
A BILL FOR AN ACT

RELATING TO THE HAWAII TOURISM AUTHORITY.

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

1 SECTION 1. Section 88-9, Hawaii Revised Statutes, is
2 amended by amending subsection (d) to read as follows:

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

7 (1) As an elective officer pursuant to section 88-42.6(c)
8 or as a member of the legislature pursuant to section
9 88-73(d);

10 (2) As a juror or precinct official;

11 (3) As a part-time or temporary employee excluded from
12 membership in the system pursuant to section 88-43, as
13 a session employee excluded from membership in the
14 system pursuant to section 88-54.2[, ~~as the president~~
15 ~~and chief executive officer of the Hawaii tourism~~
16 ~~authority excluded from membership in the system~~
17 ~~pursuant to section 201B-2,~~] or as any other employee



1 expressly excluded by law from membership in the
2 system; provided that:

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

6 (B) No agreement was entered into between the State
7 or a county and the retirant, prior to the
8 retirement of the retirant, for the return to
9 work by the retirant after retirement;

10 (4) In a position identified by the appropriate
11 jurisdiction as a labor shortage or difficult-to-fill
12 position; provided that:

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

16 (B) No agreement was entered into between the State
17 or a county and the retirant, prior to the
18 retirement of the retirant, for the return to
19 work by the retirant after retirement; and

20 (C) Each employer shall contribute to the pension
21 accumulation fund the required percentage of the



1 rehired retirant's compensation to amortize the
2 system's unfunded actuarial accrued liability; or

3 (5) As a teacher or an administrator in a teacher shortage
4 area identified by the department of education or in a
5 charter school or as a mentor for new classroom
6 teachers; provided that:

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

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; and

14 (C) The department of education or charter school
15 shall contribute to the pension accumulation fund
16 the required percentage of the rehired retirant's
17 compensation to amortize the system's unfunded
18 actuarial accrued liability."

19 SECTION 2. Section 201B-2, Hawaii Revised Statutes, is
20 amended by amending subsection (f) to read as follows:



1 "(f) The board shall appoint one person to serve as
2 president and chief executive officer, exempt from [~~chapters 76~~
3 ~~and 88~~] chapter 76, who shall oversee the authority staff;
4 provided [~~further~~] that the compensation package shall not
5 include private sector moneys or other contributions. The board
6 shall set the president and chief executive officer's duties,
7 responsibilities, holidays, vacations, leaves, hours of work,
8 and working conditions. It may grant other benefits as it deems
9 necessary."

10 SECTION 3. Statutory material to be repealed is bracketed
11 and stricken. New statutory material is underscored.

12 SECTION 4. This Act shall take effect upon its approval.



Report Title:

HTA; President and Chief Executive Officer; ERS Exemption;
Repeal

Description:

Repeals the exemption of the President and Chief Executive Officer of the Hawaii Tourism Authority from the State's Employees' Retirement System. Requires a retirant returning to service as the President and Chief Executive Officer of the Hawaii Tourism Authority to re-enroll into the Employees' Retirement System. (CD1)

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

