

ACT 116

S.B. NO. 1740

A Bill for an Act Relating to the Employees' Retirement System.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. Section 88-132, Hawaii Revised Statutes, is amended to read as follows:

**"§88-132 Service credit; payment of contributions.** Every active member of the system who leaves [the member's regular position or employment] active service of the State or any county for the purpose of entering the military service [(which term as used in this section shall include national guard, air, naval and coast guard services)] of the United States in time of war or declared national or state emergency, or is called involuntarily to active duty after June 24, 1950, shall, so long as the member remains in military service, be allowed service credit in the system to the same extent as if the member were continuously in the active service of the State or a county, as the case may be, in the position which the member held immediately prior to the member's entry into military service[.]; provided that in no event shall the allowance of service credit exceed a period of four years.

The State or county, as the case may be, in whose service the member was employed immediately prior to the member's induction into military service shall, so long as the member remains in military service, pay all contributions [both] to the pension accumulation fund, post retirement fund, and to the annuity savings fund, and any other payment to the system, which would otherwise be payable to the system by the State, the county, or the member if the member were continuously in the active service of the State or county, as the case may be[.], so long as the member remains continuously in military service, but in no event shall payment be made for more than four years. This section shall apply only to members who return to State or county government service within ninety days of release from active duty under honorable conditions."

SECTION 2. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 3. This Act shall take effect upon approval.

(Approved May 31, 1987.)