

JAN 19 2007

A BILL FOR AN ACT

PROPOSING AN AMENDMENT TO ARTICLE XVI, SECTION 2, OF THE HAWAII CONSTITUTION TO PROVIDE FOR FORFEITURE OF RETIREMENT BENEFITS OF A MEMBER OF THE EMPLOYEES' RETIREMENT SYSTEM WHO IS CONVICTED OF A FELONY FOR CONDUCT RELATED TO THE EMPLOYEE'S DUTIES.

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

1 SECTION 1. The purpose of this Act is to propose an
2 amendment to article XVI, section 2, of the Constitution of the
3 State of Hawaii to provide for forfeiture of retirement benefits
4 for members of the employees' retirement system who are
5 convicted of a felony.

6 SECTION 2. Article XVI, section 2, of the Constitution of
7 the State of Hawaii is amended to read as follows:

8 **"EMPLOYEES' RETIREMENT SYSTEM**

9 **Section 2.** Membership in any employees' retirement system
10 of the State or any political subdivision thereof shall be a
11 contractual relationship, the accrued benefits of which shall
12 not be diminished or impaired[~~-~~], except that forfeiture of such
13 benefits may be as provided by law for conviction of a felony
14 for conduct related to an employee's or elected official's
15 duties."



1 SECTION 3. The question to be printed on the ballot shall
2 be as follows:

3 "Shall the retirement benefits of a public employee of the
4 state or county be forfeited for conviction of a felony for
5 conduct related to the duties of the employee, as may be
6 provided by law?"

7 SECTION 4. Constitutional material to be repealed is
8 bracketed and stricken. New constitutional material is
9 underscored.

10 SECTION 5. This amendment shall take effect upon
11 compliance with article XVII, section 3, of the Constitution of
12 the State of Hawaii.

13

INTRODUCED BY:  **By Request**



Report Title:

Public Employees; Health and Retirement Benefits; Forfeiture

Description:

Places a question on the general election ballot of whether public employees' retirement benefits may be forfeited for conviction of a felony related to the employee's duties.

