STAND. COM. REP. NO. **557** -14

Honolulu, Hawaii

April 4

, 2014

RE: S.B. No. 1038

S.D. 2 H.D. 2

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Seventh State Legislature Regular Session of 2014 State of Hawaii

Sir:

Your Committee on Finance, to which was referred S.B. No. 1038, S.D. 2, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Authorize a court to decree the forfeiture of all or any portion of the Employees' Retirement System benefits to which a member, former member, or retirant of state or county employment hired after the effective date of this measure would otherwise have been entitled if the member, former member, or retirant is convicted of a felony that is related to the employment of the member, former member, or retirant; and
- (2) Require the Employees' Retirement System to comply with a court order to reduce, suspend, or deny payment of benefits to the member, former member, or retirant.

The Employees' Retirement System provided comments on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030, for the purpose of facilitating further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1038, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1038, S.D. 2, H.D. 2.

Respectfully submitted on behalf of the members of the Committee on Finance,

SYLVIA LUKE. Chair

State of Hawaii House of Representatives **HSCR** 1557-14 The Twenty-seventh Legislature

Record of Votes of the Committee on Finance

SB 1038, SD2, HD1	LAB, JUD, FIN	Date	e: 3/27/2014	
☐ The committee is reconsidering its previo	ous decision on the measure.			
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)				
FIN Members	Ayes	Ayes (WR)	Nays	Excused
1. LUKE, Sylvia (C)				
2. NISHIMOTO, Scott Y. (VC)		The second secon	**************************************	THE ALMOS AND THE STATE OF THE
3. JOHANSON, Aaron Ling (VC)				
4. CULLEN, Ty J.K.				
5. HASHEM, Mark J.				
6. ING, Kaniela 7. JORDAN, Jo				
7. JORDAN, Jo 8. KOBAYASHI, Bertrand				
9. LOWEN, Nicole E.				
10. MORIKAWA, Dee				
11. ONISHI, Richard H.K.				
12. TAKAYAMA, Gregg				
13. TOKIOKA, James Kunane				
14. WOODSON, Justin H.		W. S. (2004) 100 (100 (100 (100 (100 (100 (100 (100		78
15. YAMASHITA, Kyle T.				
16. FUKUMOTO, Beth				
17. WARD, Gene				
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TOTAL (17)	(4	(2
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature.	20			
Distribution: Original (White) – Committee	e Duplicate (Yellow) -	- Chief Clerk's Office	Duplicate (P	ink) – HMSO