

Resolution

No. 22-200, CD1

APPROVING FOR INCLUSION IN THE 2023
MAUI COUNTY COUNCIL LEGISLATIVE
PACKAGE A STATE BILL TO REMOVE THE
MINIMUM AGE REQUIREMENT FOR POLICE
OFFICER RETIREMENT

WHEREAS, the Maui Police Department has a vacancy rate of approximately twenty-five percent despite recruitment efforts in Hawai'i and on the mainland; and

WHEREAS, the current retirement requirements of twenty-five years of service and a minimum age of fifty-five may discourage many qualified applicants from applying or transferring to the Department; and

WHEREAS, removing the minimum age requirement would provide an incentive to recruit and retain more police officers; now, therefore,

BE IT RESOLVED by the Council of the County of Maui:

1. That the proposed State bill, attached as Exhibit "A," relating to the minimum age requirement for police officer retirement, is approved for inclusion in the 2023 Maui County Council Legislative Package; and
2. That certified copies of this Resolution be transmitted to the Mayor.

INTRODUCED BY:

Tamara A.M. Paltin

TAMARA PALTIN

____.B. NO. _____

A BILL FOR AN ACT

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

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

1 SECTION 1. The legislature finds existing state law requires
2 a police officer employed after June 30, 2012, to meet both age
3 and years of service requirements for retirement. An officer hired
4 after this date is required to have twenty-five years of service
5 and have attained the age of fifty-five. According to a study by
6 the National Center for Biotechnology Information, the years of
7 potential life lost for police officers was twenty-one times
8 greater than that of the general population. Police officers
9 generally have shorter life expectancy due to stress, shift work,
10 obesity, and exposure to hazardous work environments. The study
11 also found that a male police officer who reached age fifty between
12 1950 and 2005 was expected to live only 7.8 additional years, while
13 a male in the general population of the United States that reached
14 age fifty in the same time period was expected to live an
15 additional thirty-five years. Further, male police officers aged
16 fifty to fifty-four years had a nearly forty percent probability
17 of death compared to a one percent probability for males in the
18 general population in the same age category.

____.B. NO. _____

1 The legislature further finds that, upon considering the
2 results of this study, eliminating the minimum age requirement for
3 police officers and maintaining the twenty-five years of service
4 requirement may help to reduce the mortality rate risk factor for
5 police officers. For example, an officer who joins the police
6 department at age twenty would have the option to retire at forty-
7 five, which would significantly reduce the possibility of health
8 risk factors associated with police work. Additionally, Honolulu
9 and Maui police departments have developed a lateral transfer
10 program to attract former officers from Hawaii or elsewhere to
11 transfer to Honolulu or Maui, but the retirement requirements of
12 twenty-five years of service and minimum age of fifty-five
13 discourage many qualified individuals from transferring.

14 The purpose of this Act is to provide an incentive to recruit
15 and retain more police officers.

16 SECTION 2. Section 88-73, Hawaii Revised Statutes, is amended
17 by amending subsection (a) to read as follows:

18 “(a) Any member who:

- 19 1. Became a member before July 1, 2012, and has at least
20 five years of credited service and has attained age
21 fifty-five;
- 22 2. Became a member before July 1, 2012, and has at least
23 twenty-five years of credited service;

.B. NO.

- 1 3. Has at least ten years of credited service, which
- 2 includes service as a judge before July 1, 1999, an
- 3 elective officer, or a legislative officer;
- 4 4. Becomes a member after June 30, 2012, and has at least
- 5 ten years of credited service and has attained age
- 6 sixty; or
- 7 5. Becomes a member after June 30, 2012, and has at least
- 8 twenty-five years of credited service [~~and has~~
- 9 ~~attained age fifty-five~~], shall become eligible to
- 10 receive a retirement allowance after the member has
- 11 terminated service,
- 12 shall become eligible to receive a retirement allowance after the
- 13 member has terminated service."

14 SECTION 3. Corresponding amendments are made to Section 88-

15 99, Hawaii Revised Statutes.

16 SECTION 4. Statutory material to be deleted is bracketed and

17 in strikethrough.

18 SECTION 5. This Act shall take effect upon its approval.

19

20 INTRODUCED BY: _____

COUNCIL OF THE COUNTY OF MAUI

WAILUKU, HAWAII 96793

CERTIFICATION OF ADOPTION

It is HEREBY CERTIFIED that RESOLUTION NO. 22-200, CD1 was adopted by the Council of the County of Maui, State of Hawaii, on the 20th day of September, 2022, by the following vote:

MEMBERS	Alice L. LEE Chair	Keani N. W. RAWLINS-FERNANDEZ Vice-Chair	Gabriel JOHNSON	Natalie A. KAMA	Kelly T. KING	Michael J. MOLINA	Tamara A. M. PALTIN	Shane M. SINENCI	Yuki Lei K. SUGIMURA
ROLL CALL	Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye



COUNTY CLERK