
A BILL FOR AN ACT

RELATING TO GOVERNMENT EMPLOYEES.

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

1 SECTION 1. The purpose of this Act is to mitigate the
2 erosion of public confidence in government servants. Given
3 recent convictions of government officers and employees, the
4 integrity of government institutions has come into question.

5 Investigations into public corruption are particularly
6 troublesome because of the appearance of impropriety when an
7 elected or appointed officer or employee who is suspected of
8 criminal conduct continues to serve in their official capacity.
9 Even more troublesome is the fact that a suspected government
10 officer or employee is able to collect their full salary and
11 benefits while the target of a criminal investigation and is
12 allowed to keep these benefits even upon conviction of the
13 criminal offense of which they were suspected.

14 SECTION 2. Chapter 78, Hawaii Revised Statutes, is amended
15 by adding a new section to be appropriately designated and to
16 read as follows:



1 "§78- Forfeiture; felony convictions. Any person
2 convicted of a felony committed in the course of performing the
3 services of an officer or employee of the State or any of its
4 counties shall forfeit all:

5 (1) Compensation paid;
6 (2) Vacation and sick leave accrued; and
7 (3) Chapter 88 membership service attributed,
8 to the officer or employee for the period from the date the
9 felony offense was committed through the end of the officer's or
10 employee's employment by the State or county; provided that this
11 section shall not impair or diminish compensation and benefits
12 accrued prior to the date the felony was committed."

13 SECTION 3. This Act does not affect rights and duties that
14 matured, penalties that were incurred, and proceedings that were
15 begun before its effective date.

16 SECTION 4. New statutory material is underscored.

17 SECTION 5. This Act shall take effect on January 1, 2050.



Report Title:

Government Employees; Compensation and Benefits; Felony
Convictions; Forfeiture

Description:

Requires forfeiture of a state or county officer's or employee's
compensation and fringe benefits upon a felony conviction.
Takes effect on 1/1/2050. (HD1)

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not legislation or evidence of legislative intent.*

