

STAND. COM. REP. NO. 2923

Honolulu, Hawaii

MAR 02 2018

RE: S.B. No. 2228  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Ninth State Legislature  
Regular Session of 2018  
State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred S.B. No. 2228, S.D. 1, entitled:

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

begs leave to report as follows:

The purpose and intent of this measure is to establish forfeiture of Employees' Retirement System benefits for felonies related to state or county employment.

Specifically, this measure:

- (1) Authorizes a court to order the forfeiture of Employees' Retirement System benefits of a member, former member, or retirant upon the conviction of that individual for a felony related to the employment of the individual with the State or any county;
- (2) Authorizes designated beneficiaries to receive benefits upon the death of the convicted member, former member, or retirant despite court-ordered forfeiture of benefits; and



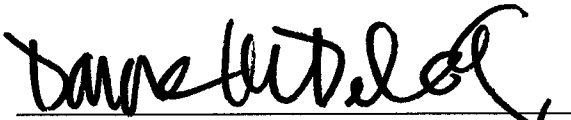
- (3) Establishes procedures for the Employees' Retirement System to follow upon receipt of an applicable court order.

Your Committee received written comments in support of this measure from the Employees' Retirement System and one individual.

Your Committee finds that this measure will codify the public policy that contributors to the Employees' Retirement System who are convicted of a felony related to their employment with the State or any county should not be eligible to receive retirement benefits accrued during employment.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2228, S.D. 1, and recommends that it pass Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committee on Ways and Means,

  
DONOVAN M. DELA CRUZ, Chair



The Senate  
Twenty-Ninth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Ways and Means**  
**WAM**

Bill / Resolution No.:* <b>SB2228, SD1</b>	Committee Referral: <b>LBR/JDC, WAM</b>	Date: <b>2/23/18</b>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
<b>Members</b>	<b>Aye</b>	<b>Aye (WR)</b>	<b>Nay</b>	<b>Excused</b>
DELA CRUZ, Donovan M. (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)	X			
ENGLISH, J. Kalani	X			
GALUTERIA, Brickwood				X
HARIMOTO, Breene	X			
INOUE, Lorraine R.	X			
KAHELE, Kaiali'i	X			
KIDANI, Michelle N.	X			
RIVIERE, Gil	X			
SHIMABUKURO, Maile S.L.				X
WAKAI, Glenn	X			
<b>TOTAL</b>	<b>9</b>			<b>2</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report   Clerk's Office   Drafting Agency   Committee File Copy				

\*Only one measure per Record of Votes