

STAND. COM. REP. NO.

1155

Honolulu, Hawaii

March 27, 2015

RE: S.B. No. 1324  
S.D. 2  
H.D. 1

Honorable Joseph M. Souki  
Speaker, House of Representatives  
Twenty-Eighth State Legislature  
Regular Session of 2015  
State of Hawaii

Sir:

Your Committee on Labor & Public Employment, to which was referred S.B. No. 1324, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO DIVORCE,"

begs leave to report as follows:

The purpose of this measure is to allow for the Employees' Retirement System (ERS) to make direct payments of a portion of a member's pension, annuity, or retirement allowance to a non-member former spouse pursuant to an award in a divorce action.

The Family Law Section of the Hawaii State Bar Association; Farrell & Associates, LLLC; and Kleintop, Luria & Medeiros, LLLP supported this measure. The Employees' Retirement System opposed this measure.

Your Committee has amended this measure by adopting the language from House Bill No. 1370, H.D. 1, which is a similar measure that has the same purpose and was previously considered at public hearing and passed by your Committee. Your Committee has further amended House Bill No. 1370, H.D. 1, by allowing for the ERS to assess a ten percent administrative fee equally upon the member and former spouse.

SB1324 HD1 HSCR LAB HMS 2015-2917



As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1324, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1324, S.D. 2, H.D. 1, and be referred to the Committee on Finance.

Respectfully submitted on  
behalf of the members of the  
Committee on Labor & Public  
Employment,



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MARK M. NAKASHIMA, Chair



State of Hawaii  
House of Representatives  
The Twenty-eighth Legislature

HSCR 1155

**Record of Votes of the Committee on Labor & Public Employment**

Bill/Resolution No.: <b>SB 1324 SD2</b>	Committee Referral: <b>LAB, FIN</b>	Date: <b>3/24/15</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
LAB Members	Ayes	Ayes (WR)	Nays	Excused
1. NAKASHIMA, Mark M. (C)	/			
2. KEOHOKALOLE, Jarrett (VC)	/			
3. AQUINO, Henry J.C.	/			
4. HAR, Sharon E.				/
5. ICHIYAMA, Linda	/			
6. JOHANSON, Aaron Ling	/			
7. LoPRESTI, Matthew S.	/			
8. SAN BUENAVENTURA, Joy A.	/			
9. TAKAYAMA, Gregg	/			
10. TAKUMI, Roy M.				/
11. YAMASHITA, Kyle T.	/			
12. TUPOLA, Andria P.L.				/
<b>TOTAL (12)</b>	<b>9</b>			<b>3</b>
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <div style="text-align: center; font-size: small;">committee acronym(s)</div>				
Vice Chair's or designee's signature: _____ 				
<b>Distribution:</b> Original (White) – Committee    Duplicate (Yellow) – Chief Clerk's Office    Duplicate (Pink) – HMSO				