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## A BILL FOR AN ACT

RELATING TO STATE FACILITIES SAFETY.

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

1           SECTION 1. The legislature finds that our state's police  
2 officers, firefighters, and Hawaii National Guard retirees are  
3 an invaluable asset to our community. In 2014, the Honolulu  
4 Police Department alone had fifty-nine retirees who acquired  
5 exceptional skills that could still be valuable to the State.  
6 However, the current state pension and retirement system of  
7 chapter 88, Hawaii Revised Statutes, precludes retirees from  
8 receiving retirement and pension benefits if they accept further  
9 state employment, preventing highly qualified retired police  
10 officers, firefighters, and Hawaii National Guard retirees from  
11 serving in permanent security safety officer and security  
12 attendant positions in state departments identified as having  
13 heightened security needs.

14           Ensuring safety in our state facilities, including public  
15 schools, is one of the most important responsibilities of the  
16 State. However, compared to the mainland, security positions in  
17 Hawaii pay less even though the costs of living here are higher.  
18 According to Civil Beat, police officers in Washington and New



1 York make \$12,000 more than their counterparts in Hawaii, and  
2 those in California, about \$28,000 more. Additional incentives  
3 are needed to address the increased security needs in the State  
4 and the retirees' financial ability to live here after  
5 retirement.

6 The purpose of this Act is to allow Hawaii National Guard  
7 and police or firefighter retirees with pension and retirement  
8 benefits to receive their benefits while employed as state  
9 security safety officers and security attendants within state  
10 government.

11 SECTION 2. Section 88-9, Hawaii Revised Statutes, is  
12 amended by amending subsection (d) to read as follows:

13 "(d) A retirant may be employed without reenrollment in the  
14 system and suffer no loss or interruption of benefits provided  
15 by the system or under chapter 87A if the retirant is employed:

16 (1) As an elective officer pursuant to section 88-42.6(c)  
17 or as a member of the legislature pursuant to section  
18 88-73(d);

19 (2) As a juror or precinct official;

20 (3) As a part-time or temporary employee excluded from  
21 membership in the system pursuant to section 88-43, as  
22 a session employee excluded from membership in the



1 system pursuant to section 88-54.2, as the president  
2 and chief executive officer of the Hawaii tourism  
3 authority excluded from membership in the system  
4 pursuant to section 201B-2, or as any other employee  
5 expressly excluded by law from membership in the  
6 system; provided that:

7 (A) The retirant was not employed by the State or a  
8 county during the six calendar months prior to  
9 the first day of reemployment; and

10 (B) No agreement was entered into between the State  
11 or a county and the retirant, prior to the  
12 retirement of the retirant, for the return to  
13 work by the retirant after retirement;

14 (4) In a position identified by the appropriate  
15 jurisdiction as a labor shortage or difficult-to-fill  
16 position; provided that:

17 (A) The retirant was not employed by the State or a  
18 county during the twelve calendar months prior to  
19 the first day of reemployment;

20 (B) No agreement was entered into between the State  
21 or a county and the retirant, prior to the



1 retirement of the retirant, for the return to  
2 work by the retirant after retirement; and  
3 (C) Each employer shall contribute to the pension  
4 accumulation fund the required percentage of the  
5 rehired retirant's compensation to amortize the  
6 system's unfunded actuarial accrued liability; or  
7 (5) As a teacher, school security safety officer, school  
8 security attendant, or an administrator in a teacher  
9 shortage or heightened security concern area  
10 identified by the department of education or in a  
11 charter school as a mentor for new classroom teachers;  
12 or in any state facility with a heightened security  
13 concern as identified by the department of public  
14 safety; provided that:  
15 (A) The retirant was not employed by the State or a  
16 county during the twelve calendar months prior to  
17 the first day of reemployment;  
18 (B) No agreement was entered into between the State  
19 or a county and the retirant prior to the  
20 retirement of the retirant, for the return to  
21 work by the retirant after retirement; and



# H.B. NO. 1924

1 (C) The department of education or charter school  
 2 shall contribute to the pension accumulation fund  
 3 the required percentage of the rehired retirant's  
 4 compensation to amortize the system's unfunded  
 5 actuarial accrued liability."

6 SECTION 3. New statutory material is underscored.

7 SECTION 4. This Act shall take effect on July 1, 2016.

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INTRODUCED BY:

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JAN 22 2016



# H.B. NO. 1924

**Report Title:**

State Facilities; School Safety; Security Officers; Retirees.

**Description:**

Allows reemployment of retired police officers, National Guard veterans, and other state and city public safety workers like firefighters to work as safety and security officers at state schools and buildings while continuing to collect retirement benefits.

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

