

ACT 22

An Act Relating to the Employees' Retirement System, Authorizing an Extension of Time for the Payment of Certain Contributions by the Counties Thereto, and Amending Act 173, Session Laws of Hawaii 1959.

Be it Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 11 of Article III of the Constitution of the State of Hawaii provides for the consideration and enactment in a budget session of all urgency measures deemed necessary in the public interest. Said section 11 further provides that no urgency measure shall be considered unless a statement of facts constituting such urgency shall be set forth in a section thereof and until such section shall have been first approved by each House. Pursuant to said section 11 of Article III of the Constitution of the State of Hawaii, this Act is hereby declared to be an urgency measure deemed necessary in the public interest. The following is a statement of facts constituting such urgency:

Actions of the Legislature in providing for retirement system coverage for per diem employees have resulted in unanticipated increased financial liability on the part of the various counties; for instance, passage of Act 173, Session Laws of Hawaii 1959, has added a liability of about half a million dollars to the already overburdened financial capacity of the county of Kauai. Since it is essential that provision be made for continued protection of all county employees covered by the employees' retirement system and since some of the counties are unable to meet the obligations imposed upon it by the Legislature of the Territory of Hawaii for sums necessary for the purpose of granting prior service credit in the employees' retirement system to per diem workers and former per diem workers, remedial legislation is urgently required.

SECTION 2. The accrued liabilities of the various counties to the employees' retirement system authorized and directed by Act 173, Session Laws of Hawaii 1959, are hereby authorized to be liquidated by installment payments extending over a period of thirty years from the effective date of this Act.

SECTION 3. Section 1, Act 173, Session Laws of Hawaii 1959, is hereby amended to read as follows:

"Section 1. Notwithstanding any other provision of the law to the contrary, employees in per diem positions, employees who formerly filled per diem positions, and former employees who filled per diem positions on or after January 1, 1928, shall be allowed full prior service credit in the employees' retirement system from the date they entered government employment as per diem employees until the date they attain or attained monthly status."

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

(Approved May 11, 1960.) **S.B. 238.**
