



GOV. MSG. NO. 1027

EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

July 5, 2007

The Honorable Colleen Hanabusa, President
and Members of the Senate
Twenty-Fourth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on July 5, 2007, the following bill was signed into law:

SB1284 SD2 HD2 CD1

A BILL FOR AN ACT RELATING TO THE
EMPLOYEES' RETIREMENT SYSTEM.
(ACT 256)

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Lingle".

LINDA LINGLE

A BILL FOR AN ACT

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

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

1 SECTION 1. The purpose of this measure is to establish a
2 policy framework to enable the employees' retirement system to
3 eventually eliminate its \$5,100,000,000 unfunded liability. The
4 framework set forth in this measure to enable the employees'
5 retirement system to become fully funded over a reasonable
6 length of time (twenty-nine years is contemplated in this
7 measure) is dependent on several factors, including, for
8 example, stability in the level of benefits received by current
9 and former employees. If future legislatures grant additional
10 benefits (which includes earlier retirements), the time it will
11 take for the employees' retirement system to become fully funded
12 will be lengthened, perhaps significantly, depending on the
13 level of benefit enhancements granted.

14 SECTION 2. Section 88-105, Hawaii Revised Statutes, is
15 amended by amending subsection (a) to read as follows:

16 "(a) At least once in each five-year period, commencing
17 with fiscal year 1994-1995, the actuary shall make an actuarial



1 investigation of the experience of the system and shall
2 recommend to the board of trustees the adoption for actuarial
3 valuation of the system of [~~such~~] mortality, service, and other
4 tables as shall be deemed appropriate and necessary, and the
5 actuary shall recommend to the legislature for its adoption the
6 investment yield rate [~~and annual salary increase assumption~~].
7 The actuary shall further recommend the acceptable funded ratio
8 for the system, taking into consideration the guaranties of
9 article XVI, section 2 of the state constitution, section
10 88-107, and section 88-127."

11 SECTION 3. Section 88-122, Hawaii Revised Statutes, is
12 amended as follows:

13 1. By amending subsection (b) to read:

14 "(b) The actuarial valuations made for years after
15 June 30, 1999, shall be based on an eight per cent investment
16 yield rate, [~~assumed~~] salary [~~increases of four per cent,~~]
17 increase assumptions adopted by the board on the recommendation
18 of the actuary described under section 88-30, and tables,
19 contribution rates, and factors adopted by the board or
20 legislature for actuarial valuations of the system, subject to
21 recommendations made by the actuary appointed under section
22 88-29."



1 2. By amending subsection (e) to read:

2 "(e) Commencing with fiscal year 2005-2006 and each
3 subsequent fiscal year, the employer contributions for normal
4 cost and accrued liability^y for each of the two groups of
5 employees in subsection (a) shall be based on fifteen and three-
6 fourths per cent of the member's compensation for police
7 officers, firefighters, and corrections officers and thirteen
8 and three-fourths per cent of the member's compensation for all
9 other employees. Commencing with fiscal year 2008-2009 and each
10 subsequent fiscal year, the employer contributions for normal
11 cost and accrued liability for each of the two groups of
12 employees in subsection (a) shall be based on nineteen and
13 seven-tenths per cent of the member's compensation for police
14 officers, firefighters, and corrections officers and fifteen per
15 cent of the member's compensation for all other employees. The
16 contribution rates shall amortize the total unfunded accrued
17 liability of the entire plan over a period not to exceed thirty
18 years. Effective January 2, 2008 until January 2, 2011, there
19 shall be no benefit enhancements under this chapter for any
20 group of members, including any reduction of retirement age,
21 when there is an unfunded accrued liability.

22 The contribution rates shall be subject to adjustment:



- 1 (1) If the actual period required to amortize the unfunded
2 accrued liability exceeds thirty years;
3 (2) If [~~the actual period required to amortize the~~
4 ~~unfunded accrued liability falls below the established~~
5 ~~benchmark funding period of twenty five years,]~~ there
6 is no unfunded accrued liability; or
7 (3) Based on the actuarial investigation conducted in
8 accordance with section 88-105."

9 SECTION 4. Statutory material to be repealed is bracketed
10 and stricken. New statutory material is underscored.

11 SECTION 5. This Act shall take effect on July 1, 2007.



GOVERNOR OF THE STATE OF HAWAII

Approved this day: JUL 5 2007

