

Honolulu, Hawaii

FEB 14 2017

RE: S.B. No. 249

S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Ninth State Legislature  
Regular Session of 2017  
State of Hawaii

Sir:

Your Committee on Judiciary and Labor, to which was referred S.B. No. 249 entitled:

"A BILL FOR AN ACT RELATING TO RETIREMENT,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Establish that a member of the Employees' Retirement System who first earned credited service as a judge after June 30, 2017, and has at least twelve years of credited service and attained age sixty, or has at least twenty-five years of credited service and has attained age fifty-five is eligible to receive a pension after retirement; and
- (2) Reduce the percentage of average final compensation used to calculate the retirement allowance for a member who first earned credited service as a judge after June 30, 2017, to two per cent.

Your Committee received testimony in support of this measure from one individual. Your Committee received testimony in opposition to this measure from the Judiciary, Hawai'i State Trial Judges Association, University of Hawaii Professional Assembly, and fourteen individuals. Your Committee received comments on this measure from the Employees' Retirement System.



Your Committee finds that there have been various revisions to the Employees' Retirement System, and implementation of this measure is necessary to maintain reasonable and fair benefits under the Employees' Retirement System.

Your Committee has amended this measure by:

- (1) Reducing the number of years of credited service required for pension eligibility for a member of the Employees' Retirement System, who first earned credited service as a judge after June 30, 2017, and attained age sixty, from twelve to ten years; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 249, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 249, S.D. 1, and be referred to your Committee on Ways and Means.

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

  
\_\_\_\_\_  
GILBERT S.C. KEITH-AGARAN, Chair



The Senate  
Twenty-Ninth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Judiciary and Labor**  
**JDL**

Bill / Resolution No.:* <b>SB 249</b>	Committee Referral: <b>JDL, WAM</b>	Date: <b>2/8/17</b>		
<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
KEITH-AGARAN, Gilbert S.C. (C)	✓			
RHOADS, Karl (VC)	✓			
GABBARD, Mike			✓	
KIM, Donna Mercado	✓			
THIELEN, Laura H.			✓	
<b>TOTAL</b>	<b>3</b>	<b>0</b>	<b>2</b>	<b>0</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; font-family: cursive; font-size: 1.2em;"><i>Karl Rhoads</i></div>				
<b>Distribution:</b> Original                      Yellow                      Pink                      Goldenrod File with Committee Report    Clerk's Office              Drafting Agency              Committee File Copy				

**\*Only one measure per Record of Votes**