
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 allow state and
2 county governments to rehire retired employees as permanent
3 workers in critical-to-fill or labor shortage positions, without
4 affecting the rehired retirants' retirement benefits.

5 SECTION 2. Chapter 88, Hawaii Revised Statutes, is amended
6 by adding a new section to be appropriately designated and to
7 read as follows:

8 "§88- Reemployment of state and county retirants. (a)
9 Appointing authorities in the state and county government may
10 employ a retired state or county government employee who is
11 receiving retirement benefits under this chapter for critical-to-
12 fill or labor shortage positions, including exempt positions. A
13 retirant subject to this section shall be recruited and selected
14 for civil service positions according to civil service laws. The
15 director of human resources development, for employees hired by
16 the state executive branch, the director of human resources of
17 the judiciary, for employees hired by the judiciary, or the
18 respective chief human resources management executive for the



1 respective counties, for employees hired by a county, shall
2 certify that the retirant was hired in accordance with applicable
3 civil service laws. To qualify for full-time employment, the
4 retirant shall be retired from a state or county government
5 position for at least one calendar year prior to reemployment.

6 (b) Notwithstanding sections 88-21, 88-42.5, 88-43, 88-45,
7 88-46, 88-98, 88-273, 88-325, 88-326, and 88-344, or any other
8 law to the contrary, a retired state or county government
9 employee who is rehired by the state or county government under
10 this section:

11 (1) Shall not earn retirement service credit, contribute to
12 the system, or gain additional system benefits as a
13 result of the retirant's subsequent employment with the
14 state or a county; and

15 (2) Shall continue to receive the employee's regular
16 retirement benefits without penalty.

17 (c) This section shall not preclude a retirant from
18 returning to work and relinquishing the employee's retirement
19 benefits to earn additional service credit and gain additional
20 retirement benefits for a future retirement as may be allowed by
21 this chapter.



1 (d) Employers shall make contributions to the employees'
2 retirement system fund. The employer contributions on the
3 retirant's salary shall be based on fifteen and three-fourths per
4 cent of the member's compensation for police officers,
5 firefighters, and corrections officers, and thirteen and three-
6 fourth per cent for all other employees.

7 (e) For the purposes of this section:

8 "Retired state or county employee" means any former employee
9 of the state or any of its branches, including the judiciary, or
10 of a respective county who is classified by the system as a
11 retirant.

12 "State or county government" means the state or any of its
13 branches, including the judiciary, or any of the respective
14 counties."

15 SECTION 3. New statutory material is underscored.

16 SECTION 4. This Act shall take effect on July 1, 2059;
17 provided that this Act shall be repealed five years from its
18 effective date.



Report Title:

Retirement Benefits; Reemployment of Government Retirants

Description:

Permits the state and county governments to rehire retirants as permanent employees without affecting the retirants' retirement benefits. (HB1818 HD1)

