to disciplinary action or
12 terminated for cause by the employee's public
13 employer.

14 (b) Any person who requests reemployment pursuant to
15 subsection (a), if still qualified to perform the duties of the
16 position previously held by the person, shall be restored by the
17 employer or the employer's successor in interest to the position



1 or to a position of like seniority, status, and pay, unless the
2 employer's circumstances have so changed as to make it
3 impossible or unreasonable to do so.

4 (c) Any person who is restored to or reemployed in a
5 position pursuant to this section:

6 (1) Shall be:

7 (A) Considered as having been on furlough or leave of
8 absence and not eligible to receive employee or
9 retirement benefits during that time;

10 (B) Restored or reemployed without loss of seniority;
11 and

12 (C) Entitled to participate in insurance or other
13 benefits offered by the employer pursuant to
14 established rules and practices relating to
15 employees on furlough or leave of absence in
16 effect with the employer at the time the person
17 resigned; and

18 (2) Shall not be discharged from the employment position
19 without cause within one year after the restoration or
20 reemployment."

21 SECTION 2. New statutory material is underscored.


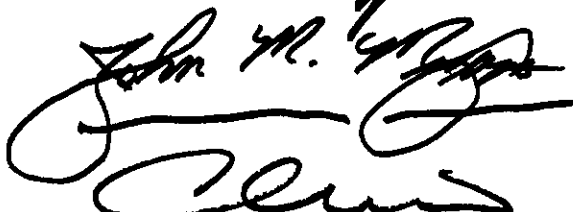
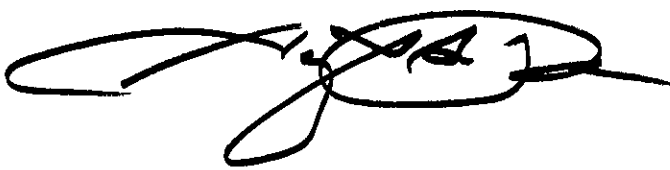


H.B. NO. 1048

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

2

INTRODUCED BY:

JAN 27 2015



H.B. NO. 1048

Report Title:

Elections; Reemployment Rights; Public Employees

Description:

Establishes reemployment rights for public employees who resign in order to seek elective office.

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

