

Honolulu, Hawaii

APR 26

, 2019

RE: H.B. No. 981
H.D. 1
S.D. 1
C.D. 1

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirtieth State Legislature
Regular Session of 2019
State of Hawaii

Honorable Ronald D. Kouchi
President of the Senate
Thirtieth State Legislature
Regular Session of 2019
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 981, H.D. 1, S.D. 1, entitled:

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

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to establish a clear statutory basis for the recovery of overpayments of Employees' Retirement System (ERS) benefits by:

- (1) Specifying that overpayments of refunds and retirement benefits constitute a debt due and owing to the ERS by recipients of the overpayments;
- (2) Requiring the ERS to adopt and enforce rules as necessary for the recovery of retirement benefit overpayments; and



- (3) Enabling the ERS Board of Trustees or the ERS Executive Director to waive the recovery of retirement benefit overpayments in cases of bona fide hardship or where the costs of recovery would exceed the amount expected to be recovered.

Your Committee on Conference has amended this measure by changing its effective date to upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 981, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 981, H.D. 1, S.D. 1, C.D. 1.

Respectfully submitted on behalf
of the managers:

ON THE PART OF THE SENATE

ON THE PART OF THE HOUSE


BRIAN T. TANIGUCHI
Chair


AARON LING JOHANSON
Co-Chair


GILBERT S.C. KEITH-AGARAN
Co-Chair


STACELYNN K. M. ELI
Co-Chair



