

MINUTES OF THE MEETING OF THE
LEGISLATIVE COMMITTEE OF THE
BOARD OF TRUSTEES OF THE
EMPLOYEES' RETIREMENT SYSTEM OF THE STATE OF HAWAII

FEBRUARY 7, 2022

CITY FINANCIAL TOWER
201 MERCHANT STREET, SUITE 1200
HONOLULU, HAWAII 96813

Trustees present:
(by teleconference) Dr. Catherine Chan, Chair
Mr. Lance Mizumoto, Vice Chair
Mr. Craig Hirai
Mr. Emmitt Kane

Staff present:
(City Financial Tower
by teleconference) Mr. Thomas Williams, Executive Director
Ms. Kanoe Margol, Deputy Executive Director
Ms. Elizabeth Burton, Chief Investment Officer
Mr. Bart Asato, Program Specialist
Ms. Shanna Sakagawa, Program Specialist
Ms. Dale Kehau Kanae, Recording Secretary
Ms. Lori Kim, Secretary

Attorney present:
(by teleconference) Mr. Ivan Torigoe, Deputy Attorney General
Ms. Elmira Tsang, Deputy Attorney General
Ms. Diane Wong, Deputy Attorney General

QUORUM/CALL TO ORDER

A quorum being present (Chair Chan, Vice Chair Mizumoto, and Trustee Hirai), Chair Chan called the meeting of the Legislative Committee (Committee) of the Board of Trustees (Board) of the Employees' Retirement System of the State of Hawaii (ERS) to order at 2:09 p.m. and requested each Trustee identify themselves and confirm that they are the only ones present at their remote location while attending the meeting. Each of the Trustees present confirmed same.

On a motion made by Vice Chair Mizumoto, seconded by Trustee Hirai, and unanimously carried, the Committee voted to hold a meeting closed to the public and allow Trustees to participate by teleconference or other remote meeting technology, pursuant to Act 220, Hawaii Session Laws 2021, and the Governor of the State of Hawaii's Emergency Proclamation Related to Sunshine Law In-Person Meetings, dated January 26, 2022, in order to implement social distancing measures.

PUBLIC COMMENT

Chair Chan called for public comment. There were no members of the public present, in person, or by teleconference, therefore no public comment. There was also no written public testimony received for this Committee meeting.

DISCUSSION AND
ELECTION OF CHAIR OF
THE LEGISLATIVE
COMMITTEE, REVIEW OF
THE LEGISLATIVE
COMMITTEE CHARTER,
AND REVIEW OF PRIOR

Chair Chan asked the Committee for nominations for Chair and nominated Trustee Kane. There were no other nominations.

On a motion made by Chair Chan, seconded by Vice Chair Mizumoto, and unanimously carried, Trustee Kane was elected Chair of the Legislative Committee.

Chair Chan then discussed with the Committee the Legislative Committee

YEAR'S LEGISLATIVE
COMMITTEE ACTIVITIES

Charter (Charter).

The Committee discussed one change to Section III. MEETINGS regarding frequency of the meetings and decided that the Committee shall meet at least one (1) time per year. The change would be reflected in the first sentence to read:

“The Committee shall meet at least ~~three~~ one (1) times a year at such times and places as it deems necessary to fulfill its responsibilities. ...”

On a motion made by Vice Chair Mizumoto, seconded by Trustee Hirai, and unanimously carried, the Committee accepted the change to the Legislative Committee Charter as stated above and will present it to the Governance Policy Committee for acceptance before final approval by the Board. The edited Legislative Committee Charter is attached to these minutes for clarification.

Chair Chan then discussed with the Committee that within the Charter under Performance Evaluation, the Committee shall conduct an annual evaluation of the performance of its duties and shall present its results to the Board.

Executive Director (ED) Thomas Williams shared with the Committee a review of the Legislative Committee meetings from July 2020 to December 2021 as presented.

The Committee decided that the final Summary of ERS Legislative Bills should be included with the Performance Evaluation.

(Trustee Kane joined the meeting by telephone at 3:17 p.m. and Vice Chair Mizumoto left the meeting by ending his teleconference at 3:18 p.m.)

POTENTIAL LEGISLATIVE
PROPOSALS RELATING TO
THE EMPLOYEES'
RETIREMENT SYSTEM FOR
THE 2022 LEGISLATIVE
SESSION FOR
RECOMMENDATION TO THE
BOARD OF TRUSTEES

Program Specialist (PS) Bart Asato discussed with the Committee the ERS and ERS-related 2022 Legislative bills, as presented.

PS Asato informed the Committee that the bills from the 2021 session can be re-introduced during the 2022 Legislative session. PS Asato discussed with the Committee the list of ERS Initiated Bills and five (5) additional lists divided by subject matter as of February 1, 2022. PS Asato and Executive Director (ED) Williams shared by teleconference and discussed in detail:

- HB 2105/SB 3073, ERS Service-Connected Disability, Accidental Death;
- SB 2630, ERS Benefits, Retirement Benefits, Felony Conviction; Forfeiture;
- HB 1736, Retirants, Teachers, Employment, State of Emergency;
- HB 2379/SB 2362, Department of Defense, State Activation, Active Duty Military Pay, Basic Allowance for Housing, Service Credit;
- SB 3185, University of Hawaii Optional Retirement System, Members, Bargaining Unit (8);
- HB 2046/SB3289, Hawaii Retirement Savings Program, State Facilitated Payroll-Deduction Automatic Enrollment Individual Retirement Account, Department of Budget and Finance, Department of Labor and Industrial Relations, Appropriation;

POTENTIAL LEGISLATIVE
PROPOSALS RELATING TO
THE EMPLOYEES’
RETIREMENT SYSTEM FOR
THE 2022 LEGISLATIVE
SESSION FOR
RECOMMENDATION TO THE
BOARD OF TRUSTEES
(CONT'D)

- HB 2104/SB 3072, Hawaii Employer-Union Health Benefits Trust Fund;
- SB 3252, Public Records, Duplication, Costs, Waiver;
- HB 1849/SB2123, Financial Disclosure Statements, Public Records, Inspection and Duplication, Redaction;
- HB 1874, Permitted Board Interactions, Board Members, Private Retreats;
- HB 1897, Sunshine Law, Livestream, Oral Testimony, Board Packets, Meeting Agenda, Minutes, Online Posting;
- HB 2025, Public Meetings, Sunshine Law, Disclosure, Minors, Privacy; and
- HB 2026, Sunshine Law, Board Business, Informal Gatherings, Board Packets, Land Use;

PS Asato also discussed an additional bill to be added to the list:

- HB 2303, Uniform Information Practices Act, Exceptions to Disclosure, Deliberative and Pre-decisional Materials.

The Committee noted that it could introduce new bills or reintroduce the bills that did not pass this session for the next session.

On a motion made by Trustee Kane, seconded by Trustee Hirai, and unanimously carried, the Committee reaffirmed the ERS and ERS-related 2022 Legislative bills that included recommended positions to be taken by the Board, and will be re-presented to the Board for approval. Both lists presented are attached for clarification.

DISCUSSION OF POTENTIAL
LEGISLATIVE PROPOSALS
RELATING TO THE
EMPLOYEES’ RETIREMENT
SYSTEM FOR FUTURE
LEGISLATION

ED Williams discussed with the Committee and suggested two potential legislative proposals for future consideration by the Committee:

- Repeal of Act 192, SLH 2007 relating to the annual reporting to the Legislature of Sudan investments in the ERS portfolio; and
- Amendment to Chapter 88 requiring employers to pay actuarial costs of any membership and benefits that are associated with untimely, corrected and/or updated information furnished by the employer.

The Committee will discuss the potential proposals at the next meeting. Chair Chan then suggested that regarding the petition form for the election to the Board of Trustees, a change be made to remove the request of the last four digits of the social security number. A revision to the Hawaii Administrative Rules will need to be made and this matter will be referred to the Administrative & Audit Committee.

APPROVAL OF MINUTES
- SEPTEMBER 7, 2021

On a motion made by Trustee Kane, seconded by Trustee Hirai, and unanimously carried, the Committee approved the Minutes of the September 7, 2021, meeting as presented.

ADJOURNMENT

On a motion made by Trustee Kane, seconded by Trustee Hirai, and unanimously carried, Chair Chan adjourned the meeting at 3:28 p.m.

REDACTED SIGNATURE

Thomas Williams
Executive Director

TW:dkik



Employees' Retirement System of the State of Hawaii
BOARD OF TRUSTEES
LEGISLATIVE COMMITTEE CHARTER

I. PURPOSE

The purpose of the Legislative Committee (“Committee”) is to carry out the responsibilities delegated by the Board of Trustees of the Employees’ Retirement System of the State of Hawaii (“Board”) to assist the Board in fulfilling its fiduciary oversight responsibilities by reviewing and advising on recommendations on proposed legislation.

II. COMMITTEE MEMBERSHIP

The Committee shall consist of no fewer than three (3) trustees. The members of the Committee shall be appointed by the Board. The members of the Committee shall be appointed for a one-year term and shall serve for such term or terms as the Board may determine or until earlier resignation. The Board may remove any member from the Committee at any time with or without cause.

III. MEETINGS

The Committee shall meet at least ~~three~~one (1) times a year at such times and places as it deems necessary to fulfill its responsibilities. The Committee shall report regularly to the Board regarding its actions and make recommendations to the Board as appropriate. The Committee may invite such members of management and advisors to its meetings as it deems appropriate. The Committee shall review this Charter at least annually and recommend any proposed changes to the Board for approval.

IV. AUTHORITY AND RESPONSIBILITIES

The members of the Committee shall elect its Chairperson and Vice Chairperson.



**Employees' Retirement System of the State of Hawaii
BOARD OF TRUSTEES
LEGISLATIVE COMMITTEE CHARTER**

The Committee shall have the following authority and responsibilities regarding ERS Legislation:

- To review and approve annually the ERS's goals and objectives applicable to the legislative process.
- To review proposed legislation introduced by the ERS and by other parties, and to assign and provide direction for the Executive Director and Deputy Executive Director on priorities and actions to successfully support the legislative goals and responsibilities of the ERS.
- To recommend support or opposition of proposed legislation to the full Board for its consideration.

V. OUTSIDE ADVISORS

The Committee shall have the authority, in its sole discretion, to obtain the advice of any ERS consultant or ERS service provider as necessary to assist with the execution of its duties and responsibilities as set forth in this Charter. The Committee shall have the authority, in its sole discretion, to obtain the advice and assistance of ERS's legal counsel and such other advisors as it deems necessary to fulfill its duties and responsibilities under this Charter. The Committee shall not be required to implement or act consistently with the advice or recommendations of its consultant, legal counsel or other advisor to the Committee, and the authority granted in this Charter shall not affect the ability or obligation of the Committee to exercise its own judgment in fulfillment of its duties under this Charter. The consultant(s), outside counsel and any other advisors retained by, or providing advice to, the Committee (other than the ERS's in-house counsel) shall be independent as determined in the discretion of the Committee.



**Employees' Retirement System of the State of Hawaii
BOARD OF TRUSTEES
LEGISLATIVE COMMITTEE CHARTER**

PERFORMANCE EVALUATION

The Committee shall conduct an annual evaluation of the performance of its duties under this charter and shall present the results of the evaluation to the Board. The Committee shall conduct this evaluation in such manner as it deems appropriate.

Adopted by the Board of Trustees on February 13, 2017.

Revised by the Legislative Committee on February 7, 2022

Revised by the Legislative Committee and Approved by the Board of Trustees on August 10, 2020

ERS Initiated

#	Bill No	Subject	Title	Summary	Status	Introduced	Referred	Comp	ERS Staff Notes
1	HB2105	Employees' Retirement System; Service-Connected Disability; Accidental Death	RELATING TO EMPLOYEES' RETIREMENT SYSTEM DISABILITY RETIREMENT.	Clarifies the Employees' Retirement System's eligibility requirement definitions for service-connected disability and accidental death benefits.	H 1/28/2022: Referred to LAT, FIN, referral sheet 3	SAIKI (Introduced by request of another party)	LAT, FIN	SB3073	Support
2	SB3073	Employees' Retirement System; Service-Connected Disability; Accidental Death	RELATING TO EMPLOYEES' RETIREMENT SYSTEM DISABILITY RETIREMENT.	Clarifies the Employees' Retirement System's eligibility requirement definitions for service-connected disability and accidental death benefits.	S 1/26/2022: Referred to LCA/JDC, WAM.	KOUCHI (Introduced by request of another party)	LCA/JDC, WAM	HB2105	Support

Felony Forfeiture

#	Bill No	Subject	Title	Summary	Status	Introduced	Referred	Comp	ERS Staff Notes
1	SB2630	Employees' Retirement System Benefits; Retirement Benefits; Felony Conviction; Forfeiture	RELATING TO THE EMPLOYEES RETIREMENT SYSTEM.	Authorizes a court to order the forfeiture of all of the Employees' Retirement System (ERS) benefits of an ERS member, former member, or retirant upon conviction of the individual for a felony related to the State or county employment of the individual. Prohibits designated beneficiaries convicted of a felony under the same set of circumstances as the member, former member, or retirant who was subject to forfeiture of ERS benefits from receiving benefits.	S 1/24/2022: Referred to LCA, JDC/WAM.	DECOITE, KEITH-AGARAN, MISALUCHA, RIVIERE, WAKAI, Baker, Moriwaki, San Buenaventura	LCA, JDC/WAM	none	Monitor

Investments (No new bills introduced; monitoring bills rolled over from last session to see if they receive hearings)**Membership related**

#	Bill No	Subject	Title	Summary	Status	Introduced	Referred	Comp	ERS Staff Notes
1	HB1736	Retirants; Teachers; Employment; State of Emergency	RELATING TO EDUCATION.	Temporarily allows licensed teachers who have retired to be employed as teachers during a state of emergency and within twelve months of their retirement.	H 2/1/2022: The committees on PDP recommend that the measure be PASSED, WITH AMENDMENTS. The votes were as follows: 9 Ayes: Representative(s) Ichiyama, Eli, Cullen, McKelvey, Mizuno, Wildberger, Woodson, Yamashita, Ward; Ayes with reservations: none; Noes: none; and Excused: none.	OHNO, BRANCO, CLARK, GATES, HASHEM, HASHIMOTO, HOLT, ICHIYAMA, ILAGAN, JOHANSON, KAPELA, KITAGAWA, B. KOBAYASHI, LOPRESTI, LOWEN, MATAYOSHI, MCKELVEY, MIZUNO, MORIKAWA, NAKAMURA, NAKASHIMA, NISHIMOTO, ONISHI, SAYAMA, TAKAYAMA, TAKUMI, TAM, TARNAS, WILDBERGER, YAMASHITA, Woodson	PDP, EDN, FIN	none	Testified on 2/1/2022 to Pandemic and Disaster Preparedness Committee. Support as long as it does not jeopardize ERS's tax exempt status

2	HB2379	Department of Defense; State Activation; Active Duty Military Pay; Basic Allowance for Housing; Service Credit	RELATING TO ACTIVE DUTY MILITARY ENTITLEMENTS.	Requires the State to pay, without delay, military personnel called to active duty at the same rate as their active duty counterparts; provide basic housing allowance; provide service credit for time on active duty; and allow state and county employees to count the time called to active duty in the State toward retirement.	H 1/28/2022: Referred to CMV, LAT, FIN, referral sheet 3	SAIKI (Introduced by request of another party)	CMV, LAT, FIN	SB2362	Monitor - Possible concern, same as HB395/SB458 from 2021 session that did not get hearings
3	SB3185	University of Hawaii Optional Retirement System; Members; Bargaining Unit (8)	RELATING TO THE UNIVERSITY OF HAWAII OPTIONAL RETIREMENT SYSTEM.	Expands members of the University of Hawaii Optional Retirement System to include members of bargaining unit (8).	S 1/26/2022: Referred to LCA/HRE, WAM.	KIM, FEVELLA, KEITH-AGARAN, MISALUCHA, Gabbard, Ihara, Riviere	LCA/HRE, WAM	none	Monitor - Refer to last year's testimony on SB590

Miscellaneous

#	Bill No	Subject	Title	Summary	Status	Introduced	Referred	Comp	ERS Staff Notes
1	HB2046	Hawaii Retirement Savings Program; State-Facilitated Payroll-Deduction Automatic Enrollment Individual Retirement Account; Department of Budget and Finance; Department of Labor and Industrial Relations; Appropriation	RELATING TO HAWAII RETIREMENT SAVINGS.	Establishes the Hawaii Retirement Savings Program, administered by the Hawaii Retirement Savings Board, in consultation with the Department of Budget and Finance and Department of Labor and Industrial Relations, to provide a state-facilitated payroll-deduction automatic enrollment individual retirement plan to private sector employees who do not have access to employer-sponsored retirement savings plans beginning 7/1/2024. Appropriates funds.	H 1/28/2022: Referred to LAT, CPC, FIN, referral sheet 3	SAIKI	LAT, CPC, FIN	SB3289	Monitor - To ensure changes are not made which would impact ERS
2	HB2104	Hawaii Employer-Union Health Benefits Trust Fund	RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND INVESTMENTS.	Exempts the Hawaii Employer-Union Health Benefits Trust Fund from disclosing under chapter 92F, Hawaii Revised Statutes, certain types of alternative investment fund information.	H 1/28/2022: Referred to LAT, FIN, referral sheet 3	SAIKI (Introduced by request of another party)	LAT, FIN	SB3072	Monitor / Support
3	SB3252	Public Records; Duplication; Costs; Waiver	RELATING TO PUBLIC RECORDS.	Imposes a cap on the charged costs for the reproduction of certain government records. Waives reproduction costs for the first one hundred pages if disclosure is in the public's interest. Waives the cost of duplication of government records in an electronic format. Imposes a cap on charged costs for searching, reviewing, and segregating records. Provides for a waiver of fees when the public interest is served. Takes effect 7/1/2024.	S 1/28/2022: Referred to JDC, WAM.	RHOADS	JDC, WAM	none	Monitor - Possible comments
4	SB3289	Hawaii Retirement Savings Program; State-Facilitated Payroll-Deduction Automatic Enrollment Individual Retirement Account; Department of Budget and Finance; Department of Labor and Industrial Relations; Appropriation	RELATING TO HAWAII RETIREMENT SAVINGS.	Establishes the Hawaii Retirement Savings Program, administered by the Hawaii Retirement Savings Board, in consultation with the Department of Budget and Finance and Department of Labor and Industrial Relations, to provide a state-facilitated payroll-deduction automatic enrollment individual retirement plan to private sector employees who do not have access to employer-sponsored retirement savings plans beginning 7/1/2024. Appropriates funds.	S 1/28/2022: Referred to LCA, WAM. Page 2	TANIGUCHI, ACASIO, CHANG, DECOITE, INOUE, KEITH-AGARAN, KIDANI, LEE, MISALUCHA, MORIWAKI, RHOADS, RIVIERE, SHIMABUKURO, Fevella, Gabbard, Ihara, Kanuha, Kim, Kouchi, Nishihara, San Buenaventura, Wakai	LCA, WAM	HB2046	Monitor - To ensure changes are not made which would impact ERS

Miscellaneous - Boards related

#	Bill No	Subject	Title	Summary	Status	Introduced	Referred	Comp	ERS Staff Notes
1	HB1849	Financial Disclosure Statements; Public Records; Inspection and Duplication; Redaction	RELATING TO STATE BOARDS AND COMMISSIONS.	Requires certain information on the financial disclosure statements deemed to be public records for non-paid volunteer members of state boards and commissions to be redacted.	H 1/28/2022: Bill scheduled to be heard by GVR on Wednesday, 02-02-22 9:30AM in House conference room 309 Via Videoconference.	SAIKI (Introduced by request of another party)	GVR, JHA, CPC	SB2123	Monitor
2	HB1874	Permitted Board Interactions; Board Members; Private Retreats	RELATING TO BOARDS.	Allows a board to conduct up to one retreat in private per calendar year; provided that the board does not vote on any matter, make decisions, or deliberate toward a decision on any matter currently pending before the board or likely to arise before the board.	H 1/26/2022: Referred to GVR, FIN, referral sheet 2	NAKASHIMA, BELATTI, ICHiyAMA, LOWEN, MATAYOSHI, NAKAMURA, TAKAYAMA	GVR, FIN	none	Monitor
3	HB1897	Sunshine Law; Livestream; Oral Testimony; Board Packets; Meeting Agenda; Minutes; Online Posting	RELATING TO THE SUNSHINE LAW.	Requires all boards to livestream meetings and archive the recordings online. Requires a board to identify each item on its meeting agenda as an item for action or an item for discussion and allow for oral testimony after each agenda item. Amends time frame requirements for the posting of board meeting minutes and board packets. Requires board meeting minutes and board packets to be posted online.	H 1/26/2022: Referred to GVR, JHA, referral sheet 2	WILDBERGER, CLARK, GANADEN, ILAGAN, KAPELA, LOPRESTI, MARTEN, MCKELVEY, PERRUSO, TAM, TARNAS, WARD, Mizuno	GVR, JHA	none	Monitor
4	HB2025	Public Meetings; Sunshine Law; Disclosure; Minors; Privacy	RELATING TO THE SUNSHINE LAW.	Requires that the mandatory disclosure of the names of persons who are physically with a board member attending a public meeting by an online method shall apply only to the disclosure of the names of adults, and not minors, who are physically with the board member.	H 1/28/2022: Referred to GVR, JHA, referral sheet 3	NAKASHIMA, CLARK	GVR, JHA	none	Monitor
5	HB2026	Sunshine Law; Board Business; Informal Gatherings; Board Packets; Land Use	RELATING TO CHAPTER 92, HAWAII REVISED STATUTES.	Adds definitions for "board business" and "informal gatherings". Specifies that a board may prepare and circulate amongst members a statement on a position previously adopted for purposes of submission to the legislature when notice by the legislature is insufficient to interact in any other permitted manner. Outlines when board packets must be available to interested persons. Requires the application of the sunshine law to all adjudicatory functions concerning land use.	H 1/28/2022: Referred to GVR, JHA, referral sheet 3	NAKASHIMA, MIZUNO, MORIKAWA	GVR, JHA	none	Monitor

	HB2303	Uniform Information Practices Act; Exceptions to Disclosure; Deliberative and Pre-decisional Materials	RELATING TO THE UNIFORM INFORMATION PRACTICES ACT.	Clarifies the legislature's intent regarding internal deliberative and pre-decisional materials of government agencies. Specifies that certain deliberative and pre-decisional materials that are a direct part of a government agency's internal decision-making process are not subject to disclosure if the disclosure of such materials would impair the agency's ability to make sound and fair decisions, but only to the extent that the impairment outweighs public interest in disclosure.	H 1/28/2022: Referred to GVR, JHA, referral sheet 3	NAKASHIMA, BELATTI, LUKE, MIZUNO, MORIKAWA	GVR, JHA	GVR, JHA	Bill not on list for Board. Support
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ERS Initiated as of 02/1/2022									
#	Bill No	Subject	Title	Summary	Status	Introduced	Referred	Comp	ERS Staff Notes
1	HB928 HD1	Employees' Retirement System; Compensation	RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.	Amends the definitions of "base pay" and "compensation" for the purpose of calculating retirement benefits. Effective 12/25/2040. (HD1)	H 2/17/2021: Passed Second Reading as amended in HD 1 and referred to the committee(s) on FIN with Representative(s) Okimoto voting aye with reservations; Representative(s) Kapela, LoPresti, Perruso voting no (3) and Representative(s) Hashem excused (1).	SAIKI (Introduced by request of another party)	LAT, FIN	SB1082	carried over from 2021 session
2	HB931 HD1	Employees' Retirement System; Service-Connected Disability Retirement; Accidental Death	RELATING TO EMPLOYEES' RETIREMENT SYSTEM BENEFITS.	Clarifies the Employees' Retirement System's eligibility requirement definitions for service-connected disability retirement and accidental death benefits. Effective 12/25/2040. (HD1)	S 3/9/2021: Referred to LCA, WAM/JDC.	SAIKI (Introduced by request of another party)	LCA, WAM/JDC	SB1085	carried over from 2021 session
3	SB1082 SD1	Employees' Retirement System; Compensation	RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.	Amends the definition of compensation for the purpose of calculating retirement benefits for public officers and employees. Applies to personnel and payroll reported after 12/31/2021. (SD1)	S 2/19/2021: Report adopted; Passed Second Reading, as amended (SD 1) and referred to JDC/WAM.	KOUCHI (Introduced by request of another party)	LCA, JDC/WAM	HB928	carried over from 2021 session
4	SB1083 SD1	Employees' Retirement System; Hawaii Domestic Relations Orders	RELATING TO QUALIFIED DOMESTIC RELATIONS ORDERS.	Clarifies benefits to alternate payees, advisory review determinations of Hawaii domestic relations orders and the priority of multiple orders. Applies to domestic relations orders submitted on or after its effective date. (SD1)	S 2/19/2021: Report adopted; Passed Second Reading, as amended (SD 1) and referred to JDC.	KOUCHI (Introduced by request of another party)	LCA, JDC	HB929	HB 929 passed as Act 70 in 2021 session but status shows carried over from 2021 session
5	SB1084 SD1	Employees' Retirement System; Investment Records	RELATING TO EMPLOYEES' RETIREMENT SYSTEM INVESTMENTS.	Exempts the employees' retirement system from disclosing under chapter 92F, Hawaii Revised Statutes, certain types of alternative investment fund information. Effective 7/1/2050. (SD1)	S 2/19/2021: Report adopted; Passed Second Reading, as amended (SD 1) and referred to JDC/WAM.	KOUCHI (Introduced by request of another party)	LCA, JDC/WAM	HB930	HB 930 passed as Act 71 in 2021 session but status shows carried over from 2021 session
6	SB1085	Employees' Retirement System; Service-Connected Disability; Accidental Death	RELATING TO EMPLOYEES' RETIREMENT SYSTEM BENEFITS.	Clarifies the Employees' Retirement System's eligibility requirement definitions for service-connected disability and accidental death benefits.	S 2/5/2021: Re-Referred to LCA, WAM/JDC.	KOUCHI (Introduced by request of another party)	LCA, WAM/JDC	HB931	carried over from 2021 session
7	HB2105	Employees' Retirement System; Service-Connected Disability; Accidental Death	RELATING TO EMPLOYEES' RETIREMENT SYSTEM DISABILITY RETIREMENT.	Clarifies the Employees' Retirement System's eligibility requirement definitions for service-connected disability and accidental death benefits.	H 1/28/2022: Referred to LAT, FIN, referral sheet 3	SAIKI (Introduced by request of another party)	LAT, FIN	SB3073	Support
8	SB3073	Employees' Retirement System; Service-Connected Disability; Accidental Death	RELATING TO EMPLOYEES' RETIREMENT SYSTEM DISABILITY RETIREMENT.	Clarifies the Employees' Retirement System's eligibility requirement definitions for service-connected disability and accidental death benefits.	S 1/26/2022: Referred to LCA/JDC, WAM.	KOUCHI (Introduced by request of another party)	LCA/JDC, WAM	HB2105	Support

Membership Related Related as of 02/1/2022									
#	Bill No	Subject	Title	Summary	Status	Introduced	Referred	Comp	ERS Staff Notes
9	HB123	Legislative Term Limits; Constitutional Amendment	PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 4, OF THE CONSTITUTION OF THE STATE OF HAWAII TO ESTABLISH LEGISLATIVE TERM LIMITS.	Proposes a constitutional amendment to limit the terms of members of the legislature to a maximum of sixteen years in the house of representatives or senate, or both, for terms beginning on or after the general election of 2024.	H 1/27/2021: Referred to JHA, FIN, referral sheet 1	B. KOBAYASHI, AQUINO, LOWEN, PERRUSO, WILDBERGER, Kapela	JHA, FIN	SB1301	carried over from 2021 session

10	HB395	Department of Defense; State Activation; Active Duty Military Pay; Basic Allowance for Housing; Service Credit	RELATING TO ACTIVE DUTY MILITARY ENTITLEMENTS.	Requires the State to pay, without delay, military personnel called to active duty at the same rate as their active duty counterparts; provide basic housing allowance; provide service credit for time on active duty; and allow state and county employees to count the time called to active duty in the State toward retirement.	H 1/27/2021: Referred to CMV, LAT, FIN, referral sheet 1	OHNO	CMV, LAT, FIN	SB458	carried over from 2021 session
11	HB790	Deferred Compensation Retirement Plan; Part-Time, Temporary, And Seasonal or Casual Employees; Hawaii National Guard; Orders to Active Service	RELATING TO THE NATIONAL GUARD.	Grants eligibility for participation in the State deferred compensation retirement plan for state and county part-time, temporary, and seasonal or casual employees to members of the Hawaii National Guard who have been ordered into active service.	H 1/27/2021: Referred to CMV, LAT, FIN, referral sheet 1	OKIMOTO, D. KOBAYASHI, TARNAS, WOODSON	CMV, LAT, FIN		carried over from 2021 session
12	HB1292 HD1	Department of Human Resources Development; National Guard; Service Credit; Deferred Compensation; Study; Appropriation	RELATING TO HAWAII NATIONAL GUARD RETIREMENT BENEFITS.	Provides for ERS service credit for time in service when military personnel are called to active duty in the State. Includes members of the Hawaii National Guard ordered into active service by the governor in the definition of "employee" under certain circumstances, for purposes of the state deferred compensation retirement plan. Requires the department of human resources development to conduct a study on retirement benefits for National Guard members who are activated under state active duty orders and National Guard members who are retired; recommend a program with policies to provide Hawaii National Guard members with retirement benefits; and submit findings and recommendations, including potential legislation, to the legislature prior to the regular session of 2022. Appropriates funds. Effective 7/1/3050. (HD1)	H 2/16/2021: The committee(s) on LAT recommend(s) that the measure be deferred.	OHNO	CMV, LAT, FIN		carried over from 2021 session
13	SB184	Emergency Workers; Communications Dispatchers; Penal Code; Offenses Against the Person	RELATING TO EMERGENCY WORKERS.	Amends the definition of "emergency worker" in the Penal Code to include communications dispatchers.	S 1/25/2021: Referred to PSM, JDC.	KOUCHI (Introduced by request of another party)	PSM, JDC	HB73	carried over from 2021 session
14	SB458	Department of Defense; State Activation; Active Duty Military Pay; Basic Allowance for Housing; Service Credit	RELATING TO ACTIVE DUTY MILITARY ENTITLEMENTS.	Requires the State to pay, without delay, military personnel called to active duty at the same rate as their active duty counterparts; provide basic housing allowance; provide service credit for time on active duty; and allow state and county employees to count the time called to active duty in the State toward retirement.	S 1/27/2021: Referred to PSM/LCA, WAM.	KEITH-AGARAN, LEE, NISHIHARA, WAKAI	PSM/LCA, WAM	HB395	carried over from 2021 session

15	SB590 SD1	University of Hawaii; Optional Retirement System	RELATING TO THE UNIVERSITY OF HAWAII.	Expands the membership eligibility for the University of Hawaii's optional retirement system to athletic coaches and assistant coaches who are employed by the University on or after July 1, 2021, and are included in bargaining unit (8). Allows the Board of Regents to utilize existing alternative surrogate retirement plans already offered by State or the University as an alternative. Allows the Board of Regents to adopt rules pertaining to eligibility in the optional retirement system. Prohibits members and former members of the ERS from opting into the optional retirement system. Allows the retirement benefits of the UH optional retirement system to be subject to collective bargaining negotiations for the bargaining units (7) and (8). Effective 7/31/2050. (SD1)	S 2/19/2021: Report adopted; Passed Second Reading, as amended (SD 1) and referred to WAM/JDC.	KIM, FEVELLA, INOUE, KEITH-AGARAN, MISALUCHA, Dela Cruz, Kidani, Moriwaki, Riviere, San Buenaventura, Wakai	HRE/LCA, WAM/JDC		carried over from 2021 session
16	SB1301	Legislative Term Limits; Constitutional Amendment	PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 4, OF THE CONSTITUTION OF THE STATE OF HAWAII TO ESTABLISH LEGISLATIVE TERM LIMITS.	Proposes a constitutional amendment to limit the terms of members of the legislature to a maximum of sixteen years in the house of representatives or senate, or both, for terms beginning on or after the general election of 2024.	S 2/1/2021: Referred to JDC.	ACASIO, RIVIERE, San Buenaventura	JDC	HB123	carried over from 2021 session
17	HB1736	Retirants; Teachers; Employment; State of Emergency	RELATING TO EDUCATION.	Temporarily allows licensed teachers who have retired to be employed as teachers during a state of emergency and within twelve months of their retirement.	H 2/1/2022: The committees on PDP recommend that the measure be PASSED, WITH AMENDMENTS. The votes were as follows: 9 Ayes: Representative(s) Ichiyama, Eli, Cullen, McKelvey, Mizuno, Wildberger, Woodson, Yamashita, Ward; Ayes with reservations: none; Noes: none; and Excused: none.	OHNO, BRANCO, CLARK, GATES, HASHEM, HASHIMOTO, HOLT, ICHIIYAMA, ILAGAN, JOHANSON, KAPELA, KITAGAWA, B. KOBAYASHI, LOPRESTI, LOWEN, MATAYOSHI, MCKELVEY, MIZUNO, MORIKAWA, NAKAMURA, NAKASHIMA, NISHIMOTO, ONISHI, SAYAMA, TAKAYAMA, TAKUMI, TAM, TARNAS, WILDBERGER, YAMASHITA, Woodson	PDP, EDN, FIN		Support as long as it does not jeopardize ERS's tax exempt status
18	HB2379	Department of Defense; State Activation; Active Duty Military Pay; Basic Allowance for Housing; Service Credit	RELATING TO ACTIVE DUTY MILITARY ENTITLEMENTS.	Requires the State to pay, without delay, military personnel called to active duty at the same rate as their active duty counterparts; provide basic housing allowance; provide service credit for time on active duty; and allow state and county employees to count the time called to active duty in the State toward retirement.	H 1/28/2022: Referred to CMV, LAT, FIN, referral sheet 3	SAIKI (Introduced by request of another party)	CMV, LAT, FIN	SB2362	Monitor - Possible concern, same as HB395/SB458 from 2021 session that did not get hearings

19	HB2401	Quality Schools; Teacher Salary; Shortage differential Pay; Step Increases; Collaboration, Preparation, and Planning Time	RELATING TO QUALITY SCHOOLS.	Establishes a shortage differential salary incentive program within the department of education to provide shortage differential pay for teachers working in special education, hard-to-staff locations, and Hawaiian immersion positions. Provides automatic step increases in teacher salaries for each year of satisfactory service completed by public school teachers. Increases the amount of time available to teachers for planning, preparation, and collaboration.	H 1/28/2022: Referred to EDN/LAT, FIN, referral sheet 3	WOODSON, BELATTI, BRANCO, ELI, GANADEN, GATES, HAR, HASHEM, HASHIMOTO, ICHiyAMA, ILAGAN, JOHANSON, KAPELA, KITAGAWA, B. KOBAYASHI, D. KOBAYASHI, LOPRESTI, LOWEN, LUKE, MARTEN, MATAYOSHI, MATSUMOTO, MCKELVEY, MIZUNO, MORIKAWA, NAKAMURA, NAKASHIMA, NISHIMOTO, OHNO, PERRUSO, SAIKI, TAKAYAMA, TAKUMI, TAM, TARNAS, TODD, WARD, WILDBERGER, YAMANE, YAMASHITA, Kong	EDN/LAT, FIN		Monitor - To ensure changes are not made which would impact ERS
20	SB2362	Department of Defense; State Activation; Active Duty Military Pay; Basic Allowance for Housing; Service Credit	RELATING TO ACTIVE DUTY MILITARY ENTITLEMENTS.	Requires the State to pay, without delay, military personnel called to active duty at the same rate as their active duty counterparts; provide basic housing allowance; provide service credit for time on active duty; and allow state and county employees to count the time called to active duty in the State toward retirement.	S 1/24/2022: Referred to PSM/LCA, WAM.	KEITH-AGARAN	PSM/LCA, WAM	HB2379	Monitor - Possible concern, same as HB395/SB458 from 2021 session that did not get hearings
21	SB3185	University of Hawaii Optional Retirement System; Members; Bargaining Unit (8)	RELATING TO THE UNIVERSITY OF HAWAII OPTIONAL RETIREMENT SYSTEM.	Expands members of the University of Hawaii Optional Retirement System to include members of bargaining unit (8).	S 1/26/2022: Referred to LCA/HRE, WAM.	KIM, FEVELLA, KEITH-AGARAN, MISALUCHA, Gabbard, Ihara, Riviere	LCA/HRE, WAM		Monitor - Refer to last year's testimony on SB590

Misc as of 02/1/2022									
#	Bill No	Subject	Title	Summary	Status	Introduced	Referred	Comp	ERS Staff Notes
22	SB9	Sunshine Law; Interactive Conference Technology; State of Emergency; Permitted Interactions; Addresses	RELATING TO BOARD MEMBERS.	Authorizes, until June 30, 2022, boards to exclude the public from the meeting locations where board members are physically present if the board meetings are held by interactive conference technology during a state of emergency due to a contagious illness. Permits two or more members of a board to attend state of the city, state of the county, state of the State, or state of the judiciary addresses with certain restrictions. Requires meetings held by interactive conference technology to recess, rather than terminate, when audio communication cannot be maintained and may reconvene only when audio communication is reestablished.	S 1/22/2021: Referred to GVO, JDC.	CHANG	GVO, JDC		carried over from 2021 session
23	SB234	Department of Human Resources Development; Telework; Policies	RELATING TO TELEWORK.	Requires that each state department, board, commission, or agency develop policies under which eligible employees may be authorized to telework.	S 1/25/2021: Referred to GVO/LCA, WAM. Page 4	DELA CRUZ, CHANG, FEVELLA, GABBARD, KEITH-AGARAN, KIDANI, KIM, LEE, MISALUCHA, Keohokalole, Riviere, Shimabukuro, Wakai	GVO/LCA, WAM		carried over from 2021 session

24	SB887	Unfunded Liabilities; EUTF; Other Post-Employment Benefits Trust Fund; Stabilization Fund; Establishment	RELATING TO UNFUNDED LIABILITIES.	Establishes the stabilization fund. Caps employer contributions to the other post-employment benefits trust fund. Transfers excess funds over the established cap from other post-employment benefits trust fund to the stabilization fund to cover cost increases of providing health and other benefits plans for active employees and retirees and their dependents.	S 1/29/2021: Referred to LCA, WAM.	SHIMABUKURO, Acasio, Baker, Kidani, Nishihara	LCA, WAM	HB276	carried over from 2021 session
25	SB1087 SD1	Hawaii Employer-union Health Benefits Trust Fund; Annual Required Contribution; Other Post-employment Benefits Trust	RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND.	Suspends the requirement for public employers to make annual required contributions to the Hawaii employer-union health benefits trust fund through fiscal year 2024-2025. Effective 7/1/2050. (SD1)	H 3/11/2021: Referred to LAT, FIN, referral sheet 22	KOUCHI (Introduced by request of another party)	LAT, FIN	HB933	carried over from 2021
26	SB1395 SD2 HD1	Boards and Commissions; Vacancy; Holdover Members; Governor	RELATING TO BOARDS AND COMMISSIONS.	Requires the governor to appoint an individual to fill a vacancy within all boards and commissions within one hundred eighty days. Specifies that holdover appointments are limited to one hundred eighty days, after which time a vacancy is created on the board or commission. Requires department heads to inform the governor of any vacancy in any board or commission. Requires an outgoing governor to provide the governor-elect with an up-to-date list of information about boards and commissions. Effective 7/1/2112. (HD1)	H 3/23/2021: The committee(s) on JHA recommend(s) that the measure be deferred.	KIM, CHANG, DELA CRUZ, KIDANI, MISALUCHA, MORIWAKI, RIVIERE, WAKAI, English, Gabbard, Keith-Agaran, Shimabukuro	GVR, JHA, FIN		carried over from 2021 session
27	HB276	Unfunded Liabilities; EUTF; Other Post-Employment Benefits Trust Fund; Stabilization Fund; Establishment	RELATING TO UNFUNDED LIABILITIES.	Establishes the stabilization fund. Caps employer contributions to the other post-employment benefits trust fund. Transfers excess funds over the established cap from other post-employment benefits trust fund to the stabilization fund to cover cost increases of providing health and other benefits plans for active employees and retirees and their dependents.	H 1/27/2021: Referred to LAT, CPC, FIN, referral sheet 1	SAIKI (Introduced by request of another party)	LAT, CPC, FIN	SB887	carried over from 2021
28	HB933	Hawaii Employer-Union Health Benefits Trust Fund; Annual Required Contribution; Other Post-Employment Benefits Trust (OPEB)	RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND.	Suspends the requirement for public employers to make annual required contributions to the Hawaii Employer-Union Health Benefits Trust Fund through fiscal year 2024-2025.	H 1/29/2021: Referred to LAT, FIN, referral sheet 2	SAIKI (Introduced by request of another party)	LAT, FIN	SB1087	carried over from 2021 session
29	HB1600	State Budget	RELATING TO THE STATE BUDGET.	Adjusts and requests appropriations for fiscal biennium 2021-2023 funding requirements for operations and capital improvement projects of Executive Branch agencies and programs.	H 1/26/2022: Referred to FIN, referral sheet 1	SAIKI (Introduced by request of another party)	FIN	SB2176	Monitor
30	HB1849	Financial Disclosure Statements; Public Records; Inspection and Duplication; Redaction	RELATING TO STATE BOARDS AND COMMISSIONS.	Requires certain information on the financial disclosure statements deemed to be public records for non-paid volunteer members of state boards and commissions to be redacted.	H 1/28/2022: Bill scheduled to be heard by GVR on Wednesday, 02-02-22 9:30AM in House conference room 309 Via Videoconference.	SAIKI (Introduced by request of another party)	GVR, JHA, CPC	SB2123	Monitor

31	HB1874	Permitted Board Interactions; Board Members; Private Retreats	RELATING TO BOARDS.	Allows a board to conduct up to one retreat in private per calendar year; provided that the board does not vote on any matter, make decisions, or deliberate toward a decision on any matter currently pending before the board or likely to arise before the board.	H 1/26/2022: Referred to GVR, FIN, referral sheet 2	NAKASHIMA, BELATTI, ICHiyAMA, LOWEN, MATAYOSHI, NAKAMURA, TAKAYAMA	GVR, FIN		Monitor
32	HB1897	Sunshine Law; Livestream; Oral Testimony; Board Packets; Meeting Agenda; Minutes; Online Posting	RELATING TO THE SUNSHINE LAW.	Requires all boards to livestream meetings and archive the recordings online. Requires a board to identify each item on its meeting agenda as an item for action or an item for discussion and allow for oral testimony after each agenda item. Amends time frame requirements for the posting of board meeting minutes and board packets. Requires board meeting minutes and board packets to be posted online.	H 1/26/2022: Referred to GVR, JHA, referral sheet 2	WILDBERGER, CLARK, GANADEN, ILAGAN, KAPELA, LOPRESTI, MARTEN, MCKELVEY, PERRUSO, TAM, TARNAS, WARD, Mizuno	GVR, JHA		Monitor
33	HB2025	Public Meetings; Sunshine Law; Disclosure; Minors; Privacy	RELATING TO THE SUNSHINE LAW.	Requires that the mandatory disclosure of the names of persons who are physically with a board member attending a public meeting by an online method shall apply only to the disclosure of the names of adults, and not minors, who are physically with the board member.	H 1/28/2022: Referred to GVR, JHA, referral sheet 3	NAKASHIMA, CLARK	GVR, JHA		Monitor
34	HB2026	Sunshine Law; Board Business; Informal Gatherings; Board Packets; Land Use	RELATING TO CHAPTER 92, HAWAII REVISED STATUTES.	Adds definitions for "board business" and "informal gatherings". Specifies that a board may prepare and circulate amongst members a statement on a position previously adopted for purposes of submission to the legislature when notice by the legislature is insufficient to interact in any other permitted manner. Outlines when board packets must be available to interested persons. Requires the application of the sunshine law to all adjudicatory functions concerning land use.	H 1/28/2022: Referred to GVR, JHA, referral sheet 3	NAKASHIMA, MIZUNO, MORIKAWA	GVR, JHA		Monitor
35	HB2046	Hawaii Retirement Savings Program; State-Facilitated Payroll-Deduction Automatic Enrollment Individual Retirement Account; Department of Budget and Finance; Department of Labor and Industrial Relations; Appropriation	RELATING TO HAWAII RETIREMENT SAVINGS.	Establishes the Hawaii Retirement Savings Program, administered by the Hawaii Retirement Savings Board, in consultation with the Department of Budget and Finance and Department of Labor and Industrial Relations, to provide a state-facilitated payroll-deduction automatic enrollment individual retirement plan to private sector employees who do not have access to employer-sponsored retirement savings plans beginning 7/1/2024. Appropriates funds.	H 1/28/2022: Referred to LAT, CPC, FIN, referral sheet 3	SAIKI	LAT, CPC, FIN	SB3289	Monitor - To ensure changes are not made which would impact ERS
36	HB2104	Hawaii Employer-Union Health Benefits Trust Fund	RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND INVESTMENTS.	Exempts the Hawaii Employer-Union Health Benefits Trust Fund from disclosing under chapter 92F, Hawaii Revised Statutes, certain types of alternative investment fund information.	H 1/28/2022: Referred to LAT, FIN, referral sheet 3 Page 6	SAIKI (Introduced by request of another party)	LAT, FIN	SB3072	Monitor / Support

37	HB2188	University of Hawaii; Tuition and Fees Special Fund	RELATING TO THE UNIVERSITY OF HAWAII TUITION AND FEES SPECIAL FUND.	To recognize the cost-sharing agreement for overall personnel expenses between State general funds and funds in the University of Hawaii Tuition and Fees Special Fund for appropriated general fund positions as beneficial to both the University of Hawaii and the State. Specifies conditions for exemptions for the University of Hawaii from sections 87A-39(a) and 88-125(a), Hawaii Revised Statutes.	H 1/28/2022: Referred to HET, FIN, referral sheet 3	SAIKI (Introduced by request of another party)	HET, FIN	SB3156	Monitor - To ensure changes are not made which would impact ERS
38	HB2505	Sunshine Law; Interactive Conference Technology; Remote Meetings	RELATING TO SUNSHINE LAW BOARDS.	Amends Section 1. Act 220, Session Laws of Hawaii 2021, to remove language requiring open meetings to have an in-person location for public access when hosting otherwise entirely remote meetings.	H 1/28/2022: Referred to GVR, JHA, referral sheet 3	OKIMOTO	GVR, JHA		Monitor
39	SB2123	Financial Disclosure Statements; Public Records; Inspection and Duplication; Redaction	RELATING TO STATE BOARDS AND COMMISSIONS.	Requires certain information on the financial disclosure statements deemed to be public records for non-paid volunteer members of state boards and commissions to be redacted.	S 1/26/2022: Re-Referred to GVO, JDC/WAM.	KOUCHI (Introduced by request of another party)	GVO, JDC/WAM	HB1849	Monitor
40	SB2143	Open Meetings; Community Meetings; Board Packets	RELATING TO BOARD MEETINGS.	Requires each state board to make its board packets publicly available prior to the board's meeting.	S 1/21/2022: Referred to GVO, JDC/WAM.	DELA CRUZ, CHANG, DECOITE, GABBARD, KEITH-AGARAN, KIDANI, LEE, MISALUCHA, MORIWAKI, RHOADS, Wakai	GVO, JDC/WAM		Monitor
41	SB2176	State Budget	RELATING TO THE STATE BUDGET.	Adjusts and requests appropriations for fiscal biennium 2021-2023 funding requirements for operations and capital improvement projects of Executive Branch agencies and programs.	S 1/21/2022: Referred to WAM.	KOUCHI (Introduced by request of another party)	WAM	HB1600	Monitor
42	SB2403	Sunshine Law; Interactive Conference Technology; Remote Attendance and Testimony; Board Packets	RELATING TO OPEN MEETINGS.	Requires boards to provide interactive conference technology for all meetings under the State's open meetings law to permit remote participation and testimony. Requires boards to send board packets to those who have requested notification of meetings either by mail or electronic access.	S 1/28/2022: Re-Referred to GVO, JDC/WAM.	ACASIO, CHANG, GABBARD, KEOHOKALOLE, SAN BUENAVENTURA, Baker, Fevella, Ihara, Kim	GVO, JDC/WAM		Monitor
43	SB3072	Hawaii Employer-Union Health Benefits Trust Fund	RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND INVESTMENTS.	Exempts the Hawaii Employer-Union Health Benefits Trust Fund from disclosing under chapter 92F, Hawaii Revised Statutes, certain types of alternative investment fund information.	S 1/26/2022: Referred to LCA/JDC, WAM.	KOUCHI (Introduced by request of another party)	LCA/JDC, WAM	HB2104	Monitor / Support

44	SB3156	University of Hawaii; Tuition and Fees Special Fund	RELATING TO THE UNIVERSITY OF HAWAII TUITION AND FEES SPECIAL FUND.	To recognize the cost-sharing agreement for overall personnel expenses between State general funds and funds in the University of Hawaii Tuition and Fees Special Fund for appropriated general fund positions as beneficial to both the University of Hawaii and the State. Specifies conditions for exemptions for the University of Hawaii from sections 87A-39(a) and 88-125(a), Hawaii Revised Statutes.	S 1/31/2022: The committee(s) on HRE has scheduled a public hearing on 02-03-22 3:00PM; Conference Room 229 & Via Videoconference.	KOUCHI (Introduced by request of another party)	HRE, WAM	HB2188	Monitor - To ensure changes are not made which would impact ERS
45	SB3200	Sunshine Law; Boards and Commissions; Permitted Interactions; Annual Retreat	RELATING TO BOARDS AND COMMISSIONS.	Allows a board to conduct one private retreat per calendar year, provided that the board does not vote on any matter nor make decisions or deliberate on matters currently pending before the board or likely to arise before the board.	S 1/26/2022: Referred to JDC.	MORIWAKI	JDC		Monitor
46	SB3252	Public Records; Duplication; Costs; Waiver	RELATING TO PUBLIC RECORDS.	Imposes a cap on the charged costs for the reproduction of certain government records. Waives reproduction costs for the first one hundred pages if disclosure is in the public's interest. Waives the cost of duplication of government records in an electronic format. Imposes a cap on charged costs for searching, reviewing, and segregating records. Provides for a waiver of fees when the public interest is served. Takes effect 7/1/2024.	S 1/28/2022: Referred to JDC, WAM.	RHOADS	JDC, WAM		Monitor - Possible comments
47	SB3289	Hawaii Retirement Savings Program; State-Facilitated Payroll-Deduction Automatic Enrollment Individual Retirement Account; Department of Budget and Finance; Department of Labor and Industrial Relations; Appropriation	RELATING TO HAWAII RETIREMENT SAVINGS.	Establishes the Hawaii Retirement Savings Program, administered by the Hawaii Retirement Savings Board, in consultation with the Department of Budget and Finance and Department of Labor and Industrial Relations, to provide a state-facilitated payroll-deduction automatic enrollment individual retirement plan to private sector employees who do not have access to employer-sponsored retirement savings plans beginning 7/1/2024. Appropriates funds.	S 1/28/2022: Referred to LCA, WAM.	TANIGUCHI, ACASIO, CHANG, DECOITE, INOUE, KEITH-AGARAN, KIDANI, LEE, MISALUCHA, MORIWAKI, RHOADS, RIVIERE, SHIMABUKURO, Fevella, Gabbard, Ihara, Kanuha, Kim, Kouchi, Nishihara, San Buenaventura, Wakai	LCA, WAM	HB2046	Monitor - To ensure changes are not made which would impact ERS

Benefits Related as of 02/1/2022									
#	Bill No	Subject	Title	Summary	Status	Introduced	Referred	Comp	ERS Staff Notes
48	SB431 SD1	City and County of Honolulu Mayor's Package; Employees' Retirement System	RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.	Extends the effective date of Act 87, Session Laws of Hawaii 2015, to 7/1/2024 to provide state and county departments and agencies with additional time to comply with new employees' retirement system reporting standards. Requires the employees' retirement system to submit annual progress reports to the legislature through 2024. (SD1)	S 2/19/2021: Report adopted; Passed Second Reading, as amended (SD 1) and referred to WAM.	KOUCHI (Introduced by request of another party)	LCA, WAM	HB148	carried over from 2021 session

49	SB673	ERS; Compensation; Overtime; Appropriations	RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.	Expands the definition of compensation to include overtime payments earned by essential workers during an unspecified period of time. Appropriates moneys to fund additional employees' retirement system costs.	S 1/27/2021: Referred to LCA, WAM.	TANIGUCHI	LCA, WAM	HB271	carried over from 2021 session
50	SB1089	Employees' Retirement System; Post retirement allowances	RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.	Amends post retirement allowances for new employees.	S 1/29/2021: Referred to LCA, WAM.	KOUCHI (Introduced by request of another party)	LCA, WAM	HB935	carried over from 2021 session
51	SB1090	Employees' Retirement System; Unused Sick Leave Credit for Public Employees	RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.	Changes the formula for crediting unused sick leave to retirement benefits for public employees who become members of the Employees' Retirement System after June 30, 2021.	S 1/29/2021: Referred to LCA, WAM.	KOUCHI (Introduced by request of another party)	LCA, WAM	HB936	carried over from 2021 session
52	HB148	City and County of Honolulu Mayor's Package; Employees' Retirement System	RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.	Requires the employees' retirement system to submit to the legislature certain annual reports through 2026. Extends the effective date of certain sections of Act 87, Session Laws of Hawaii 2015, to 1/1/2026 to provide state and county departments and agencies with additional time to comply with new employees' retirement system reporting standards.	H 1/27/2021: Referred to LAT, FIN, referral sheet 1	SAIKI (Introduced by request of another party)	LAT, FIN	SB431	carried over from 2021 session
53	HB271	ERS; Compensation; Overtime; Appropriations	RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.	Expands the definition of compensation to include overtime payments earned by essential workers during an unspecified period of time. Appropriates moneys to fund additional employees' retirement system costs.	H 1/27/2021: Referred to LAT, FIN, referral sheet 1	SAIKI (Introduced by request of another party)	LAT, FIN	SB673	carried over from 2021 session
54	HB749	Employees' Retirement System; Average Final Compensation; Base Pay; Furloughs; Pay Reduction	RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.	Adjusts the method of determining average final compensation by specifying that base pay shall not be reduced by furloughs or pay reductions.	H 1/27/2021: Referred to LAT, FIN, referral sheet 1	TOKIOKA	LAT, FIN		carried over from 2021 session
55	HB759	Employees' Retirement System; Benefits; Financial Institutions Trust Accounts	RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.	Specifies that employees' retirement system payment of refunds and benefits may be paid into individual, joint, and trust accounts of financial institutions.	H 1/27/2021: Referred to LAT, FIN, referral sheet 1	BRANCO, BELATTI, MARTEN, MORIKAWA, TARNAS	LAT, FIN		carried over from 2021 session
56	HB935	Employees' Retirement System; Post retirement allowances	RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.	Amends post retirement allowances for new employees.	H 1/29/2021: Referred to LAT, FIN, referral sheet 2	SAIKI (Introduced by request of another party)	LAT, FIN	SB1089	carried over from 2021 session
57	HB936	Employees' Retirement System; Unused Sick Leave Credit for Public Employees	RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.	Changes the formula for crediting unused sick leave to retirement benefits for public employees who become members of the Employees' Retirement System after June 30, 2021.	H 1/29/2021: Referred to LAT, FIN, referral sheet 2	SAIKI (Introduced by request of another party)	LAT, FIN	SB1090	carried over from 2021 session
58	HB1229	Employees' Retirement System; Sick Leave; Service Credit	RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.	Caps the service credit for unused sick leave for employees who become members of the employees' retirement system on or after 7/1/2021 at a maximum credit of ninety days. Specifies that any unused sick leave in excess of ninety days shall be forfeited.	H 2/1/2021: Referred to LAT, FIN, referral sheet 3 Page 9	BRANCO, CULLEN, JOHANSON, B. KOBAYASHI, LUKE, SAYAMA, TARNAS, Matayoshi, Tam	LAT, FIN		carried over from 2021 session

59	HB1703	Volunteer Firefighters; Compensation Benefits; Method of Calculation	RELATING TO COMPENSATION BENEFITS.	Requires compensation benefits for volunteer firefighters who are injured or killed in the line of duty to be determined based on equivalent firefighter pay based on years of service and rank, rather than on a rate of \$18 per week.	H 1/26/2022: Referred to LAT, CPC, FIN, referral sheet 2	TODD (Introduced by request of another party)	LAT, CPC, FIN	SB2464	Monitor - To ensure changes are not made which would impact ERS
60	SB2464	Volunteer Firefighters; Compensation Benefits; Method of Calculation	RELATING TO COMPENSATION BENEFITS.	Requires compensation benefits for volunteer firefighters who are injured or killed in the line of duty to be determined based on equivalent firefighter pay based on years of service and rank, rather than on a rate of \$18 per week.	S 1/24/2022: Referred to LCA, WAM.	SAN BUENAVENTURA (Introduced by request of another party)	LCA, WAM	HB1703	Monitor - To ensure changes are not made which would impact ERS

Investments Related as of 02/1/2022									
#	Bill No	Subject	Title	Summary	Status	Introduced	Referred	Comp	ERS Staff Notes
61	HB557 HD1	Employees' Retirement System; Investments; Divestment; Renewable Energy Sources	RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.	Requires the employees' retirement system to reevaluate its investments in coal, oil, natural gas, oil or natural gas services, and pipeline companies and over the next five years, divest of holdings in any companies that have a majority of its holdings invested in fossil fuels, rather than clean renewable energy sources. Effective 7/1/2050. (HD1)	H 2/12/2021: Passed Second Reading as amended in HD 1 and referred to the committee(s) on LAT with none voting aye with reservations; Representative(s) McDermott, Okimoto, Ward voting no (3) and Representative(s) Eli, Gates, Hashimoto excused (3).	LOWEN, ICHiyAMA, KAPELA, LOPRESTI, MARTEN, MCKELVEY, MIZUNO, NAKAMURA, PERRUSO, WILDBERGER, Tam	EED, LAT, FIN		carried over from 2021 session
62	HB1205	Sustainable Investing; Environmental, Social, And Governance Investing; Socially Responsible Investing; Public Investment Funds	RELATING TO SUSTAINABLE INVESTING.	Requires a public investment fund to develop, publish, and implement socially responsible investment policies applicable to the management of all public funds under the public investment fund's control and submit an annual report to the legislature on disclosing its investments in accord with environmental, social, and governance investing and socially responsible investment policies.	H 2/1/2021: Referred to ECD, CPC, FIN, referral sheet 3	WILDBERGER, DECOITE, GANADEN, KAPELA, LOPRESTI, PERRUSO, TAM, Marten, Matsumoto	ECD, CPC, FIN	SB801	carried over from 2021 session
63	SB488	Company Divestment; Coal; Oil; Gas; Fossil Fuels; Employees' Retirement System	RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.	Requires the board of trustees of the Employees' Retirement System to reevaluate its existing future investments in coal, oil, natural gas, oil and natural gas services, and pipeline companies; divest, at appropriate times over the next five years, the public fund's holdings in any such companies that have not invested more in clean renewable energy sources, such as photovoltaics and wind power, than in fossil fuels or are not set up for favorable long term investment returns by having clear plans to abandon fossil fuels by 2030; search and evaluate potential future investment funds with indirect holdings devoid of coal, oil, natural gas, oil or natural gas services, and pipeline companies; and submit annual reports to the legislature.	S 1/27/2021: Referred to LCA, WAM.	GABBARD, ACASIO, CHANG, MORIWAKI, Baker, Ihara, Shimabukuro	LCA, WAM		carried over from 2021 session

64	SB801	Sustainable Investing; Environmental, Social, And Governance Investing; Socially Responsible Investing; Public Investment Funds	RELATING TO SUSTAINABLE INVESTING.	Requires a public investment fund to develop, publish, and implement socially responsible investment policies applicable to the management of all public funds under the public investment fund's control and submit an annual report to the legislature on disclosing its investments in accord with environmental, social, and governance investing and socially responsible investment policies.	S 2/3/2021: Re-Referred to GVO, WAM/JDC.	MORIWAKI	GVO, WAM/JDC	HB1205	carried over from 2021 session
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Felony Forfeiture as of 02/1/2022									
#	Bill No	Subject	Title	Summary	Status	Introduced	Referred	Comp	ERS Staff Notes
65	SB633	Employees' Retirement System; Retirement Benefits; Felony Convictions; Forfeiture	RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.	Authorizes forfeiture of certain ERS benefits, pursuant to court order, for state or county employees and designated beneficiaries who are convicted of an employment-related felony.	S 1/27/2021: Referred to LCA, JDC.	KEITH-AGARAN, KIDANI, MISALUCHA, NISHIHARA, RHOADS, WAKAI	LCA, JDC	HB670	HB 670 passed as Act 84 in 2021 session but status shows carried over from 2021 session
66	SB781	Law Enforcement Officers; ERS; Felony Offenses	RELATING TO LAW ENFORCEMENT.	Authorizes forfeiture of certain employees' retirement system benefits for law enforcement officers who are convicted of an employment-related crime. Requires law enforcement officers under investigation for a felony offense to be placed on unpaid administrative leave, and if convicted, be permanently barred from employment as a law enforcement officer, private detective, or guard.	S 1/27/2021: Referred to LCA, JDC/CPN.	CHANG, ACASIO, LEE, MISALUCHA, MORIWAKI, Ihara, Shimabukuro	LCA, JDC/CPN	HB1240	carried over from 2021 session
67	SB912 SD1 HD1	Employees' Retirement System; Retirement Benefits; Felony Convictions; Forfeiture	RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.	Authorizes a court to order the forfeiture of one half of the employees' retirement system (ERS) benefits of an ERS member, former member, or retirant upon conviction of the individual for a felony related to the state or county employment of the individual. Authorizes designated beneficiaries to receive the ERS benefits to which the member, former member, or retirant would be entitled under this section upon the death of the member, former member, or retirant. Prohibits designated beneficiaries convicted of a felony under the same set of circumstances as the member, former member, or retirant who was subject to forfeiture of ERS benefits from receiving benefits. Effective 7/1/2050. (HD1)	H 3/25/2021: Report adopted; referred to the committee(s) on FIN with Representative(s) Wildberger voting aye with reservations; none voting no (0) and none excused (0).	MISALUCHA, CHANG, IHARA, INOUE, LEE, RHOADS, RIVIERE, SAN BUENAVENTURA, WAKAI, Baker, Fevella, Gabbard, Kidani, Shimabukuro	LAT, JHA, FIN		carried over from 2021 session

68	HB1240	Law Enforcement Officers; ERS; Felony Offenses	RELATING TO LAW ENFORCEMENT.	Authorizes forfeiture of certain employees' retirement system benefits for law enforcement officers who are convicted of an employment-related crime. Requires law enforcement officers under investigation for a felony offense to be placed on unpaid administrative leave, and if convicted, be permanently barred from employment as a law enforcement officer, private detective, or guard.	H 2/1/2021: Referred to LAT, JHA, FIN, referral sheet 3	TAM, BELATTI, KAPELA, ONISHI, PERRUSO, WILDBERGER, McKelvey, Sayama	LAT, JHA, FIN	SB781	carried over from 2021 session
69	SB2630	Employees' Retirement System Benefits; Retirement Benefits; Felony Conviction; Forfeiture	RELATING TO THE EMPLOYEES RETIREMENT SYSTEM.	Authorizes a court to order the forfeiture of all of the Employees' Retirement System (ERS) benefits of an ERS member, former member, or retirant upon conviction of the individual for a felony related to the State or county employment of the individual. Prohibits designated beneficiaries convicted of a felony under the same set of circumstances as the member, former member, or retirant who was subject to forfeiture of ERS benefits from receiving benefits.	S 1/24/2022: Referred to LCA, JDC/WAM.	DECOITE, KEITH-AGARAN, MISALUCHA, RIVIERE, WAKAI, Baker, Moriwaki, San Buenaventura	LCA, JDC/WAM		Monitor