

STAND. COM. REP. NO.

1001

Honolulu, Hawaii

MAR 01 2019

RE: S.B. No. 1204
S.D. 2

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

Sir:

Your Committees on Judiciary and Ways and Means, to which was referred S.B. No. 1204, S.D. 1, entitled:

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

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Clarify the eligibility of surviving children to receive benefits under the Employer-Union Health Benefits Trust Fund by amending the definitions of "dependent-beneficiary" and "employee-beneficiary" in chapter 87A, Hawaii Revised Statutes; and
- (2) Update references related to marriage to account for civil unions in interpreting who is a "dependent-beneficiary" and "employee-beneficiary".

Your Committees received testimony in support of this measure from the Employer-Union Health Benefits Trust Fund.

Your Committees find that the Hawaii Employer-Union Health Benefits Trust Fund offers health benefits to dependents of state and county employees and retirees. Your Committees further find that while, under existing law, when an employee or retiree passes away under certain qualifying circumstances, the employee's or



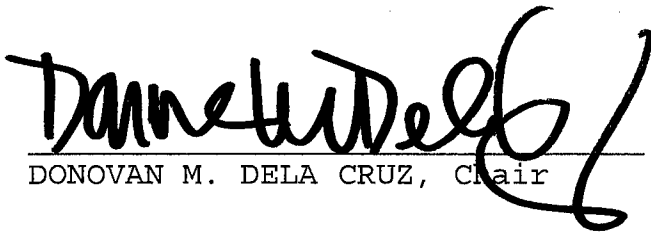
retiree's surviving spouse's children that are born after the employee's or retiree's death are eligible to participate in benefit plans offered under the fund. However, children born or legally adopted after the employee's or retiree's death who are not the employee's or retiree's natural or adopted children should not be eligible to participate in fund benefit plans because the child is not the child of the employee or retiree.

Your Committees additionally find that there is inconsistency in the date of termination of coverage between surviving children of employees who are killed in the performance of their duties and surviving children of employees who are eligible for retirement. This measure will clarify these provisions of the Employer-Union Health Benefits Trust Fund chapter of the Hawaii Revised Statutes.

Your Committees have amended this measure by making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Judiciary and Ways and Means that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1204, S.D. 1, as amended herein, and recommend that it pass Third Reading in the form attached hereto as S.B. No. 1204, S.D. 2.

Respectfully submitted on
behalf of the members of the
Committees on Judiciary and
Ways and Means,

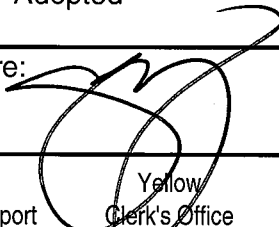

DONOVAN M. DELA CRUZ, Chair


KARL RHOADS, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:*	Committee Referral:	Date:		
SB1204, SD1	LCA, JDC/WAM	2/26/19		
<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
RHOADS, Karl (C)	✓			
WAKAI, Glenn (VC)	✓			
GABBARD, Mike	✓			
KIM, Donna Mercado	✓			
FEVELLA, Kurt	✓			
TOTAL	5	0	0	0
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes

The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* SB 1204, SD1	Committee Referral: LCA, JDC / WAM	Date: 2/26/2019		
<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
DELA CRUZ, Donovan M. (C)	/			
KEITH-AGARAN, Gilbert S.C. (VC)				/
ENGLISH, J. Kalani	/			
HARIMOTO, Breene	/			
INOUE, Lorraine R.				/
KAHELE, Kaiali'i				/
KANUHA, Dru Mamo	/			
KIDANI, Michelle N.	/			
MORIWAKI, Sharon Y.	/			
RIVIERE, Gil				/
SHIMABUKURO, Maile S.L.	/			
TANIGUCHI, Brian T.	/			
FEVELLA, Kurt	/			
TOTAL	9			4
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;">Michelle N. Kidani</div>				
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