

STAND. COM. REP. NO. 2117

Honolulu, Hawaii

FEB 11 2016

RE: S.B. No. 2839
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2016
State of Hawaii

Sir:

Your Committee on Judiciary and Labor, to which was referred
S.B. No. 2839 entitled:

"A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION
HEALTH BENEFITS TRUST FUND,"

begs leave to report as follows:

The purpose and intent of this measure is to amend the
definition of "dependent-beneficiary" contained in chapter 87A,
Hawaii Revised Statutes, by:

- (1) Excluding from the definition an employee-beneficiary's
child born more than ten months after the death of an
employee killed in the performance of duty, after the
death of an active employee who was eligible to retire
on the date of death, or after the date of death of a
retired employee-beneficiary; and
- (2) Repealing the requirement that an employee-beneficiary's
child must be unmarried, in conformance with the federal
Patient Protection and Affordable Care Act of 2010, in
order to be a dependent-beneficiary.

Your Committee received testimony in support of this measure
from the Hawaii Employer-Union Health Benefits Trust Fund.

Your Committee finds that the Hawaii Employer-Union Health
Benefits Trust Fund offers health benefits to the children of
state and county employees and retirees. However, under existing

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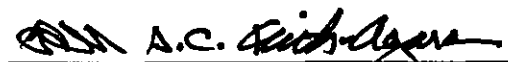
law, a child born or legally adopted by an employee's or retiree's surviving spouse after a state or county employee's or retiree's death who is not the natural child of the deceased employee or retiree is also eligible to participate in fund benefit plans. Implementation of this measure will clarify eligibility of children for participation in fund benefit plans and bring the definition of "dependent-beneficiary" into conformance with the federal Patient Protection and Affordable Care Act of 2010.

Your Committee has amended this measure by:

- (1) Additionally, excluding from the definition of "dependent-beneficiary" children legally adopted more than ten months after a state or county employee's or retiree's death; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2839, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2839, S.D. 1, and be referred to your Committee on Ways and Means.

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



GILBERT S.C. KEITH-AGARAN, Chair



The Senate
Twenty-Eighth Legislature
State of Hawai'i

Record of Votes
Committee on Judiciary and Labor
JDL

Bill / Resolution No.:* SB 2839	Committee Referral: JDL, WAM	Date: 2/5/16		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
KEITH-AGARAN, Gilbert S.C. (C)	/			
SHIMABUKURO, Maile S.L. (VC)	/			
GABBARD, Mike	/			
KIM, Donna Mercado	/			
THIELEN, Laura H.	/			
SLOM, Sam	/			
TOTAL	6			
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes