

JAN 21 2026

A BILL FOR AN ACT

RELATING TO ALLOWANCE ON SERVICE RETIREMENTS.

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

1 SECTION 1. Notwithstanding section 88-99, Hawaii Revised
2 Statutes, the purpose of this Act is to include certain law
3 enforcement administrators and employees of the department of
4 law enforcement as class A members of the pension and retirement
5 systems and to provide guidance for the computation of
6 retirement benefits similar to police officers.

7 SECTION 2. Section 88-21, Hawaii Revised Statutes, is
8 amended by adding two new definitions to be appropriately
9 inserted and to read as follows:

10 "Sheriff" means a person who serves as the administrator
11 of the sheriff division of the department of law enforcement.

12 "Sheriff division investigator" means a person regularly
13 employed by the department of law enforcement with police powers
14 who hold the personnel class specification of investigator."

15 SECTION 3. Section 88-45, Hawaii Revised Statutes, is
16 amended to read as follows:



1 **"§88-45 Employee contributions.** After June 30, 1988, each
2 class A and class B member shall contribute ~~[seven and eight-~~
3 ~~tenths]~~ 7.8 per cent of the member's compensation to the annuity
4 savings fund; provided that after June 30, 1989, all
5 firefighters, police officers, corrections officers,
6 investigators of the departments of the prosecuting attorney and
7 of the attorney general, narcotics enforcement investigators,
8 water safety officers not making the election under section
9 88-271, ~~[and]~~ the director of law enforcement, deputy directors
10 of the department of law enforcement, law enforcement
11 investigations staff investigators, the sheriff, and sheriff
12 division investigators shall contribute ~~[twelve and two tenths]~~
13 12.2 per cent of their compensation to the annuity savings fund
14 for service in that capacity; provided further that each class A
15 and class B member who becomes a member after June 30, 2012,
16 shall contribute ~~[nine and eight tenths]~~ 9.8 per cent of the
17 member's compensation to the annuity savings fund; provided
18 further that all firefighters, police officers, corrections
19 officers, investigators of the departments of the prosecuting
20 attorney and of the attorney general, narcotics enforcement
21 investigators, ~~[and]~~ the director of law enforcement, deputy



1 directors of the department of law enforcement, law enforcement
2 investigations staff investigators, the sheriff, and sheriff
3 division investigators who become members after June 30, 2012,
4 shall contribute [~~fourteen and two tenths~~] 14.2 per cent of
5 their compensation to the annuity savings fund for service in
6 that capacity."

7 SECTION 4. Section 88-47, Hawaii Revised Statutes, is
8 amended by amending subsection (a) to read as follows:

9 "(a) There shall be four classes of members in the system
10 to be known as class A, class B, class C, and class H, defined
11 as follows:

12 (1) Class A shall consist of:

13 (A) Members first employed as judges before July 1,
14 2031, elected officials, and legislative
15 officers;

16 (B) Investigators of the department of the attorney
17 general, narcotics enforcement investigators,
18 water safety officers not making the election
19 under section 88-271, and law enforcement
20 investigations staff investigators;



1 (C) Those members in service ~~prior to~~ before
2 July 1, 1984, including those who are on approved
3 leave of absence, not making the election to
4 become a class C member as provided in part VII
5 or to become a class H member as provided in part
6 VIII;

7 (D) The following members in service ~~prior to~~
8 before July 1, 2006, including those who are on
9 approved leave of absence, not making the
10 election to become a class H member as provided
11 in part VIII:
12 (i) Members whose salaries are set forth in
13 sections 26-52 and 26-53 and their county
14 counterparts, managing directors or an
15 administrative assistant to the mayor, other
16 county department heads, and agency heads
17 appointed and subject to removal by the
18 mayor;
19 (ii) First deputies appointed by the county
20 attorney and prosecuting attorney;





II (i) The director of law enforcement;

16 (2) Class B shall consist of:

17 (A) Police officers and firefighters, including
18 former retirants who return to service in such
19 capacity;



1 (B) All employees, including former retirants, who
2 were members on July 1, 1957, who elected not to
3 be covered by the Social Security Act; and
4 (C) All employees, including former retirants, in
5 positions to which coverage under Title II of the
6 Social Security Act is not extended, who enter
7 membership after June 30, 1957, but before
8 January 1, 2004, not making the election to
9 become a class H member as provided in part VIII;
10 (3) Except for members described in paragraphs (1) and
11 (2), class C shall consist of all employees, not
12 making the election to become a class H member as
13 provided in part VIII, who:
14 (A) First enter service after June 30, 1984, but
15 before July 1, 2006;
16 (B) Reenter service after June 30, 1984, but before
17 July 1, 2006, without vested benefit status as
18 provided in section 88-96(b);
19 (C) Make the election to become a class C member as
20 provided in part VII; or



1 (D) Are former class C retirants who return to
2 service requiring the retirant's active
3 membership; and

4 (4) Except for members described in paragraphs (1) and
5 (2), class H shall consist of all employees who:

6 (A) First enter service after June 30, 2006;

7 (B) Reenter service after June 30, 2006, without
8 vested benefit status as provided in section
9 88-96(b);

10 (C) Make the election to become a class H member as
11 provided in part VIII;

12 (D) Are former class H retirants who return to
13 service requiring the retirant's active
14 membership; or

15 (E) Are first employed as a judge after June 30,
16 2031."

17 SECTION 5. Section 88-74, Hawaii Revised Statutes, is
18 amended as follows:

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

20 "(b) If a member, who became a member before July 1, 2012,
21 has attained age fifty-five, the member's maximum retirement



1 allowance shall be two per cent of the member's average final
2 compensation multiplied by the total number of years of the
3 member's credited service as a class A and class B member,
4 excluding any credited service as a judge, elective officer, or
5 legislative officer, plus a retirement allowance of [one and
6 ~~one-fourth~~] 1.25 per cent of the member's average final
7 compensation multiplied by the total number of years of prior
8 credited service as a class C member, plus a retirement
9 allowance of two per cent of the member's average final
10 compensation multiplied by the total number of years of prior
11 credited service as a class H member; provided that:
12 (1) After June 30, 1968, if the member has at least ten
13 years of credited service of which the last five or
14 more years [~~prior to~~] before retirement is credited
15 service as a firefighter, police officer, or [~~an~~]
16 investigator of the department of the prosecuting
17 attorney;
18 (2) After June 30, 1977, if the member has at least ten
19 years of credited service of which the last five or
20 more years [~~prior to~~] before retirement is credited
21 service as a corrections officer;



- (3) After June 16, 1981, if the member has at least ten years of credited service of which the last five or more years ~~prior to~~ before retirement is credited service as an investigator of the department of the attorney general;
- (4) After June 30, 1989, if the member has at least ten years of credited service of which the last five or more years ~~prior to~~ before retirement is credited service as a narcotics enforcement investigator;
- (5) After December 31, 1993, if the member has at least ten years of credited service of which the last five or more years ~~prior to~~ before retirement is credited service as a water safety officer;
- (6) After June 30, 1994, if the member has at least ten years of credited service, of which the last five or more years ~~prior to~~ before retirement are credited service as a law enforcement investigations staff investigator;
- (7) After June 30, 2002, if the member:
 - (A) Has at least ten years of credited service as a firefighter;



1 (B) Is deemed permanently medically disqualified due
2 to a [service related] service-related disability
3 to be a firefighter by the employer's physician;
4 and

5 (C) Continues employment in a class A or B position
6 other than a firefighter; [and]

7 (8) After June 30, 2004, if the member:
8 (A) Has at least ten years of credited service as a
9 police officer;
10 (B) Is deemed permanently medically disqualified due
11 to a [service related] service-related disability
12 to be a police officer by the employer's
13 physician; and
14 (C) Continues employment in a class A or B position
15 other than a police officer; and

16 (9) After June 30, 2026, if the member has at least ten
17 years of credited service, of which the last five or
18 more years before retirement are credited service as
19 the director of law enforcement, deputy director of
20 the department of law enforcement, the sheriff, or
21 sheriff division investigator,



1 then for each year of service as a firefighter, police officer,
2 corrections officer, investigator of the department of the
3 prosecuting attorney, investigator of the department of the
4 attorney general, narcotics enforcement investigator, water
5 safety officer, [or] director of law enforcement, deputy
6 director of the department of law enforcement, law enforcement
7 investigations staff investigator, the sheriff, or sheriff
8 division investigator, the retirement allowance shall be [two
9 and one-half] 2.5 per cent of the member's average final
10 compensation. The maximum retirement allowance for those
11 members shall not exceed eighty per cent of the member's average
12 final compensation. If the member has not attained age fifty-
13 five, the member's retirement allowance shall be computed as
14 though the member had attained age fifty-five, reduced for age
15 as provided in subsection (e)."

16 2. By amending subsections (e) and (f) to read:

17 "(e) Except as provided in subsections (b), (c), and (d),
18 if a member, who became a member before July 1, 2012, has not
19 attained age fifty-five at the date of retirement, the member's
20 retirement allowance shall be reduced, for each month the



1 member's age at the date of retirement is below age fifty-five,
2 as follows:

3 (1) 0.4166 per cent for each month below age fifty-five
4 and above age forty-nine and eleven months; plus

5 (2) 0.3333 per cent for each month below age fifty and
6 above age forty-four and eleven months; plus

7 (3) 0.2500 per cent for each month below age forty-five
8 and above age thirty-nine and eleven months; plus

9 (4) 0.1666 per cent for each month below age forty;

10 provided that no reduction shall be made if the member has at
11 least twenty-five years of credited service as a firefighter,

12 police officer, corrections officer, investigator of the

13 department of the prosecuting attorney, investigator of the

14 department of the attorney general, narcotics enforcement

15 investigator, director of law enforcement, deputy director of

16 the department of law enforcement, law enforcement

17 investigations staff investigator, the sheriff, sheriff division

18 investigator, sewer worker, or water safety officer, of which

19 the last five or more years [prior to] before retirement is

20 credited service in these capacities.



1 (f) If a member, who becomes a member after June 30, 2012,
2 has attained age sixty, the member's maximum retirement
3 allowance shall be [~~one and three-fourths~~] 1.75 per cent of the
4 member's average final compensation multiplied by the total
5 number of years of the member's credited service as a class A
6 and class B member, excluding any credited service as a judge,
7 elective officer, or legislative officer, plus a retirement
8 allowance of [~~one and one-fourth~~] 1.25 per cent of the member's
9 average final compensation multiplied by the total number of
10 years of prior credited service as a class C member, plus a
11 retirement allowance of [~~one and three-fourths~~] 1.75 per cent of
12 the member's average final compensation multiplied by the total
13 number of years of prior credited service as a class H member;
14 provided that:

15 (1) If the member has at least ten years of credited
16 service of which the last five or more years [prior
17 to] before retirement is credited service as a
18 firefighter, police officer, or an investigator of the
19 department of the prosecuting attorney;
20 (2) If the member has at least ten years of credited
21 service of which the last five or more years [prior



1 ~~to~~ before retirement is credited service as a
2 corrections officer;

3 (3) If the member has at least ten years of credited
4 service of which the last five or more years ~~prior~~
5 ~~to~~ before retirement is credited service as an
6 investigator of the department of the attorney
7 general;

8 (4) If the member has at least ten years of credited
9 service of which the last five or more years ~~prior~~
10 ~~to~~ before retirement is credited service as a
11 narcotics enforcement investigator;

12 (5) If the member has at least ten years of credited
13 service, of which the last five or more years ~~prior~~
14 ~~to~~ before retirement is credited service as a law
15 enforcement investigations staff investigator;

16 (6) If the member:
17 (A) Has at least ten years of credited service as a
18 firefighter;
19 (B) Is deemed permanently medically disqualified due
20 to a ~~service related~~ service-related disability



1 to be a firefighter by the employer's physician;

2 and

3 (C) Continues employment in a class A or class B
4 position other than a firefighter; [and]

5 (7) If the member:

6 (A) Has at least ten years of credited service as a
7 police officer:

8 (B) Is deemed permanently medically disqualified due
9 to a [service related] service-related disability
10 to be a police officer by the employer's
11 physician; and

12 (C) Continues employment in a class A or class B
13 position other than a police officer[–]; and

14 (8) After June 30, 2026, if the member has at least ten
15 years of credited service, of which the last five or
16 more years before retirement is credited service as a
17 director of law enforcement, deputy director of the
18 department of law enforcement, the sheriff, or sheriff
19 division investigator,

20 then for each year of service as a firefighter, police officer,
21 corrections officer, investigator of the department of the



1 prosecuting attorney, investigator of the department of the
2 attorney general, narcotics enforcement investigator, [or]
3 director of law enforcement, deputy director of the department
4 of law enforcement, law enforcement investigations staff
5 investigator, the sheriff, or sheriff division investigator,
6 the retirement allowance shall be [two and one fourth] 2.25 per
7 cent of the member's average final compensation. The maximum
8 retirement allowance for those members shall not exceed eighty
9 per cent of the member's average final compensation. If the
10 member has not attained age sixty, the member's retirement
11 allowance shall be computed as though the member had attained
12 age sixty, reduced for age as provided in subsection (i)."

13 3. By amending subsection (i) to read:

14 "(i) Except as provided in subsections (f), (g), and (h),
15 if a member, who becomes a member after June 30, 2012, has not
16 attained age sixty at the date of retirement, the member's
17 retirement allowance shall be reduced, for each month the
18 member's age at the date of retirement is below age sixty, as
19 follows:

20 (1) 0.4166 per cent for each month below age sixty and
21 above age fifty-four and eleven months; plus



18 SECTION 6. Section 88-122, Hawaii Revised Statutes, is
19 amended as follows:

20 1. By amending subsection (a) to read



1 "(a) Based on regular interest and such mortality and
2 other tables as are adopted by the board of trustees, the
3 actuary engaged by the board, on the basis of successive annual
4 actuarial valuations, shall determine the employer's normal cost
5 and accrued liability contributions for each fiscal year
6 beginning July 1 separately for the following two groups of
7 employees:

8 (1) Police officers, firefighters, [and] corrections
9 officers[; and], the director of law enforcement,
10 deputy directors of the department of law enforcement,
11 the sheriff, law enforcement investigations staff
12 investigators, and sheriff division investigators; and
13 (2) All other employees."

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

15 "(e) Commencing with fiscal year 2005-2006 and each
16 subsequent fiscal year until fiscal year 2007-2008, the employer
17 contributions for normal cost and accrued liability for each of
18 the two groups of employees in subsection (a) shall be based on
19 [fifteen and three-fourths] 15.75 per cent of the member's
20 compensation for police officers, firefighters, and corrections
21 officers and [thirteen and three-fourths] 13.75 per cent of the



1 member's compensation for all other employees. Commencing with
2 fiscal year 2008-2009 and each subsequent fiscal year until
3 fiscal year 2011-2012, the employer contributions for normal
4 cost and accrued liability for each of the two groups of
5 employees in subsection (a) shall be based on [nineteen and
6 ~~seven-tenths~~] 19.7 per cent of the member's compensation for
7 police officers, firefighters, and corrections officers and
8 fifteen per cent of the member's compensation for all other
9 employees. In fiscal year 2012-2013, the employer contributions
10 for normal cost and accrued liability for each of the two groups
11 of employees in subsection (a) shall be based on twenty-two per
12 cent of the member's compensation for police officers,
13 firefighters, and corrections officers and [fifteen and one-
14 ~~half~~] 15.5 per cent of the member's compensation for all other
15 employees. In fiscal year 2013-2014, the employer contributions
16 for normal cost and accrued liability for each of the two groups
17 of employees in subsection (a) shall be based on twenty-three
18 per cent of the member's compensation for police officers,
19 firefighters, and corrections officers and sixteen per cent of
20 the member's compensation for all other employees. In fiscal
21 year 2014-2015, the employer contributions for normal cost and



1 accrued liability for each of the two groups of employees in
2 subsection (a) shall be based on twenty-four per cent of the
3 member's compensation for police officers, firefighters, and
4 corrections officers and ~~sixteen and one half~~ 16.5 per cent of
5 the member's compensation for all other employees. Commencing
6 with fiscal year 2015-2016 until fiscal year 2016-2017, the
7 employer contributions for normal cost and accrued liability for
8 each of the two groups of employees in subsection (a) shall be
9 based on twenty-five per cent of the member's compensation for
10 police officers, firefighters, and corrections officers and
11 seventeen per cent of the member's compensation for all other
12 employees. In fiscal year 2017-2018, the employer contributions
13 for normal cost and accrued liability for each of the two groups
14 of employees in subsection (a) shall be based on twenty-eight
15 per cent of the member's compensation for police officers,
16 firefighters, and corrections officers and eighteen per cent of
17 the member's compensation for all other employees. In fiscal
18 year 2018-2019, the employer contributions for normal cost and
19 accrued liability for each of the two groups in subsection (a)
20 shall be based on thirty-one per cent of the member's
21 compensation for police officers, firefighters, and corrections



1 officers and nineteen per cent of the member's compensation for
2 all other employees. In fiscal year 2019-2020, the employer
3 contributions for normal cost and accrued liability for each of
4 the two groups in subsection (a) shall be based on thirty-six
5 per cent of the member's compensation for police officers,
6 firefighters, and corrections officers and twenty-two per cent
7 of the member's compensation for all other employees.

8 Commencing with fiscal year 2020-2021 and each subsequent fiscal
9 year, the employer contributions for normal cost and accrued
10 liability for each of the two groups in subsection (a) shall be
11 based on forty-one per cent of the member's compensation for
12 police officers, firefighters, ~~and~~ corrections officers, the
13 director of law enforcement, deputy directors of the department
14 of law enforcement, the sheriff, law enforcement investigations
15 staff investigators, and sheriff division investigators and
16 twenty-four per cent of the member's compensation for all other
17 employees. The contribution rates shall amortize the total
18 unfunded accrued liability of the entire plan over a period not
19 to exceed the maximum funding period.

20 The contribution rates shall be subject to adjustment:



- 1 (1) If the actual period required to amortize the unfunded
- 2 accrued liability exceeds the maximum funding period;
- 3 (2) If there is no unfunded accrued liability; or
- 4 (3) Based on the actuarial investigation conducted in
- 5 accordance with section 88-105."

6 SECTION 7. Statutory material to be repealed is bracketed
7 and stricken. New statutory material is underscored.

8 SECTION 8. This Act shall take effect on July 1, 2026.

9

INTRODUCED BY: 



S.B. NO. 2141

Report Title:

DLE; Retirement for Public Officers and Employees; Allowances; Contributions; Pension and Retirement Systems

Description:

Includes certain law enforcement administrators and employees of the Department of Law Enforcement as class A members of the pension and retirement systems and provides guidance for the computation of retirement benefits similar to police officers.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

