STAND. COM. REP. NO. **578** -20

Honolulu, Hawaii

FEB 14 ' 2020

RE: H.B. No. 2747 H.D. 2

Honorable Scott K. Saiki Speaker, House of Representatives Thirtieth State Legislature Regular Session of 2020 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 2747, H.D. 1, entitled:

"A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVI, SECTION 2, OF THE HAWAII STATE CONSTITUTION, TO AUTHORIZE THE LEGISLATURE TO REQUIRE THE FORFEITURE OR REDUCTION OF PENSION BENEFITS OF A MEMBER, FORMER MEMBER, OR RETIRANT OF THE EMPLOYEES' RETIREMENT SYSTEM WHO IS CONVICTED OF A FELONY RELATED TO THE MEMBER'S, FORMER MEMBER'S, OR RETIRANT'S EMPLOYMENT WITH THE STATE OR ANY POLITICAL SUBDIVISION THEREOF,"

begs leave to report as follows:

The purpose of this measure is to propose an amendment to the Hawaii State Constitution to authorize the Legislature to require, by law, the forfeiture or reduction of benefits of any member, former member, or retirant of the Employees' Retirement System if the member, former member, or retirant is convicted of a felony related to the employment with the State or counties.

Your Committee received testimony in support of this measure from Common Cause Hawaii, Indivisible Hawaii, and eight individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Hawaii State Ethics Commission.

Your Committee finds that public officers and employees are responsible for upholding the public's trust in government and democracy. Your Committee further finds that the public's trust becomes strained when public officers and employees participate in misconduct during their employment, but still keep the benefits from their employment.

Your Committee has amended this measure by 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2747, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 2747, H.D. 2.

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

CHRIS LEE, Chair

State of Hawaii House of Representatives The THIRTIETH Legislature

HSCR 588-20

Record of Votes of the Committee on Judiciary

	ommittee Referral:	Date:	1-12	
HB 2747 HDI L	AB, JUD, FIN	2	112/202	ω
☐ The committee is reconsidering its previous 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)				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. LEE, Chris (C)				
			and the latter of the latter o	
2. SAN BUENAVENTURA, Joy A. (Vo	C) /			Tiganyana - gondan - kw
3. BROWER, Tom				
4. CREAGAN, Richard P.				
4. CREAGAN, Richard F.				
5. LOWEN, Nicole E.				
6. McKELVEY, Angus L.K.				
7. NAKASHIMA, Mark M.		Commission (Company) of the Commission of the Co	into " anti- " . A mobilities assume the sentimentum of all	anni (1888) - 1885 - Mei Byll Markey en arrolling
8. PERRUSO, Amy A.				
9. SAY, Calvin K.Y.		Wars .		
10. TAKAYAMA, Gregg			ang (東京 - 1875年) 1875年 (1875年) 1875年 (1875年)	N. C. T. T
11. YAMANE, Ryan I.				
12 THELEN Combin				
12. THIELEN, Cynthia				
TOTAL (12)	11		1	
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO				
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