

JOSH GREEN, M.D.
GOVERNOR

SYLVIA LUKE
LIEUTENANT GOVERNOR



JADE T. BUTAY
DIRECTOR

WILLIAM G. KUNSTMAN
DEPUTY DIRECTOR

AHLANI K. QUIOGUE
EXECUTIVE DIRECTOR

**STATE OF HAWAII
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS
830 PUNCHBOWL STREET, ROOM 321
HONOLULU, HAWAII 96813**

**HAWAII RETIREMENT
SAVINGS BOARD**

Co-Chairs
Jade T. Butay
Luis Salaveria

Members
Jessie Keola Dean
Barbara Krieg
Andrew Nomura
Brian Taniguchi
Karen Yasukawa
Senator Henry J.C. Aquino
Representative Andrew Garrett

**HAWAII RETIREMENT SAVINGS
BOARD MEETING**

AGENDA

Date: March 18, 2025

Time: 1:00 p.m.

In-Person Meeting Location: Princess Ruth Ke'elikolani Building
830 Punchbowl Street, Room 321
Honolulu, Hawaii 96813

Virtual Participation: Virtual Videoconference Meeting – Zoom Meeting (Link below)

<https://us02web.zoom.us/j/81179630559?pwd=wXbVaTEBxPkSrDROUHToeMqgL1aREQ.1>

Phone: +1 669 900 6833 US

Meeting ID: 811 7963 0559

Passcode: 306015

Agenda: The agenda was posted to the State electronic calendars as required by §92-7(b), Hawaii Revised Statutes ("HRS").

Board Meeting Materials: Meeting materials are available for review at <https://labor.hawaii.gov/hrsp/board-meetings/>.

If you wish to submit written testimony on any agenda item, please email your testimony to dliir.hrsp@hawaii.gov or by hard copy mail to: Attn: Hawaii Retirement Savings Program, 830 Punchbowl Street, Room 321, Honolulu, HI 96813. We request submission of testimony at least 24 hours prior to the meeting to ensure that it can be distributed to the Board members.

INTERNET ACCESS:

To view the meeting and provide live oral testimony, please use the link at the top of the agenda. You will be asked to enter your name. The Board requests that you enter your full name, but you may use a pseudonym or other identifier if you wish to remain anonymous. You will also be asked for an email address. You may fill in this field with any entry in an email format, e.g., ****@***mail.com.

Your microphone will be automatically muted, and video will be turned off. When the Chairperson asks for public testimony, you may click the Raise Hand button found on your Zoom screen to indicate that you wish to testify about an agenda item. You will individually be enabled to unmute your microphone, turn on your video if you choose to, and testify. When recognized by the Chairperson, please unmute your microphone and turn on your video if you choose to before speaking and mute your microphone and turn off your video after you finish speaking.

PHONE ACCESS:

If you cannot get internet access, you may get audio-only access by calling the Zoom Phone Number listed at the top on the agenda. Upon dialing the number, you will be prompted to enter the Meeting ID which is also listed at the top of the agenda. After entering the Meeting ID, you will be asked to wait to be admitted into the meeting.

When the Chairperson asks for public testimony, you may indicate you want to testify by entering "*" and then "9" on your phone's keypad. After entering "*" and then "9", a voice prompt will let you know that the host of the meeting has been notified. When recognized by the Chairperson, you may unmute yourself by pressing "*" and then "6" on your phone. A voice prompt will let you know that you are unmuted. Once you are finished speaking, please enter "*" and then "6" again to mute yourself.

For both internet and phone access, when testifying, you will be asked to identify yourself and the organization, if any, that you represent. Each testifier will be limited to five minutes of testimony per agenda item. Pursuant to Act 12, SLH 2024, the Board may remove or block any person who willfully disrupts or compromise the conduct of the meeting.

If connection to the meeting is lost for more than 30 minutes, the meeting will be continued on a specified date and time. This information will be provided on the Board's website at <https://labor.hawaii.gov/hrsp/board-meetings/>.

Instructions to attend State of Hawaii virtual board meetings may be found online at <https://labor.hawaii.gov/wp-content/uploads/2025/01/State-of-Hawaii-Virtual-Board-Attendee-Instructions.pdf>.

I. Call Meeting to Order

II. Approval of the Minutes

A. February 18, 2025, Open Session Meeting Minutes

III. 2025 Legislative Session

A. Legislation

i. S.B. 855, S.D.1, RELATING TO HAWAII RETIRMENT SAVINGS ACT

Clarifies the definition of "covered employer" under the Hawai'i Retirement Savings Act. Requires covered employers to automatically enroll covered employees into the Hawai'i Retirement Savings Program unless the employee opts out. Repeals the limit on the total fees and expenses that can be spent for the Program each year. Appropriates funds to the Department of

Labor and Industrial Relations for the development and operation of the Program. Effective 7/1/2050. (SD1)

IV. Executive Director's Report

A. Update on Personnel

- i. Program Specialist
- ii. Administrative Assistant III

The Board will: be provided an update on the establishment and recruitment of the Program Specialist and Administrative Assistant III positions; review the proposed position description for the Administrative Assistant III position; and review the functional statement of the Hawai'i Retirement Savings Program.

B. Update on Hawai'i Retirement Savings Program Budget

V. Next Meeting: April 15, 2025
Virtual Videoconference Meeting – Zoom Meeting

and

In-Person Meeting Location: Princess Ruth Ke'elikolani Building
830 Punchbowl Street, Room 321
Honolulu, Hawaii 96813

VI. Adjournment

Reasonable accommodations for people with disabilities are available upon request. Requests for accommodations should be submitted via email to david.j.rodriquez@hawaii.gov or by calling David Rodriguez at (808) 586-8855 (voice) as soon as possible. Such requests should include a detailed description of the accommodation needed. In addition, please include a way for David Rodriguez to contact the requester if more information is needed to fulfill the request. Last minute requests will be accepted but may not be possible to accommodate. Upon request, this notice is available in alternate formats.

**Agenda Item II.A.
Approval of the Minutes: February
18, 2025, Open Session Meeting
Minutes**

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**HAWAII RETIREMENT SAVINGS
BOARD**

MINUTES OF THE MEETING

Date: February 18, 2025

Time: 1:00 p.m.

**In-Person
Meeting
Location:** Princess Ruth Ke'elikolani Building
830 Punchbowl Street, Room 321
Honolulu, Hawaii 96813

**Virtual
Participation:** Virtual Videoconference Meeting – Zoom Webinar

<https://us02web.zoom.us/j/81889753616?pwd=3lUURl8hkZajxL0u0T5J0xVw56EXs.1>

**Meeting
Recording:** <https://youtu.be/dRy50uuxpYE>

Present: Luis Salaveria, Director, Department of Budget and Finance
Co-Chairperson
William G. Kunstman, Deputy Director, Department of Labor
and Industrial Relations (“DLIR”)
Jesse Keola Dean, Member
Barbara Krieg, Member
Andrew Nomura, Member
Brian Taniguchi, Member
Karen Yasukawa, Member
Representative Andrew Garrett, Member
Michael J.S. Moriyama, Deputy Attorney General
Ahlani K. Quiogue, Executive Director
Deb Kuwaye, Assistant to the Deputy Director, DLIR
Rhalina S. Yuen, WDD, Intern

Excused: Senator Henry J.C. Aquino, Member

Zoom Guests: Veronica Castro
Angela Antonelli, Georgetown Center for Retirement
Initiatives
aknecht
17032983537
Courtney Zinter

**In-Person
Guest(s):** None.

Agenda: The agenda for this meeting was posted to the State electronic calendar as required by Hawaii Revised Statutes ("HRS") section 92-7(b).

Co-Chairperson Kunstman explained to the members of the public the procedures to participate in the hybrid board meeting, including how a member of the public can participate and interact with the Board during the board meeting.

Call to Order: The meeting was called to order at 1:08 p.m., at which time quorum was established.

Co-Chairperson Kunstman welcomed everyone to the meeting and proceeded with a roll call of the Board members. All Board members attending the meeting virtually confirmed that they were present and alone.

**Approval of the
January 28, 2025,
Open Session
Minutes:** Co-Chairperson Kunstman asked for public comment on this agenda item. There was none.

It was moved by Ms. Krieg, seconded by Mr. Taniguchi, and unanimously carried to approve the open session meeting minutes of the January 28, 2025, meeting, unamended.

2025 Legislative: A. Legislation

i. H.B. 847, H.D. 1, RELATING TO THE HAWAII RETIREMENT SAVINGS ACT

Co-Chairperson Kunstman asked for public comment on this agenda item. There was none.

The purposes of this bill are to: clarify the definition of "covered employer" under the Hawai'i Retirement Savings Act; require covered employers to automatically enroll covered employees into the Hawai'i Retirement Savings Program unless the employee chooses to opt out; repeal the limit on the total fees and expenses that can be spent for the Program each year; and appropriate funds to the Department of Labor and Industrial Relations for the development and operation of the

Program.

Ms. Quiogue provided a status of the bill as follows:

2/6/2025: The bill was heard by the House Committee on Labor and passed out with a House Draft 1, which incorporated the Board's amendment, changing "program administrator" to "covered employer" on page 8, line 16, and blanked out the appropriation.

2/12/2025: Passed second reading as amended and referred to the Committee on Finance. The measure has not been scheduled for hearing.

Mr. Taniguchi asked what the deadline was for crossover.

Co-Chairperson Kunstman responded that the first decking is scheduled for February 28, 2025, and crossover is March 6, 2025.

Co-Chairperson Salaveria recommended that a memorandum be sent to all the money committees from the Board requesting that this bill and other measures be scheduled for hearing.

Co-Chairperson Kunstman informed the Board that the Department of Labor and Industrial Relations had already submitted a memorandum requesting for a hearing on this measure. He agreed with Co-Chair Salaveria's recommendation and called for a motion.

It was moved by Ms. Krieg, seconded by Mr. Taniguchi, and unanimously carried to have its Executive Director draft and send a memorandum to the House Committee on Finance to request that H.B. 847, H.D. 1, Relating to the Hawaii Retirement Savings Act be scheduled for hearing.

ii. S.B. 855, S.D. 1, RELATING TO THE HAWAII RETIREMENT SAVINGS ACT

Co-Chairperson Kunstman asked for public comment on this agenda item. There was none.

The purposes of this bill are to: clarify the definition of "covered employer" under the Hawai'i Retirement Savings Act; require covered employers to automatically enroll covered employees into the Hawai'i Retirement Savings Program unless the employee opts out; repeal the limit on the total fees and

expenses that can be spent for the Program each year; and appropriate funds to the Department of Labor and Industrial Relations for the development and operation of the Program.

Co-Chairperson Kunstman asked for the status of the bill.

Ms. Quiogue provided a status of the bill as follows:

1/29/2025: The bill was heard by the Senate Committee on Labor and Technology and passed out with a Senate Draft 1, which: incorporated the Board's amendment, changing "program administrator" to "covered employer" on page 8, line 16; clarify the Board may add an option for program participants to contribute to a traditional IRA in addition to or in lieu of a Roth IRA; blanking out the appropriation; and changing the effective date.

2/12/2025: The Senate Committee on Ways and Means held a public decision making on the bill and recommended that the measure be passed unamended.

2/18/2025: One Day Notice for 2/19/2025 was received.

The members asked for clarity regarding the one-day notice received.

Co-Chair Kunstman explained that a one-day notice means that it will go to the full Senate for consideration and decision-making.

Mr. Nomura commented that this bill seems to be getting more traction and may be used as the vehicle going forward.

iii. H.B. 1136 / S.B. 1455, RELATING TO THE HAWAII RETIREMENT SAVINGS ACT

Co-Chairperson Kunstman asked for public comment on this agenda item. There was none.

The purposes of this bill are to: clarify the definition of "covered employer" under the Hawai'i Retirement Savings Act; and require covered employers to automatically enroll covered employees into the Hawai'i Retirement Savings Program unless the covered employee chooses to opt out.

These measures were not heard.

Next Meeting: Tuesday, March 18, 2025

In-Person Meeting Location: Princess Ruth Ke'elikolani Building
830 Punchbowl Street, Room 321
Honolulu, Hawaii 96813

Virtual Videoconference Meeting – Zoom Webinar

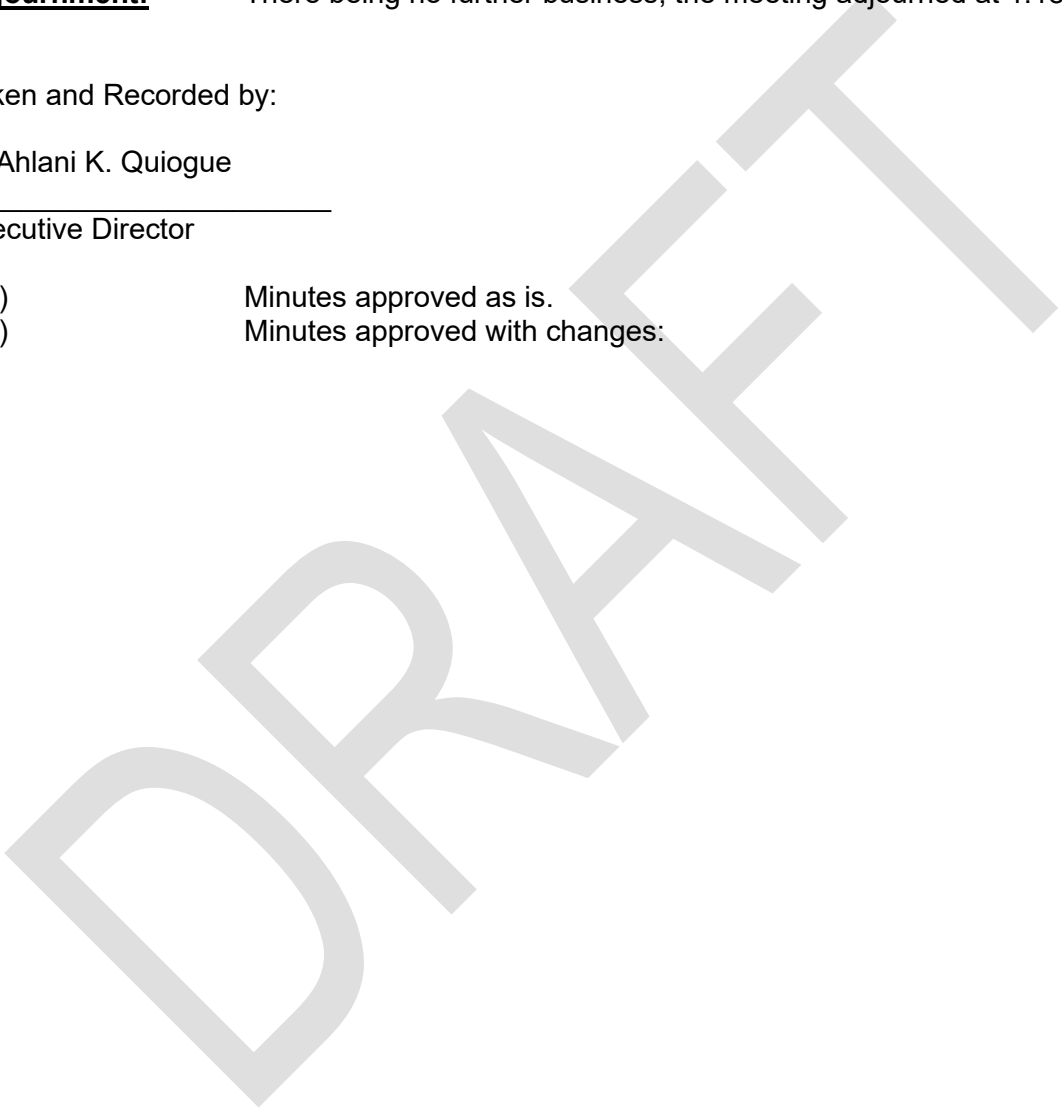
Adjournment: There being no further business, the meeting adjourned at 1:18 p.m.

Taken and Recorded by:

/s/ Ahlani K. Quiogue

Executive Director

- () Minutes approved as is.
- () Minutes approved with changes:



Agenda Item III
2025 Legislative Session



SB855 SD1

Measure Title: RELATING TO HAWAII RETIREMENT SAVINGS ACT.

Report Title: DLIR; Hawai'i Retirement Savings Act; Hawai'i Retirement Savings Program; Covered Employer; Definition; Automatic Enrollment; Opt-Out Option; Appropriations (\$)

Description: Clarifies the definition of "covered employer" under the Hawai'i Retirement Savings Act. Requires covered employers to automatically enroll covered employees into the Hawai'i Retirement Savings Program unless the employee opts out. Repeals the limit on the total fees and expenses that can be spent for the Program each year. Appropriates funds to the Department of Labor and Industrial Relations for the development and operation of the Program. Effective 7/1/2050. (SD1)

Companion: [HB847](#)

Package: None

Current Referral: LAB, FIN

Introducer(s): AQUINO, CHANG, FEVELLA, KIDANI, KIM, MORIWAKI, Richards, Wakai

Sort by Date	Status	Status Text
3/11/2025	H	The committee on LAB recommend that the measure be PASSED, WITH AMENDMENTS. The votes were as follows: 5 Ayes: Representative(s) Sayama, Lee, M., Garrett, Kapela; Ayes with reservations: Representative(s) Kong; Noes: none; and 1 Excused: Representative(s) Reyes Oda.
3/6/2025	H	Bill scheduled to be heard by LAB on Tuesday, 03-11-25 9:30AM in House conference room 309 VIA VIDEOCONFERENCE.
2/28/2025	H	Referred to LAB, FIN, referral sheet 17
2/27/2025	H	Pass First Reading
2/19/2025	H	Received from Senate (Sen. Com. No. 9) in amended form (SD 1).
2/19/2025	S	Report Adopted; Passed Third Reading, as amended (SD 1). Ayes, 22; Aye(s) with reservations: none. Noes, 0 (none). Excused, 3 (Senator(s) Gabbard, Kouchi, Richards). Transmitted to House.
2/18/2025	S	One Day Notice 02-19-25.
2/18/2025	S	Reported from WAM (Stand. Com. Rep. No. 681) with recommendation of passage on Third Reading.



2/12/2025	S	The committee(s) on WAM recommend(s) that the measure be PASSED, UNAMENDED. The votes in WAM were as follows: 13 Aye(s): Senator(s) Dela Cruz, Moriwaki, Aquino, DeCoite, Elefante, Hashimoto, Inouye, Kanuha, Kidani, Kim, Lee, C., Wakai, Fevella; Aye(s) with reservations: none ; 0 No(es): none; and 0 Excused: none.
2/10/2025	S	The committee(s) on WAM will hold a public decision making on 02-12-25 10:01AM; Conference Room 211 & Videoconference.
2/6/2025	S	Report adopted; Passed Second Reading, as amended (SD 1) and referred to WAM.
2/6/2025	S	Reported from LBT (Stand. Com. Rep. No. 56) with recommendation of passage on Second Reading, as amended (SD 1) and referral to WAM.
1/29/2025	S	The committee(s) on LBT recommend(s) that the measure be PASSED, WITH AMENDMENTS. The votes in LBT were as follows: 3 Aye(s): Senator(s) Aquino, Lee, C., Fevella; Aye(s) with reservations: none ; 0 No(es): none; and 2 Excused: Senator(s) Ihara, Moriwaki.
1/24/2025	S	The committee(s) on LBT has scheduled a public hearing on 01-29-25 3:00PM; Conference Room 224 & Videoconference.
1/23/2025	S	Referred to LBT, WAM.
1/21/2025	S	Passed First Reading.
1/17/2025	S	Introduced.

S = Senate | **H** = House | **D** = Data Systems | **\$** = Appropriation measure | **ConAm** = Constitutional Amendment

Some of the above items require Adobe Acrobat Reader. Please visit [Adobe's download page](#) for detailed instructions.

SB855 SD1

STAND. COM. REP. NO. 681

Honolulu, Hawaii

FEB 18 2025

RE: S.B. No. 855
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Third State Legislature
Regular Session of 2025
State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred S.B. No. 855, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO HAWAII RETIREMENT SAVINGS ACT,"

begs leave to report as follows:

The purpose and intent of this measure is to expand and make various improvements to the Hawaii Retirement Savings Program ("Program").

Specifically, this measure:

- (1) Clarifies that covered employers of the Program include any employer that has offered or maintained a retirement plan for some or all employees at any time during the preceding two years;
- (2) Requires automatic enrollment in the Program for covered employees;
- (3) Removes the cap on total fees and expenses of the Program; and
- (4) Appropriates funds for the Program.



Your Committee received written comments in support of this measure from the Hawaii Retirement Savings Board, Executive Office on Aging, Hawaii Primary Care Association, Hawaii Family Caregiver Coalition, Hawai'i Community Lending, AARP Hawaii, Adult Foster Homecare Association Of Hawaii, and nine individuals.

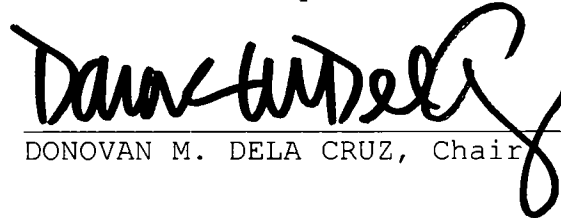
Your Committee received written comments in opposition to this measure from the Retail Merchants of Hawaii and Maui Chamber of Commerce.

Your Committee received written comments on this measure from the Tax Foundation of Hawaii.

Your Committee finds that requiring covered employees to enroll in the Program automatically will align with best practices of the retirement savings industry and facilitate employee retirement savings while also providing employees with the flexibility to voluntarily opt out of enrollment.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 855, S.D. 1, and recommends that it pass Third Reading.

Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,

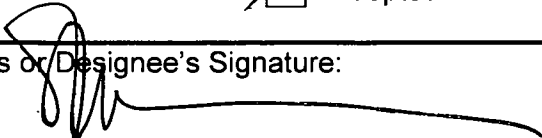


DONOVAN M. DELA CRUZ, Chair



The Senate
Thirty-Third Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:*	Committee Referral:	Date:		
SB855 SD1	LBT, WAM	2-12-25		
<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 checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
DELA CRUZ, Donovan M. (C)	\			
MORIWAKI, Sharon Y. (VC)	\			
AQUINO, Henry J.C.	\			
DECOITE, Lynn	\			
ELEFANTE, Brandon J.C.	\			
HASHIMOTO, Troy N.	\			
INOUYE, Lorraine R.	\			
KANUHA, Dru Mamo	\			
KIDANI, Michelle N.	\			
KIM, Donna Mercado	\			
LEE, Chris	\			
WAKAI, Glenn	\			
FEVELLA, Kurt	\			
TOTAL	13	0	0	0
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

A BILL FOR AN ACT

RELATING TO HAWAII RETIREMENT SAVINGS ACT.

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

- 1 SECTION 1. The purpose of this Act is to:
- 2 (1) Clarify the definition of "covered employer" in the
- 3 Hawaii Retirement Savings Act;
- 4 (2) Amend and align provisions of the Hawaii retirement
- 5 savings program, the state-facilitated
- 6 payroll-deduction retirement savings plan for private
- 7 sector employees in Hawaii who do not have access to
- 8 employer-sponsored retirement plans, to require
- 9 automatic enrollment unless the employee opts out;
- 10 (3) Repeal the limit on the total fees and expenses that
- 11 can be spent for the program each year; and
- 12 (4) Appropriate funds for the Hawaii retirement savings
- 13 program's development and operations.

14 SECTION 2. Section 389-2, Hawaii Revised Statutes, is
 15 amended by amending the definition of "covered employer" to read
 16 as follows:



1 ""Covered employer" means any person who is in business in
2 the State and has one or more individuals in employment.

3 "Covered employer" does not include:

- 4 (1) The United States;
- 5 (2) The State or any of its political subdivisions; or
- 6 (3) ~~[A person]~~ Any employer that has ~~[been maintaining]~~
7 offered or maintained a retirement plan for some or
8 all employees ~~[during]~~ at any time in the preceding
9 two years ~~[a retirement plan]~~ that is tax-qualified
10 under or is described in and satisfies the
11 requirements of section 401(a), 401(k), 403(a),
12 403(b), 408(k), or 408(p) of the Internal Revenue
13 Code."

14 SECTION 3. Section 389-4, Hawaii Revised Statutes, is
15 amended by amending subsections (a) and (b) to read as follows:

16 "(a) The board shall have powers and duties in accordance
17 with law to:

- 18 (1) Establish, implement, and maintain the program;
- 19 (2) Cause the program and arrangements and accounts
20 established under the program to be designed,
21 established, and operated:



- 1 (A) In accordance with best practices for retirement
- 2 savings vehicles;
- 3 (B) To encourage participation, saving, sound
- 4 investment practices, and appropriate selection
- 5 of default investments;
- 6 (C) To maximize simplicity and ease of administration
- 7 for employers;
- 8 (D) To minimize costs, including by collective
- 9 investment and other measures to achieve
- 10 economies of scale and other efficiencies in
- 11 program design and administration;
- 12 (E) To promote portability of benefits; and
- 13 (F) To avoid preemption of the program by federal
- 14 law;
- 15 (3) Arrange for collective, common, and pooled investment
- 16 of assets of the program;
- 17 (4) Determine the eligibility of an employer, employee, or
- 18 other individual to participate in the program;
- 19 (5) Ensure the program's compliance with all applicable
- 20 laws and regulations;



- 1 (6) Establish procedures for the timely and fair
- 2 resolution of participant and other disputes related
- 3 to accounts or program operation;
- 4 (7) Develop and implement:
- 5 (A) An investment policy that defines the program's
- 6 investment objectives and that is consistent with
- 7 the objectives of the program; and
- 8 (B) Other policies and procedures consistent with
- 9 those investment objectives;
- 10 (8) Cause expenses incurred to initiate, implement,
- 11 maintain, and administer the program to be paid from
- 12 the program and other available sources;
- 13 (9) Establish and collect application, account, and
- 14 administrative fees;
- 15 (10) Accept grants, gifts, donations, legislative
- 16 appropriations, loans, and other moneys from the
- 17 State, any unit of federal, state, or local
- 18 government, or any other person to defray the costs of
- 19 administering and operating the program;



- 1 (11) Enter into contracts pursuant to chapter 103D for
- 2 services that the board deems necessary to carry out
- 3 the purposes of this chapter, including:
- 4 (A) Services of private and public financial
- 5 institutions, depositories, consultants,
- 6 actuaries, counsel, auditors, investment
- 7 advisors, investment administrators, investment
- 8 management firms, other investment firms, third-
- 9 party administrators, other professionals and
- 10 service providers;
- 11 (B) Research, technical, financial, administrative,
- 12 and other services; and
- 13 (C) Services of other state agencies to assist the
- 14 board in the exercise of its powers and duties;
- 15 (12) Develop and implement an outreach plan to gain input
- 16 and disseminate information regarding the program and
- 17 retirement savings in general;
- 18 (13) Cause moneys to be held and invested and reinvested
- 19 under the program;
- 20 (14) Ensure that all contributions to individual retirement
- 21 accounts under the program may be used only to:



- 1 (A) Pay benefits to participants under the program;
- 2 (B) Pay the cost of administering the program; and
- 3 (C) Make investments for the benefit of the program;
- 4 provided that no assets of the program shall be
- 5 transferred to the general fund of the State or
- 6 to any other fund of the State or otherwise
- 7 encumbered or used for any purpose other than
- 8 those specified in this paragraph;
- 9 (15) Provide for the payment of costs of administration and
- 10 operation of the program;
- 11 (16) Evaluate the need for and, if the board deems
- 12 necessary, procure:
- 13 (A) Insurance against any and all loss in connection
- 14 with the property, assets, or activities of the
- 15 program; and
- 16 (B) Pooled private insurance;
- 17 (17) Indemnify, including procurement of insurance if and
- 18 as needed for this purpose, each board member from
- 19 personal loss or liability resulting from the member's
- 20 action or inaction as a board member;



S.B. NO. 855 S.D. 1

1 (18) Collaborate with and evaluate the role of financial
2 advisors or other financial professionals, including
3 in assisting and providing guidance for covered
4 employees; [~~and~~]

5 (19) Reimburse, when appropriate, the general fund of the
6 State of Hawaii for the initial expenses incurred for
7 initiating, implementing, maintaining, and
8 administering the program; and

9 (20) Take any other action the board deems reasonably
10 necessary to carry out the purpose of this chapter.

11 (b) The board may develop and disseminate information
12 designed to educate covered employees about the impacts of
13 [~~opting in to~~] the program on take-home pay, savings strategies,
14 and the benefits of planning and saving for retirement to help
15 covered employees in deciding whether to participate and at what
16 level participation may be appropriate."

17 SECTION 4. Section 389-5, Hawaii Revised Statutes, is
18 amended as follows:

19 1. By amending its title to read:



1 "~~[+]§389-5[+]~~ Hawaii retirement savings program; due
2 diligence; establishment; payroll deduction [~~upon election to~~
3 ~~contribute~~]."

4 2. By amending subsections (d) through (f) to read:

5 "(d) [~~Any covered employee may elect to contribute a~~
6 ~~portion of the employee's salary or wages to an individual~~
7 ~~retirement account provided by the program through payroll~~
8 ~~deduction.~~] Each covered employer shall enroll its covered
9 employees in the program and withhold and remit payroll
10 deduction contributions from each covered employee's paycheck
11 unless the covered employee has elected not to participate.

12 (e) Beginning on a date to be determined by the board
13 pursuant to subsection (a), a covered employer shall:

14 (1) [~~Allow a~~] Automatically enroll covered [~~employee to~~
15 ~~enroll~~] employees into the program after [~~providing~~]
16 the covered employer provides the [~~covered employee~~]
17 employees with a written notice of the [~~employee's~~]
18 right of the employees to opt [~~in+~~] out; and

19 (2) For any covered employee who [~~has opted in to~~] is
20 enrolled into the program[+] and has not opted out:



- 1 (A) Withhold the covered employee's contribution
- 2 amount from the employee's salary or wages; and
- 3 (B) Transmit the covered employee's payroll deduction
- 4 contribution to the program on the earliest date
- 5 the amount withheld can reasonably be segregated
- 6 from the covered employer's assets, but no later
- 7 than the fifteenth day of the calendar month
- 8 following the month in which the covered
- 9 employee's contribution amounts are withheld.

10 (f) The program shall establish for each enrolled employee
 11 a Roth IRA, into which the contributions deducted from ~~[an]~~ the
 12 employee's payroll shall be deposited. The board may add an
 13 option for all participants ~~[to affirmatively elect]~~ to
 14 contribute to a traditional IRA in addition to or in lieu of a
 15 Roth IRA."

16 SECTION 5. Section 389-7, Hawaii Revised Statutes, is
 17 amended by amending subsection (b) to read as follows:

18 "(b) The program manager shall keep total fees and
 19 expenses as low as practicable~~;~~ ~~provided that the total fees~~
 20 ~~and expenses of the program each year shall not exceed seventy-~~
 21 ~~five basis points of the total assets of the program; provided~~



1 ~~further that this limit shall not apply during the initial~~
 2 ~~three-year period following the establishment of the program]."~~

3 SECTION 6. Section 389-14, Hawaii Revised Statutes, is
 4 amended by amending subsection (a) to read as follows:

5 "(a) Any covered employer who fails to enroll a covered
 6 employee into the program in accordance with section 389-5(e)(1)
 7 without equitable justification shall be liable:

8 (1) To the covered employee, in an amount equal to the
 9 contribution amount that would have been made by the
 10 employee into the program and interest at a rate of
 11 six per cent per year on the contribution amount,
 12 beginning from the date the contribution would have
 13 been made into the account; provided that the sum of
 14 the contribution amount and interest thereto shall be
 15 transmitted by the covered employer to the program to
 16 be paid into the covered employee's IRA; and

17 (2) A penalty of:
 18 (A) \$25 for each month the covered employee was not
 19 enrolled in the program; and
 20 (B) \$50 for each month the covered employee continues
 21 to be unenrolled in the program after the date on



1 which a penalty has been assessed with respect to
 2 the covered employee who [~~had elected to~~
 3 ~~participate~~] should have been enrolled in the
 4 program."

5 SECTION 7. There is appropriated out of the general
 6 revenues of the State of Hawaii the sum of \$ or so
 7 much thereof as may be necessary for fiscal year 2025-2026 and
 8 the same sum or so much thereof as may be necessary for fiscal
 9 year 2026-2027 for the development and operation of the Hawaii
 10 retirement savings program, including but not limited to
 11 expenses for legal, outreach, communication, and marketing
 12 services; and consultants, audits, and insurance.

13 The sums appropriated shall be expended by the department
 14 of labor and industrial relations for the purposes of this Act.

15 SECTION 8. Statutory material to be repealed is bracketed
 16 and stricken. New statutory material is underscored.

17 SECTION 9. This Act shall take effect on July 1, 2050.



Report Title:

DLIR; Hawaii Retirement Savings Act; Hawaii Retirement Savings Program; Covered Employer; Definition; Automatic Enrollment; Opt-Out Option; Appropriations

Description:

Clarifies the definition of "covered employer" under the Hawaii Retirement Savings Act. Requires covered employers to automatically enroll covered employees into the Hawaii Retirement Savings Program unless the employee opts out. Repeals the limit on the total fees and expenses that can be spent for the Program each year. Appropriates funds to the Department of Labor and Industrial Relations for the development and operation of the Program. Effective 7/1/2050. (SD1)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.



JOSH GREEN, M.D.
GOVERNOR

SYLVIA LUKE
LIEUTENANT GOVERNOR



**STATE OF HAWAII
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS
830 PUNCHBOWL STREET, ROOM 321
HONOLULU, HAWAII 96813**

**HAWAII RETIREMENT SAVINGS
BOARD**

March 11, 2025

JADE T. BUTAY
DIRECTOR

WILLIAM G. KUNSTMAN
DEPUTY DIRECTOR

AHLANI K. QUIOGUE
EXECUTIVE DIRECTOR

**HAWAII RETIREMENT
SAVINGS BOARD**

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Senator Henry J.C. Aquino
Representative Andrew Garrett

To: The Honorable Jackson D. Sayama, Chair,
The Honorable Mike Lee, Vice Chair, and
Members of the House Committee on Labor

Date: Tuesday, March 11, 2025
Time: 9:30 a.m.
Place: Conference Room 309, State Capitol

From: Ahlani K. Quiogue, Executive Director
Hawaii Retirement Savings Board

Re: S.B. 855, S.D. 1, RELATING TO HAWAII RETIREMENT SAVINGS ACT

I. OVERVIEW OF PROPOSED LEGISLATION

The **Hawaii Retirement Savings Board (Board)** is in **strong support** of this bill.

The purposes of this bill are to: clarify the definition of "covered employer" under the Hawaii Retirement Savings Act; require covered employers to automatically enroll covered employees into the Hawaii Retirement Savings Program (Program) unless the employee chooses to opt out; repeal the limit on the total fees and expenses that can be spent for the Program each year; and appropriate funds to the Department of Labor and Industrial Relations for the development and operation of the Program.

II. CURRENT LAW

§389-2 definition of "covered employer" does not include any employer that has maintained for all employees a retirement plan during the preceding two years a tax-qualified retirement plan.

Testimony of the Hawai'i Retirement Savings Board
S.B. 855, S.D. 1
March 11, 2025
Page 2

§389-5 gives employees the option to opt into the Program that covered employers are required to offer.

§389-7 provides that the program manager shall keep total fees and expenses as low as practicable; provided that the total fees and expenses of the program each year shall not exceed seventy-five basis points of the total assets of the program; provided further that the limit shall not apply during the initial three-year period following the establishment of the program.

III. COMMENTS ON THE SENATE BILL

The Board believes changing chapter 389, HRS, to require automatic enrollment of employees into the program is critical to the feasibility of the program. There is an urgent need to provide a viable option for private sector workers to have access to a retirement savings plan. Automatically requiring enrollment but allowing workers to opt-out is not only beneficial to workers and considered a best practice in retirement savings programs, but a feature of most of the other state programs because of the recognition that without a critical mass of workers participating in these programs they are not viable over the long-term.

Moreover, aligning Hawai'i's law with most of the other states' automatic enrollment provisions facilitates the potential for Hawai'i to engage in an interstate compact agreement that will also aid in the viability of the Program. For the Committee's information, as of January 1, 2025, thirteen (13) of the twenty (20) state programs have an individual retirement account or Auto-IRA, and two (2) state programs are open to all other employers and workers either through a voluntary marketplace or multiple employer plan. Hawai'i's current model is most like that of New Mexico, which is a voluntary payroll deduction IRA. Unfortunately, The New Mexico Work and \$ave IRA Program has been placed on an indefinite hold with no known new implementation date because, in part, the model of its plan.

There is an urgent need to provide a viable option for private sector employers and workers to have access to a state-facilitated retirement savings plan. An employer survey¹ conducted by the Hawai'i Retirement Savings Task Force identified that many small business owners agree that being able to offer a voluntary, portable retirement savings program would help local small businesses attract and retain quality employees and stay competitive. Opt-out retirement plans also increase participation rates as too few workers would otherwise put away savings for retirement.

Furthermore, failure for the State to facilitate a private sector retirement savings plan for employers and workers will greatly impact the State's economy and the State's fiscal situation. A 2024 University of Hawai'i study concluded that "[o]ur

¹ https://www.capitol.hawaii.gov/sessions/session2022/bills/DC188_.pdf

failure to prepare for the future is also concerning. Spending on education declined significantly for many young people, jeopardizing future prospects for them. Moreover, declines in private saving have undermined efforts to accumulate assets essential to funding investment and meeting future retirement needs. Important opportunities have been missed and should serve as a wakeup call to those charged with preparing for the future.”²

Additionally, the Board recognizes the importance of repealing the limit on the total fees and expenses that can be spent for the Program each year. By way of background, when the first state programs launched in Oregon, Illinois, and California, they only had basis point fees (bps) on assets under management (AUM) charged to the individual retirement accounts. The statutes in these states did have fee caps in place. Over time it became clear that the AUM growth was not as fast as initially anticipated and for the program administrators to keep the public-private partnerships going, they needed to pivot to a hybrid fee structure. The programs now have both bps fees on AUM and a flat dollar-based account fee. This system of fees allows the program administrators to cover their costs in the early days of the programs while the AUM is ramping up. It also allows the programs to add on state-level account fees that help them cover their own costs.

The reason other states have removed the bps caps from statute is because it is impossible to push the per account fees under these caps until the programs are well-established and they have relatively high average account balances. If Hawai'i plans to partner with another state, Hawai'i will use the same fee structure that the lead state has already negotiated with the program administrator. No state currently has a fee structure that would keep total fees under 75 bps, including states with very large populations.

Lastly, the Board also notes that this bill appropriates an unspecified appropriation to the Department of Labor and Industrial Relations for the development and operation of the Program for FY 25-26, and so much thereof for FY 26-27. It is our understanding that on March 5, 2025, the House Committee on Finance amended H.B. 300, and the following appropriations were considered:

FY 25-26: \$720,000 (Startup Costs)

- Consultant contracts \$75,000
- Marketing and communications \$500,000
- Legal, audit, and insurance \$145,000

FY 26-27: \$445,000 (Ongoing Costs)

- Consultant contracts \$50,000
- Marketing and communications \$250,000

² <https://uhero.hawaii.edu/wp-content/uploads/2024/12/HawaiisGenerationalEconomy.pdf>

Testimony of the Hawai'i Retirement Savings Board
S.B. 855, S.D. 1
March 11, 2025
Page 4

- Legal, audit, and insurance \$145,000

The utilization of the funding is to: (1) establish baseline information for program administration; (2) create a financial model to determine fees necessary to support Program costs; (3) evaluate and determine investment design and policy statement; (4) program administration services; and (5) participant marketing, financial education, and disclosures.

Thank you for the opportunity to testify.

SB-855-SD-1

Submitted on: 3/7/2025 11:13:01 PM

Testimony for LAB on 3/11/2025 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
GARY SIMON	Policy Advisory Board for Elder Affairs (PABEA)	Support	Written Testimony Only

Comments:

Dear Chair Sayama, Vice Chair Lee, and Honorable Members of the House Committee on Labor:

I am Gary Simon, a member of the Policy Advisory Board for Elder Affairs (PABEA), which is an appointed board tasked with advising the Executive Office on Aging (EOA). My testimony does not represent the views of EOA but of PABEA. PABEA strongly supports SB 855 SD 1, which requires covered employers to automatically enroll covered employees into the Hawai'i Retirement Savings Program unless the employee opts out and appropriates funds to the Department of Labor and Industrial Relations for the development and operation of the Program.

Auto enrollment policies are particularly effective with young workers and low-income employees, resulting in higher account balances. Companies with retirement savings program auto enrollment policies see higher overall contribution rates than companies with only voluntary enrollment. Auto enrollment is the practice in California, Colorado, Connecticut, Illinois, Maryland, Oregon, and Virginia.

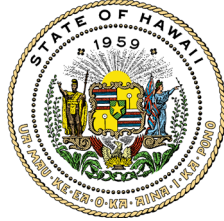
Auto enrollment is a good practice based on good public policy (promoting the financial stability of our residents).

We urge you to support the Hawaii Retirement Savings Program and SB 855 SD 1, and we urge you to recommend its passage.

Mahalo for seriously considering the bill.

Gary Simon

PABEA Board Member



JOSH GREEN, M.D.
GOVERNOR OF HAWAII
KE KIA'ĀINA O KA MOKU'ĀINA 'O HAWAII

KENNETH FINK, MD, MGA, MPH
DIRECTOR OF HEALTH
KA LUNA HO'OKELE

**STATE OF HAWAII
DEPARTMENT OF HEALTH
KA 'OIHANA OLAKINO
EXECUTIVE OFFICE ON AGING**
NO. 1 CAPITOL DISTRICT
250 SOUTH HOTEL STREET, SUITE 406
HONOLULU, HAWAII 96813-2831

CAROLINE CADIRAO
DIRECTOR
Executive Office on Aging

Telephone
(808) 586-0100

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**Testimony in SUPPORT of SB855 SD1
RELATING TO HAWAII RETIREMENT SAVINGS ACT**

COMMITTEE ON LABOR
REP. JACKSON SAYAMA, CHAIR
REP. MIKE LEE, VICE CHAIR

Testimony of Caroline Cadirao
Director, Executive Office on Aging
Attached Agency to the Department of Health

Hearing: Tuesday, March 11, 2025 at 9:30 A.M., Conference Room 309

1 **EOA Position:** The Executive Office on Aging (EOA), an attached agency to the Department of Health
2 (DOH) supports SB855 SD1.

3 **Fiscal Implications:** Appropriates funds for fiscal year 2025-2026 and for fiscal year 2026-2027 for
4 the Department of Labor and Industrial Relations (DLIR) for the development and operations of the
5 Hawai'i Retirement Savings program.

6 **Purpose and Justification:** SB855 clarifies the definition of "covered employer" under this Act;
7 amends and aligns provisions of the Hawai'i Retirement Savings Program to require automatic
8 enrollment unless the employee chooses to opt out; repeals the total amount of fees and expenses that
9 can be spent annually; and appropriate funds for the program's development and operations.

10 The Hawai'i Retirement Savings Program (Act 296) creates a low-cost retirement savings
11 program that will help about 173,000 private sector workers save money for retirement through an
12 automatic payroll deduction. Automatic enrollment in a retirement savings program is considered a
13 "best practice" in the industry and will enable more employees to save for their future. Additionally,

- 1 the opt-out feature allows employees to make informed decisions about their retirement savings. It also
- 2 encourages employees to engage with their retirement plans and make proactive choices about their
- 3 financial futures.
- 4 **Recommendation:** EOA supports this measure and defers to the DLIR on its implementation.
- 5 Thank you for the opportunity to testify.



Hawai'i Island Chamber of Commerce

1321 Kino'ole Street - Hilo, Hawai'i 96720

Phone (808) 935-7178 - Fax (808) 961-4435 - Email exec@hicc.biz - www.hicc.biz

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TESTIMONY BEFORE THE HOUSE COMMITTEE ON LABOR

SB855 SD1 - Relating to Hawaii Retirement Savings Act – IN SUPPORT

Tuesday, March 11, 2025 9:30 AM

Aloha Chair Sayama, Vice Chair Lee, and Members of the Committee,

On behalf of the Hawai'i Island Chamber of Commerce, representing over 300 businesses and individual members primarily on East Hawai'i Island, I strongly support Senate Bill 855, the Hawaii Retirement Savings Program.

This bill improves the program by shifting from an "opt-in" to an "opt-out" model, making participation automatic while allowing workers to opt out anytime. This proven approach increases retirement savings and helps employees secure their financial future.

Many workers in our member businesses lack access to employer-sponsored retirement plans, making it difficult to save adequately. This program provides a simple, accessible solution, ensuring more employees can build long-term financial security.

Competitive benefits like retirement savings are essential for attracting and retaining talent. Today's workforce seeks employers who invest in their future. By supporting this program, we help Hawaii businesses offer a valuable benefit without added costs, as employers are not required to contribute or pay fees.

We urge your support of Senate Bill 855 to empower workers, strengthen businesses, and provide a cost-effective solution for retirement savings.

Thank you for the opportunity to provide testimony.

Sincerely,

Carla Kuo

Executive Officer

Hawai'i Island Chamber of Commerce



**The State Legislature
The House Committee on Labor
Tuesday, March 11, 2025
Room 306, 9:30 a.m.**

To: The Honorable Jackson D. Sayama
From: Keali'i Lopez, State Director, AARP Hawai'i
Re: Strong Support for S.B. 855, SD 1 - Relating to Hawaii Retirement Savings Act

Aloha Chair Sayama, Vice Chair Lee, and Members of the Committee,

I am Keali'i Lopez, State Director for AARP Hawai'i. AARP is a nonprofit, nonpartisan, social impact organization dedicated to empowering people fifty and older to choose how they live as they age. We advocate at the state and federal level for the issues that matter most to older adults and their families. On behalf of our nearly 135,000 members statewide, thank you for the opportunity to share our testimony.

AARP Hawai'i **strongly supports S.B. 855, SD1**, which importantly amends provisions of Chapter 389 Hawai'i Retirement Savings Act to require covered employers to automatically enroll covered employees into the Hawai'i Retirement Savings Program unless the employee opts out. This is a critical amendment to obtain a significant level of participation needed to ensure success of the program. Additionally, in both the public and private sectors, automatic enrollment for workers into retirement accounts is considered a "Best Practice" in the retirement savings industry. It has resulted in approximately 80% participation by covered employees in many of the other state facilitated retirement programs in the country.

Chapter 389 Hawai'i Retirement Savings Act creates a low-cost, easy retirement savings program that will help about 173,000 private sector workers set aside money through an automatic payroll deduction from their paycheck. To date, there are nineteen states that have enacted a retirement savings program for private sector workers. Fifteen states, including Hawai'i, are state facilitated Individual Retirement Account (IRA) programs. Of these fifteen state programs, Hawai'i is the only program with an "opt-in" enrollment provision.

As noted, the **opt-out feature** resulted in high participation in other programs while remaining completely voluntary for workers. As of 2025, about \$1.78 billion has been saved by 965,000 participants-- generally \$50 and \$60 a paycheck. These are the accumulative figures from the ten states in operations such as California, Oregon, Illinois, Colorado, Connecticut, Maryland, Virginia, Maine, and Washington. The number of savers and savings continues to grow very steadily among the participating states.

Testimony of AARP Hawai'i

S.B. 855, S.D. 1

March 11, 2025

Page 2

With Hawaii's program still in an early stage of implementation, it is critical now that the proposed amendments in S.B. 855, SD1 are adopted by the legislature to ensure the success of the Hawai'i Retirement Savings Program, as well as ensure ongoing highly cost-effective operations into the future.

Thank you for the opportunity to testify in **strong support** of S.B. 855, SD1.



**Testimony to the House Committee on Labor
Tuesday, March 11, 2025; 9:30 a.m.
State Capitol, Conference Room 309
Via Videoconference**

RE: SENATE BILL NO. 0855, SENATE DRAFT 1, RELATING TO THE HAWAII RETIREMENT SAVINGS ACT.

Chair Sayama, Vice Chair Lee, and Members of the Committee:

The Hawaii Primary Care Association (HPCA) is a 501(c)(3) organization established to advocate for, expand access to, and sustain high quality care through the statewide network of Community Health Centers throughout the State of Hawaii. The HPCA **SUPPORTS** Senate Bill No. 0855, Senate Draft 1, RELATING TO HAWAII RETIREMENT SAVINGS ACT.

By way of background, the HPCA represents Hawaii's Federally Qualified Health Centers (FQHCs). FQHCs provide desperately needed medical services at the frontlines to over 150,000 patients each year who live in rural and underserved communities. Long considered champions for creating a more sustainable, integrated, and wellness-oriented system of health, FQHCs provide a more efficient, more effective and more comprehensive system of healthcare.

This measure, as received by your Committee, would, among other things, clarify the Hawaii Retirement Savings Program to automatically enroll private sector employees in Hawaii who do not have access to employer-sponsored retirement plans. The bill would take effect on July 1, 2050.

A hallmark of the HPCA is our steadfast belief that the social determinants of health -- more than any other factor -- contributes to the overall wellbeing of our people. Person who experience homelessness, language barriers, and poverty are more likely to suffer persistent, chronic health issues and have shorter life expectations than those who do not. Seventy-three percent of the patients seen by FQHCs live below one hundred percent of the federal poverty limit.

Testimony on Senate Bill No. 0855, Senate Draft 1
Tuesday, March 11, 2025; 9:30 a.m.
Page 2

Our patients **ARE** the ALICE population. As seen through the fine work of the Aloha United Way in their groundbreaking research on the Asset Limited, Income Constrained Employed in 2022, there were 148,771 ALICE households in Hawaii, with 41,619 households that live below the poverty line. Because of the COVID-19 pandemic, another 35,000 had fallen into ALICE status or below by the end of 2022.

This bill is intended to help ALICE families protect themselves from future economic shock. It would give families the financial tools to plan for the future and to ensure that they will have the resources to adjust to changing demands that will be placed on them as they progress through life.

The HPCA wishes to thank AARP for shepherding this concept throughout the community for nearly the past decade and not giving up our most vulnerable populations. We commend them and stand ready to assist them in this worthy cause.

Accordingly, the HPCA respectfully urges your favorable consideration of this measure.

Thank you for the opportunity to testify. Should you have any questions, please do not hesitate to contact Public Affairs and Policy Director Erik K. Abe at 536-8442, or eabe@hawaiiipca.net.

TAX FOUNDATION OF HAWAII

735 Bishop Street, Suite 417

Honolulu, Hawaii 96813 Tel. 536-4587

SUBJECT: MISCELLANEOUS; Hawai'i Retirement Savings Act; Hawai'i Retirement Savings Program; Covered Employer; Definition; Automatic Enrollment; Opt-Out Option

BILL NUMBER: SB 855 SD 1

INTRODUCED BY: Senate Committee on Ways and Means

EXECUTIVE SUMMARY: Clarifies the definition of "covered employer" under the Hawai'i Retirement Savings Act. Requires covered employers to automatically enroll covered employees into the Hawai'i Retirement Savings Program unless the employee chooses to opt out. Repeals the limit on the total fees and expenses that can be spent for the Program each year. Appropriates funds to the Department of Labor and Industrial Relations for the development and operation of the Program.

SYNOPSIS: Amends section 389-2, HRS, to give an exemption to an employer who, at any time in the preceding two years, maintained a tax-qualified retirement plan for its employees. Under current law, the exemption only applies if the employer had been maintaining such a plan continuously for the preceding two years.

Amends section 389-5(d)-(f), HRS, to require covered employers to enroll its covered employees in the program and withhold and remit payroll deduction contributions from each covered employee's paycheck unless the covered employee has elected not to participate. Currently, covered employees may elect to contribute. The measure provides for automatic enrollment with an employee's right to opt out of participation.

Amends section 389-7, HRS by removing the cap on fees and expenses of the program.

Section 7 appropriates out of the general fund \$_____ or so much as may be necessary for fiscal year 2025-2026 and fiscal year 2026-2027 for the development and operation of the Hawaii retirement savings program.

EFFECTIVE DATE: July 1, 2050.

STAFF COMMENTS: The Hawaii Retirement Savings Program, HRS Chapter 389, established by Act 296, SLH 2022, is supposed to offer a prefabricated vehicle for small employers to sign up for a retirement program, on the theory that small employers would not offer retirement savings programs at all to their employees if they are going to be overwhelmed with compliance costs. The Foundation itself, for example, decided to terminate its retirement savings program after it found that it needed to pay attorneys lots of money every few years for plan amendments required by the federal government.

As the program now exists, employees may opt in to the program (once it gets going). The default contribution amount is 5% of the covered employee's compensation, but the employee can elect to contribute more or less.

The bill would change the enrollment criteria. All employees would be enrolled in the program *unless* they opted *out*. And remember, this program affects any employer who employs one or more employees. There is no minimum.

If the State can competently offer such a plan to private employers in a way to blunt the pain of periodic legal fees, the program in general might be a beneficial idea; but the State needs to remember that it doesn't have either the resources or the expertise to be all things to all people. We are concerned that the governmental activity proposed by this bill is not a core function of government, and we wonder if government can deliver on this plan. We observe that although this program was established in 2022, the Hawaii Retirement Savings Board has yet to implement the program. See <https://labor.hawaii.gov/hrsp/>, "Program Status."

The State has tried savings encouragement before, by providing Individual Development Accounts sweetened with a state tax credit. The market uptake of this program was dismal, as shown in this table of IDA contribution credits claimed.

Year	Number of Taxpayers	Aggregate Credit Claimed
2000	0	0
2001	0	0
2002	0	0
2003	0	0
2004	9	\$3,000
2015	0	0
2016	Suppressed to prevent disclosure of taxpayer return information	
2017	0	0

Source: Department of Taxation, [Tax Credits Claimed by Hawaii Taxpayers 23 \(2017\)](#); Department of Taxation, [Tax Credits Claimed by Hawaii Individuals and Corporations \(2000, 2001, 2002, 2003, 2004\)](#).

If this program has a similar market uptake, we will have wasted lots of resources and time.

With many folks here in Hawaii living from paycheck to paycheck, people simply don't have excess cash to put away for their retirement. Unless we address our cost of living, we think it will be difficult for this proposed program to have much more market traction than the IDA program.

We also remind lawmakers that financial controls are necessary to keep a program like this from becoming a financial black hole and a magnet for fraud.

Re: SB 855 SD 1
Page 3

Digested: 3/7/2025



**TESTIMONY OF TINA YAMAKI. PRESIDENT OF THE RETAIL MERCHANTS OF HAWAII
MARCH 11, 2025
SB 855 SD1 RELATING TO HAWAII RETIREMENT SAVINGS ACT**

Aloha, Chair Sayama and members of the House Committee on Labor. I am Tina Yamaki, President of the Retail Merchants of Hawaii and I appreciate this opportunity to testify.

The Retail Merchants of Hawaii was founded in 1901 and is a statewide, not for profit trade organization committed to supporting the growth and development of the retail industry in Hawaii. Our membership includes small mom & pop stores, large box stores, resellers, luxury retail, department stores, shopping malls, on-line sellers, local, national, and international retailers, chains, and everyone in between.

While we understand the intent of this measure, we have some concerns about SB 855 SD1 and do not support it at this time. This measure clarifies the definition of "covered employer" under the Hawaii Retirement Savings Act. Re uires covered employers to automatically enroll covered employees into the Hawaii Retirement Savings Program unless the employee opts out; repeals the limit on the total fees and expenses that can be spent for the Program each year; appropriates funds to the Department of Labor and Industrial Relations for the development and operation of the Program; and is effective 7/1/2050.

While a Retirement Savings program already exists and effectively aids in this endeavor by allowing employees to voluntarily enroll, **our concern lies with the potential burden placed on small, locally owned businesses if mandatory automatic enrollment is enforced, requiring subsequent processing for those wishing to opt out.**

Implementing and managing such programs incurs ongoing costs for businesses, particularly challenging for those with high turnover rates, such as customer service roles. Whether managed internally or through third-party services, the financial strain is considerable, with additional expenses incurred to opt employees in and out of the program. Employees expect compensation when their scope of work is expanded, and many are already short staffed in internal accounting departments. While one third party may be able to do it for a nominal or no cost, this is not indicative of other CPA firms and companies who handle payroll.

Of significant concern is the impact on smaller, locally owned businesses already grappling with "how can we afford another mandate?" Many still carry a large debt from being shut down and the lack of customers especially since the Asian visitors have not returned. The rising cost for employee health care benefits, products and goods, services, and shipping continue to have a substantial effect on our operations. Furthermore, numerous businesses are still trying to recover from the Maui Fires as some of our local retailers lost multiple stores in the fires this not only includes Maui based stores but also business from the neighboring islands who have expanded to Maui. We are also seeing streamlined and pivoted business with shortened hours of operations and freeze in employee hiring for certain positions. We continue to see local and national retailers quietly closing their doors in Hawaii. Many small locally owned businesses are also unsure how they will afford the minimum wage hike coming in January 2026.

The visible closures of stores within malls reflect the stark reality of these economic pressures, with the closure of businesses translating directly to lost jobs for employees. Measures like this will encourage more businesses to close their doors as they can no longer afford to operate in Hawaii and thus more of our friends, family and neighbors will be unemployed We do not want to see more of our neighbors, family, and friends losing their livelihoods as additional local retailers shutter their doors due to the financial strain imposed by yet another costly governmental mandate. Presently, the existing system is functional and now is not the time to change this.

We are also concerned that repealing the cap on fees and expenses for the Program opens the door to excessive and unchecked costs. This lack of fiscal restraint jeopardizes the efficiency and transparency of the Program, with potential financial repercussions for both employees and taxpayers.

Mahalo for this opportunity to testify.



MAUI

CHAMBER OF COMMERCE

VOICE OF BUSINESS

HEARING BEFORE THE HOUSE COMMITTEE ON LABOR
HAWAII STATE CAPITOL, HOUSE CONFERENCE ROOM 309
Tuesday, March 11, 2025 9:30 A.M.

To The Honorable Jackson D. Sayama, Chair
The Honorable Mike Lee, Vice Chair
Members of the Committee on Labor

OPPOSE SB855 SD1 RELATING TO HAWAII RETIREMENT SAVINGS ACT

The Maui Chamber of Commerce **OPPOSES SB855 SD1** which clarifies the definition of "covered employer" under the Hawaii Retirement Savings Act requires covered employers to automatically enroll covered employees into the Hawaii Retirement Savings Program unless the employee opts out, repeals the limit on the total fees and expenses that can be spent for the Program each year, and appropriates funds to the Department of Labor and Industrial Relations for the development and operation of the Program.

The Maui Chamber was supportive of the Hawai'i Retirement Savings Act when the bill was moving through the State Legislative Session previously because we understand the importance of retirement savings. At the time, we greatly appreciated that the program required employees to opt-in as it reduced the burden on businesses, and we felt it was a win-win.

However, we would like to note that the proposed change to the program where employees have to opt-out may present the following challenges for small businesses. Implementing and managing such programs incurs ongoing costs for businesses, which can be particularly challenging for those with high turnover rates, such as in customer service roles. Additionally, the rising costs of employee healthcare benefits, products, goods, services, and shipping continue to have a substantial impact on our operations. Moreover, many businesses are still struggling to recover from the Maui fires, from those directly impacted to those still hurting due to low visitor counts. Even a small change like this could force more businesses to close their doors, as they may no longer be able to afford to operate in Hawai'i, leading to job losses for our friends, family, and neighbors.

Further, we believe the Hawai'i Retirement Savings Program (as it currently stands as an opt-in program) should be given time to see how it works first before changes are introduced that would hurt businesses. We would be happy to help distribute promotional electronic materials on the existing program to share the benefits with businesses.

As an organization who directly represents businesses and hears of their struggles and what is helpful and hurtful to them every day, we cannot support this proposed change.

Mahalo for the opportunity to offer **OPPOSITION on SB855 SD1**.

Sincerely,

Pamela Tumpap
President

To advance and promote a healthy economic environment for business, advocating for a responsive government and quality education, while preserving Maui's unique community characteristics.

The Hawaii State Legislature
House Committee on Labor
March 11, 2025

RE: S.B. 855, S.D.1 Related to Retirement Savings TESTIMONY IN SUPPORT

Dear Chair Sayama and Members of the Committee

On behalf of the Ching Store in Kula, I am Gloria Lau, testifying in support of H.B. 847, the Hawaii Retirement Savings Program. This bill proposes to amend the current program from an 'opt-in' to an 'opt-out' structure, making participation automatic while allowing workers the flexibility to opt out at any time. This approach is considered best practice in the retirement savings program industry.

The Ching Store has been a part of the Upcountry community since 1939, operated by my mother, Florence Ching, with help from me and my family. We take pride in serving our community and visitors for decades. As a small family business owner, managing administrative tasks such as bookkeeping, supplies, inventory management, and store operations is challenging. While we manage to keep operating costs down, we cannot afford to offer a retirement savings plan to the family members who run the store. Setting up and managing such a plan is too expensive and complicated.

This is why I support a publicly facilitated retirement program that provides small businesses with an easy way to offer retirement savings plans to their employees. If employees can contribute to their retirement funds through payroll deductions and have their funds managed by a private, reputable financial service company, it would be greatly appreciated. Employers would also benefit, as they would not incur any costs or contributions and would have no fiduciary responsibilities over the funds. This program would help smaller employers compete with larger businesses that can offer similar benefits.

I strongly support S.B. 855, SD1 amending the Hawaii retirement savings for small businesses and their employees. Thank you for allowing me to testify in support.

Gloria (Ching) Lau, Manager
Ching Store
9212 Kula Hwy
Kula, HI 96790
Email: kula.gacl@gmail.com

The House Committee on Labor

Date: March 11, 2025,

Attention: The Honorable Jackson Sayama

RE: S.B. 855, SD1 Related to Retirement Savings TESTIMONY IN SUPPORT

Dear Chair Sayama and Members of the Committee

My name is Waynette Gaylord and I am the President and Owner of four care homes on Oahu. As a small business owner with 12 employees, we pride ourselves is providing quality services to our customers. My employees are hard working and I want to help my employees by being a good employer and offer benefits that reward their hard work and loyalty. Being able to offer a retirement savings plan would be one of those benefits. I want them to save for retirement.

As a small business owner that it's not easy to help workers save. I cannot afford to offer them a payroll savings plan, even though I know they are 15 times more likely to save if the money comes out of their paychecks. Not only is it expensive and complicated to hire a financial advisor, possibly a lawyer and then pay fees to set up payroll savings, but it's also time-consuming. And I don't have time to set up a program and manage it. I'm too busy running my business.

I support having a public-facilitated retirement program that will help small businesses an easier way to offer a retirement savings program to my employees. If I can add it to my payroll system at little or no cost and have my employees' funds managed by a private, reputable financial service company selected by the state, similar to the way the state runs college 529 savings plans, I would enthusiastically participate. It would help me keep my employees happy and compete against larger businesses that can offer similar benefits.

One of the reasons I'm passionate about supporting this program is because as a woman business owner I know women are much more likely to retire into poverty and this program will help women save. On average women live longer so their retirement savings needs to go further. They also make less money, which means lower savings and lower Social Security benefits. So it's critical that women have access to payroll savings and a retirement account that is their own that can travel with them no matter where their life takes them. Many of my workers are younger women and they will benefit most from starting retirement savings early.

I strongly support S.B. 855 SD1 which amends the Hawaii retirement savings for small businesses and their employees. This will make it easier for my employees to participate. Thank you for allowing me to testify in support.

Waynette Gaylord, President/Owner

Gaylord's I, II, III and IV

1723 Malanai Street, Hon 96826 -- 808.227.7173

wannetteg@aol.com

Goya's Garage
287 Mokauea St. C
Honolulu, HI 96819

The State Legislature
House Committee on Labor
RE: Support for S.B. 855 SD1 – Related to Hawaii Retirement Savings

Dear Chair Sayama and Members of the Committee

My name is Lance Goya, owner of Goya's Garage. We are a small auto repair shop in Kalihi. Established in 1998, I have always valued my loyal employees who have worked for me over the years. I was fortunate to offer them a retirement savings program – a benefit which helps me retain good workers and helps my young workers save for their future. While I was able to offer a retirement saving plan for my business, I know others cannot because of the cost and time to set one up. I believe having the State sponsored retirement savings program for these small businesses and workers is a great idea, and fully support it especially if there is no cost to the employers to participate and enroll their workers. It is like a hui for small businesses like mine.

I know firsthand how hard it is for people to make a living and putting money away for retirement seems secondary when families need to pay rent or mortgage and put food on the table. However, they eventually appreciate having their savings accumulate over the years when contributions are automatically deducted from their paychecks. We know the saying: "Out of sight, out of mind." People adjust living within their net income and can look forward to retiring more securely when they are ready. Depending on social security alone is not enough especially in Hawaii and will need additional resources to live comfortably.

Please pass S.B. 855 SD1 which will amend the program to an automatic enrollment with opt-out option. I know this is the best practice and makes it easier for employees to participate and start saving. This program helps Hawaii's businesses and workers.

Sincerely,

Lance Goya, Owner
goyasvc@gmail.com

The House Committee on Labor

March 11, 2025

Attention: The Honorable Jackson Sayama, Chair

RE: S.B. 855 SD1 Related to Hawaii Retirement Savings TESTIMONY IN SUPPORT

Dear Chair Sayama and Members of the Committee

The Alliance of Residential Care Administrators **stands in strong support of S.B. 855. S.D.1. relating to Hawaii Retirement Savings which amends the program to an automatic participation with an opt-out option.** Our group represent 220 licensed adult residential care homes (ARCH), who operate and provide 24-hour care to over 1130 kupuna throughout the state. While there are 47 licensed nursing homes in Hawaii, there are 433 ARCH and 1,229 foster family care homes who are caring for more than twice the number of nursing home residents. Collectively, the care home industry is the backbone of the state's long term care system.

As small business owners, it is not easy to operate a 24-hour operation and we are grateful to our dedicated health care workers who provide the daily personal care to our frail and dependent residents. The work is hard and backbreaking, but our staff perform their jobs with a lot of love and aloha for our kupuna. While most care home providers/owners would like to offer our employees with a 401K or similar retirements savings plan as an employment benefit, it is often too expensive, time consuming and complicated for us to set up.

This is why we supported the Hawaii Retirement Savings program when initially enacted in 2022 and continue to support the program with amendments and funding as requested in H.B.847 HD1. This amended program will offer workers access to a retirement savings program that they can automatically contribute from their paycheck **at no extra cost** to the employers. Similar to the retirement savings program in Oregon, California and Illinois, the employees' funds will be managed by a private, reputable financial service company selected by the state. We would enthusiastically participate in this program since this would help our employees save for their retirement, and help us compete against larger businesses that can offer similar benefits. Ultimately, we see this program benefitting the entire state as the younger workforce build their own financial security and not retire into poverty.

Thank you for the opportunity to support S.B.855 S.D. 1.

Waynette Gaylord, President/Owner

wannetteg@aol.com

Alliance of Residential Care Administrators



House Committee on Labor
Representative Jackson Sayama, Chair
RE: Support for SB 855, SD1

Dear Chair Sayama and Committee Members.

My name is Joanna Amberger. I'm a CERTIFIED FINANCIAL PLANNER™, attorney and owner of 3 Financial Group LLC, a local small business. I'm writing to request your support of SB 855 SD1 relating to the Hawaii Retirement Savings Program. This legislation amends the Hawaii Retirement Savings program enacted in 2022, which will help small business and workers in the private sector save for retirement through payroll deduction and help the state facilitate the establishment of an "Auto-IRA" retirement savings program. With the high cost of living in Hawaii, it is often hard for people in the low and middle income brackets to save for the future.

Hawaii is a state of small businesses and government workers. While the government workers have many opportunities to save and invest, the private sector small business employees do not. Because of this, there is a deep disparity among Hawaii's workers, which threatens the future of individuals and our communities. Hawaii's private sector workers need more opportunities and incentive to save. The Hawaii Retirement Savings Program could help.

In looking at the "Oregon Saves," model, I note that the average income of those who have participated is less than \$30,000 a year. This income group is underserved by the financial industry and would be most helped by this legislation. S.B. 855 is needed to amend the current program from an 'opt-in' to an 'opt-out' structure, making participation automatic while allowing workers the flexibility to opt out at any time.

An opt-out retirement savings program significantly increases participation rates compared to opt-in models, ensuring more workers build financial security for the future. Many employees, especially those in underserved communities, may not take the extra step to enroll due to inertia or lack of familiarity with retirement planning. By automatically enrolling workers while preserving their ability to opt out, the program removes barriers to saving while respecting individual choice. Research has consistently shown that opt-out programs lead to higher retirement savings, helping more people achieve long-term financial stability.



CERTIFIED FINANCIAL PLANNER™

CFP®

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an Independent Registered Investment Advisor. Continuum Advisory, LLC and 3 Financial Group, LLC are not affiliated.

I can attest that this approach is considered best practice in the retirement savings program industry. I wholeheartedly support this avenue of helping Hawaii's private sector workers achieve financial security in retirement. Further, I note that if this group starts to invest, they will become eligible for the IRS's "Savers Credit," a special tax credit designed specifically for low and moderate-income taxpayers to help encourage saving more for retirement. I respectfully urge you to support Hawaii Saves.

Sincerely,



Joanna Amberger MBA, JD
CERTIFIED FINANCIAL PLANNER™
3 Financial Group, LLC



1315 Kalaniana'ole Avenue, Hilo, HI 96720
PO Box 210, Waimanalo, HI 96795
808-587-7656
www.hawaiicommunitylending.com

March 10, 2025

Support for SB855, SD1 – Relating to Hawai'i Retirement Savings Act

Aloha Committee Members,

I am writing on behalf of Hawai'i Community Lending (HCL), and as a member of the task force that recommended the creation of the Hawai'i Retirement Savings Program, to **strongly support SB855, SD1.**

SB855, SD1 amends provisions of the Hawai'i Retirement Savings Program, the state-facilitated payroll deduction retirement savings program for Hawaii's private sector employees. The measure also requests \$720,000 for the program's implementation and operations. These amendments and funding are critical to make the program operational in supporting our local workers.

HCL is a nonprofit community development financial institution that makes grants and loans to help our local people build, buy, and save homes from foreclosure. In our 23-year history we have helped mobilize more than \$160 million and assist over 4,500 local residents in securing and sustaining housing. The majority of those we assist are local families who are unable to qualify for loans at local banks and credit unions. Too often, the families we serve are faced with unpredictable emergencies that create financial hardship due in large part to having a lack of savings and being faced with ever-increasing expenses. As a result, our people find their ability to stay housed, stay healthy, and stay in Hawai'i, threatened.

Saving for future retirement is crucial to ensure security against such emergencies and helps us collectively slow outmigration of our local people, which is at its highest level in the history of our state.

By passing SB855, SD1 you will be supporting financial security so our local workers have a retirement fund that ensures financial resources to cover your living expenses, healthcare, and any unexpected costs without relying solely on social security or family support.

Please pass SB855, SD1.

Mahalo for your time and consideration. Please contact me directly at 808.587.7653 or jeff@hawaiicommunitylending.com should you have any questions.

Sincerely

A handwritten signature in black ink that reads 'Jeff Gilbreath'.

Jeff Gilbreath
Executive Director

SB-855-SD-1

Submitted on: 3/6/2025 4:24:07 PM

Testimony for LAB on 3/11/2025 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
Angela Serota	AARP	Support	Written Testimony Only

Comments:

Aloha Chair Sayama and Members of the Committee:

My name is Angela Serota and I writing in STRONG SUPPORT of SB855, SD1 which amends/aligns provisions of the Hawai'i Retirement Savings Program, the state facilitated payroll deduction retirement savings program for Hawaii's private sector employees, and appropriates funds for this program's implementation.

It is never too early to start saving for retirement and financial security. Please help businesses in Hawai'i offer workers this valuable benefit. It not only helps workers save for their future but also does so without the business owners incurring extra costs.

Mahalo for the opportunity to testify in support!

Angela Serota

Kilauea, Kauai

Testimony on Senate Bill No. 855, SD1
RELATING TO Hawaii Retirement Savings Program Act
Tuesday, March 11, 2025 at 9:30 am
Conference Room 309 & Videoconference
State Capitol
415 South Beretania Street

Aloha Chair Sayama and Members of the Committee:

My name is Christina Enoka and I am in **STRONG SUPPORT of SB 855, SD1 which amends/aligns provisions of the Hawai'i Retirement Savings Program, the state-facilitated payroll deduction retirement savings program for Hawaii's private sector employees, and appropriate funds for the program implementation.**

The Hawai'i Retirement Savings Program (Act 296 -SLH 2022) creates a low-cost, easy retirement savings program that will help about 173,000 private sector workers set aside money through an automatic payroll deduction from their paycheck.

I support this bill because it provides an excellent resource to save for the future and strengthen long-term financial health.

Life is unpredictable, and having a financial cushion can help you navigate unforeseen circumstances, such as economic downturns or personal emergencies, without jeopardizing your retirement plans.

Hawaii's workers need an easy way to save for their future and the Hawaii retirement Savings Program provides the tool to contribute to your financial health.

Mahalo for the opportunity to testify in support!

Christina Enoka
Mililani, Oahu, Hawaii

HOUSE COMMITTEE ON LABOR

Rep. Jackson D. Sayama, Chair

Rep. Mike Lee, Vice Chair

NOTICE OF HEARING

DATE: Tuesday, March 11, 2025

TIME: 9:30 a.m.

RE: SB 855 SD1 RELATING TO HAWAII RETIREMENT SAVINGS ACT.

Aloha Chair Sayama, Vice Chair Lee, and Members of the Committee: My name is Linda Dorset, and I am in STRONG SUPPORT of SB855 SD1. The purpose of this bill is to amend and align the provisions of the Hawaii Retirement Savings program, the state-facilitated payroll deduction retirement savings program for Hawaii's private sector employees. The Hawai'i Retirement Savings Program (Act 296 -SLH 2022) creates a low-cost, easy retirement savings program that will help about 174,000+ private sector workers set aside money out of their regular paycheck, but only if they take advantage of it. I believe people are more likely to stay in the program if they have to take steps to opt out rather than take steps to opt in. My personal experience is that setting money aside once you have it in hand is very easy to put off but when it got taken out of my pay prior to receiving the check I found it easy to work around. I worry that my son doesn't take this truth seriously and will wind up with not enough money to live on, especially in this time of uncertainty about the future of Social Security. SB 855 SD1 would require automatic enrollment of private sector employees in the Hawaii Retirement Savings Program unless the employee opts out. This program which is currently in the planning and development phase benefits Hawai'i workers, small business owners and taxpayers, and it will cost small business owners nothing.

As a taxpayer, helping people save for their retirement will save the State money in the long run. Future retirees won't have to rely on public-assistance programs to make ends meet. Mahalo for the opportunity to testify!

Linda Dorset
Wailuku, Maui

SB-855-SD-1

Submitted on: 3/8/2025 3:58:12 PM

Testimony for LAB on 3/11/2025 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
Dan Gardner	Individual	Support	Written Testimony Only

Comments:

Chair Sayama and Members of the House Labor Committee, I and my wife Deborah are seeking your strong support for SB855 SD1 which addresses the successful introduction of the Hawaii Retirement Savings Program. This program was established by the Legislature in 2022 to provide an automatic payroll savings program for over 170,000 small business employees. Not only a tremendous program to help citizens establish a way to further save for our uncertain future this program will also help businesses be more competitive and retain their employees without any added cost to their bottom line. We need to have this program in place ASAP. Thank you for your support of SB855 SD1. Its passage will help secure the future of today's hardworking employees.

SB-855-SD-1

Submitted on: 3/9/2025 5:29:06 PM

Testimony for LAB on 3/11/2025 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
Sai Peng Tomchak	Individual	Support	Written Testimony Only

Comments:

Aloha Chair Sayama and Members of the Committee:

My name is Sai Peng Tomchak, and I strongly support Bill SB 855, SD1 which amends/aligns provisions of the Hawai‘i Retirement Savings Program, the state-facilitated payroll deduction retirement savings program for Hawaii’s private sector employees, and appropriate funds for the program implementation.

With uncertainties about social security benefits from the federal government in the future, it is very important for young workers to start building their savings for retirement. Many private businesses cannot afford to provide a 401K plan for their employees. A state-facilitated payroll deduction retirement savings program with an automatic enrollment provision will allow young workers to start saving for retirement in the early stage of their work life. This program will benefit both small business owners and their workers: employers are able to provide a valuable benefit with no costs on their part while employees can start their retirement savings right from the start of their employment.

This retirement savings program will be a life saving program for workers who work for small businesses and serves as a ‘wake-up call’ to educate Hawaii workers, especially young workers that social security benefits are definitely not going to be sufficient to support all of their living costs after they retire.

I respectfully ask you to vote for this bill. Thank you for giving me this opportunity to voice my support for this bill.

Sai Peng Tomchak

Maui resident

SB-855-SD-1

Submitted on: 3/9/2025 8:18:12 PM

Testimony for LAB on 3/11/2025 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
BLYTH KOZUKI	Individual	Support	Written Testimony Only

Comments:

Testimony on Senate Bill No. 855, SD1

RELATING TO Hawai‘i Retirement Savings Program Act

Tuesday, March 11, 2025 at 9:30 am

Conference Room 309 & Videoconference

State Capitol

415 South Beretania Street

Aloha Chair Sayama and Members of the Committee:

My name is Blyth Kozuki. It may seem odd that a Kupuna is pushing a bill on retirement savings since I am already into my retirement and enjoying it. The Hawai‘i Saving Program was passed in 2022 to create a retirement plan for small businesses. SB 855 SD1 before this year’s legislature is a bill to amend the Hawai‘i Saving to have an automatic “opt in” so employees of these businesses will automatically be enrolled into a retirement plan. This is a “best practice” approach at no cost to employers and will be familiar in paperwork already filed by employers for social security.

This Kupuna is very concerned about future generations so I am curious about them. When the opportunity arises, I ask them about their work and one of the questions I ask is, what type of retirement plans does their employer offer? I often will get blank looks or a laugh because they do not know, aren’t thinking about it, do not seem to realize that they are responsible for their retirement or how to go about saving for it. They don’t know about the advantage of compounding interest or that they will need as much savings as they can possibly muster because the future is unpredictable.

Social Security was designed to be one leg of three for future retirement. Possible shortfalls in Social Security Benefits are less than a decade away. The other two legs are supposed to be a worker's own savings and company retirement plans. Individual's savings are already lagging behind what's needed and if there are no retirement programs from businesses, our succeeding generations will have to rely on government resources to support them. I don't know if the necessary resources will be able to keep up and provide a minimum standard of living.

I do not see a direct benefit to kupunas from this bill but kupunas are living the experience of retirement. So listen to your Kupunas. We understand the idea of "fixed income" that makes it hard to afford rising taxes, insurance premiums, house repairs, groceries costing more and increasing health issues with no raises, bonus and only small cost of living increases. I want better for the upcoming generations after me. I support this bill and urge everyone else to do so

Hawai'i's workers need an easy way to save for their future.

Mahalo for the opportunity to testify in support!

Blyth Kozuki

Honolulu, Hawai'i 96815]

To: House Committee on Labor

Date: Tuesday, March 11, 2025

Re: SB 855, SD1 Relating to Hawaii Retirement Savings Act

Chair Representative Sayama, Vice-Chair Lee and Members of the Committee:

My name is Esther Ueda, and I am writing in SUPPORT of SB 855, SD1 Relating to the Hawaii Retirement Savings Act.

The Bill includes a provision for automatic enrollment in the savings program, unless the employee opts out and also provides funding for the development and operation of the program.

As a long time State retiree, I understand the need to save for the future. The automatic enrollment system is a good way to get workers to save for that future. I understand that in other States with this type of program the “opt-out” option has been more successful in getting workers to continue in this type of savings program.

Ffunding for the development and operations of the program is another necessary part of implementing this program.

With all the increasing costs occurring everywhere, -- inflation, cost of housing and rising insurance costs etc. as a retiree I know it is essential that each of us be responsible for saving for our future and not depend on government or other forms of assistance.

The passage of this bill will be a right step in this direction.

In summary, I support SB 855, SD1 that will provide an important vehicle to assist workers in saving for their futures.

Thank you for your support of this important measure.

Sincerely,

Esther Ueda
Pearl City, Hawaii

Hawaii State Legislature

House Labor Committee – March 11, 2025

RE: S.B. 855, SD1 – Support for Hawaii Retirement Savings Program

Dear Chair Sayama and Finance Committee Members:

My name is Grant Chun, and I am submitting this testimony in strong support of H.B. 847, the Hawaii Retirement Savings Program, enacted in 2022. This program aims to provide over 170,000 employees in Hawaii, who work for businesses without a retirement savings plan, the opportunity to save for retirement. Social Security alone is often insufficient for most to live on in retirement, making this program essential.

S.B. 855 proposes to amend the current program from an ‘opt-in’ to an ‘opt-out’ structure, making participation the default while allowing workers the flexibility to opt out at any time. This best practice is already prevalent in 13 other auto-IRA programs in the U.S., except for Hawaii, which remains ‘opt-in’.

The program benefits both employees and employers, particularly small business owners, who do not have to bear the cost or administrative burden of setting up retirement plans.

The Hawaii program requires no employer contributions or fees, and employers are not fiduciaries of the program. Employers simply need to add a payroll deduction line item, similar to tax withholding. When an employee leaves, the employer stops the payroll deposit, and the employee’s account, which is portable, moves with them, even out of state.

There is concern that this program might burden employers, but it actually helps small businesses stay competitive with larger employers offering more robust benefits. From a broader policy perspective, failing to support workers in saving for retirement could create a future crisis for the state and its taxpayers.

Thank you for considering this important initiative. I appreciate the opportunity to testify in support of S.B. 855, SD 1.

Grant Chun

53 Laukona St Unit 2303

Wailuku, Maui

Email: grantchun4@gmail.com

March 11, 2025

TO: Representative Jackson Sayama, Chair
and Members of the Committee

FROM: Carl Takamura

RE: SB 855, Relating to Hawaii Retirement Savings Program Act

I am strongly in support of SB 855, SD1 which makes necessary amendments to the Hawaii Retirement Savings Program, and appropriates funds for the program implementation.

Studies have shown that 75% of Americans nearing retirement have less than \$30,000 in savings which means that when they retire, they will need assistance for food, housing, and medical care. Enabling more people to save for their retirement through automatic payroll deductions is a no-brainer and has been proven to work in other states, such as Oregon. More significantly, studies show that workers are 15 times more likely to save for their future if they can save through payroll deduction at work.

SB 855, SD1 makes needed changes to this established program and provides the funding for its implementation.

Thank you and I urge you to pass this important measure.

Carl Takamura

The Hawaii State Legislature
House Committee on Labor
Subject: Support for SB 855, S.D.1 – The Hawaii Retirement Savings Program

Aloha Chair Sayama, Vice Chair Lee and members of the Committee on Labor:

My name is Carol Wakayama, and I wish to submit testimony in STRONG SUPPORT of S.B.855 SD1.

The Hawaii Retirement Savings Program (Act 296-SLH 2022) created a low cost retirement savings program that could help private sector employees, working in smaller companies, set aside monies - from their paychecks - for their future retirement.

Saving for retirement is very crucial not only the employee, but, also for the community-at-large. If more individuals are unable to afford retirement - this will increase the need for public assistance and will place a huge burden on the tax paying community.

Currently, the Hawaii Retirement Savings Program does not have an “auto enroll” feature. S.B.855 SD 1 would help to change this, meaning a participant would not need to ‘choose to enroll’ as they would become automatic participants and can “opt-out” if they choose otherwise. This change would make the initial enrollment easier/smoothed and could encourage more program participation. The “auto enroll” feature will make Hawaii’s program similar to other States that already have these retirement programs in place.

For reasons mentioned above, I humbly request that S.B.855 SD1 be considered for passage. Thank you.

Carol Wakayama
1011 Prospect Street
ckwakayama@gmail.com

Beverly Gotelli
6286 Opaekaa Road
Kapaa, HI 96746

SB 855 SD 1

Wednesday, March 11, 2025

Conference Room 309 & Videoconference

Committee on Labor

Good morning, Chair, Sayama, Vice-Chair Lee and members of the Committee:

My name is Beverly Gotelli and in **STRONG SUPPORT** of SB 855 SD 1, as a means for those in the private sector have an option to save for their retirement.

The Hawai'i Retirement Savings Program (Act 296 -SLH 2022) creates a low-cost, easy retirement savings program that will help about 173,000 private sector workers set aside money through an automatic payroll deduction from their paycheck.

The legislation before you clarify the definition of "covered employer" under the Hawai'i Retirement Savings Act. Requires covered employers to automatically enroll covered employees into the Hawai'i Retirement Savings Program unless the employee opts out. Repeals the limit on the total fees and expenses that can be spent for the Program each year. Appropriates funds to the Department of Labor and Industrial Relations for the development and operation of the Program

Upon my retirement I was not concerned about this type of program, why. I'm a retired State employee. My misconception that everyone has some type of retirement is wrong. Upon volunteering with senior organizations, I realized that in retirement nothing is the same. How naïve of me. I look at fellow retirees who worked in the private sector and did save some but not enough for today's rate of inflation. Payroll deduction is the easiest way to put aside retirement.

I was taught to save for myself first, as you don't know what to expect tomorrow.

Saving for future retirement is crucial for several reasons:

Financial Security- Having a retirement fund ensures you have the financial resources to cover your living expenses, healthcare, and any unexpected costs without relying solely on social security or family support.

Life is unpredictable, and having a financial cushion can help you navigate unforeseen circumstances, such as economic downturns or personal emergencies, without jeopardizing your retirement plans.

Thank you for the opportunity to testify.

SB-855-SD-1

Submitted on: 3/10/2025 4:03:50 PM

Testimony for LAB on 3/11/2025 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
Merle Minami-Shima	AARP Hawaii	Support	Written Testimony Only

Comments:

Aloha Chair Sayama and Members of the Committee:

My name is Merle Minami-Shima, and in **STRONG SUPPORT** of SB855,SD1 which amends /aligns provisions of the Hawaii Retirement Savings Program, the state-facilitated payroll deduction retirement savings program for Hawaii's private sector employees, and appropriate funds for the program implementation.

The Hawaii Retirement Savings Program (Act 296-SLH 2022) creates a low cost, easy retirement program that will help about 173,000 private sector workers set aside money through an automatic payroll deduction from their paycheck.

To secure their finances, retirees must have adequate savings to cover their living expenses, inflationary costs, as well as medical or other emergencies that may arise. Without savings, retirees may have no choice but to rely on others to help them with their financial needs and may even have to turn to the government to fill in the gaps. Automatic payroll savings deductions is an easy way to start building a nest egg.

As a retired HR manager, I witnessed many employees who were shocked at the cost of health care premiums that they will have to pay when they are no longer a covered worker. Without sufficient savings many will have to find part-time jobs or delay their retirements until they can save more for their retirement. Having automatic payroll savings deductions is a relatively painless way to start a retirement savings plan.

Your support of this legislation will help our workers save for their future.

Mahalo for your consideration.

Merle Minami-Shima, Wailuku, HI

**Agenda Item IV. Executive
Director's Report**

**Administrative Assistant III
Position Description**

**STATE OF HAWAII
POSITION DESCRIPTION**

I. IDENTIFYING INFORMATION

Class Title: Administrative Assistant III
Position Number:
Department: Labor and Industrial Services
Division: Office of the Director
Branch: Hawaii Retirement Savings Program
Location: Downtown, Oahu

II. INTRODUCTION

The Office of the Director advises the Governor on matters relating to the economic security, physical and economic well-being, productivity of workers, and the achievement of good labor-management relations; prepares and submits legislative proposals to the Governor in support of the administration's labor policies; directs the planning, coordination and implementation of programs in the areas of employment services, Workforce Innovation and Opportunity Act of 2014 (WIOA), apprenticeship, unemployment insurance, occupational safety and health, workers' compensation, temporary disability insurance, prepaid health care, wage and hour, payment of wages, child labor, fair employment practices, and employment security appeals; establishes an organizational structure that is appropriate and effective for the achievement of departmental aims, goals and objectives; assures the availability of departmental services to persons in each county through a structure of district, branch and local offices; promotes equal employment opportunity practices in departmental services to the public through training, technical assistance and periodic on-site evaluations; affirms equal employment opportunity within the Department through the development and implementation of an Affirmative Action Plan; compiles, analyzes and disseminates information on employment, unemployment, employee safety and health, and general labor market conditions; conducts a public information program to inform the general public on labor programs and significant activities of the agency; promotes and coordinates cross-divisional and cross-functional initiatives to increase the number of jobs and employment and training opportunities in the State, strengthen rural community economic development efforts, and enhance the receipt of federal grants and monies for workforce assistance and related programs; provides administrative and budgetary support to Department's programs of five divisions and seven attached agencies.

The purposes of this position are to: (1) serve as administrative support to both the Executive Director and Program Specialist of the Hawaii Retirement Savings Program (Program); (2) assist in the administrative functions of the Hawaii

Retirement Savings Board (Board); and (3) facilitate and maintain the office operations and workflow for the Program.

III. MAJOR DUTIES AND RESPONSIBILITIES

A. Performs General Clerical Activities 70%

This position serves under the direct supervision of the Executive Director, and provides the following administrative and office services: prepare agenda and related material for board meetings and hearings, attend meetings, takes minutes, prepares from tape record of proceedings of hearing; receives and screens visitors and arranges appointments or conferences for the Executive Director and Program Specialist; prepares routine letters and replies to letters; sets up the filing system for matters pertinent to the Board and Program to facilitate the efficiency of the office.

Types correspondence, decisions, rulings, judgments, administrative reports and summaries and variety of legal documents such as orders, notices, motions, and resolutions; prepares agenda and notices from rough draft and assembles necessary agenda material; attends meetings and hearings; takes, records and prepares minutes of meetings; transcribes from tape proceedings of hearings, verbatim statements and testimonies; gathers all documents and other material and makes arrangements for facilities and notifies all persons concerned and necessary to attend meetings, hearings, conferences or other purposes. Notifies Executive Director and Program Specialist of specific actions affecting the Program taken by the Board at their meetings. If necessary, follows-up to determine that instructions have been fulfilled.

B. Provides Administrative Assistant Services 20%

Receives, reads and familiarizes oneself with all correspondence, reports, legal documents, and other material concerning the activities of the Board and Program; reviews and arranges materials for the Executive Director and Program Specialist in order of priority; attaches previous correspondence and other background material for reference; from general instructions, composes for Executive Director's or Program Specialist's signature factual replies to inquiries requiring selection of information from various sources. Prepares drafts of routine correspondence and replies following general guidelines. The incumbent must be thoroughly familiar with the policies, laws, rules, and other requirements of the Board and Program.

Reviews incoming mail, maintains control of incoming correspondence, and follows-up on work in process to ensure timely reply or action. Brings to

attention of the Executive Director and Program Specialist any inefficiencies.

Reads outgoing correspondence and legal documents for procedural and grammatical accuracy, factual correctness and calls out any deviations or inadequacies to the attention of the writer.

Arranges for publication of public notices in newspapers; arranges for reservations of meeting and hearing rooms; requisitions and arranges for travel accommodations; prepares for Executive Director, Program Specialist, Deputy Attorney General, and Board members, travel complete affidavits for per diem and mileage allowance claims and makes follow-up for completion of affidavits.

Greets and receives all visitors; screens telephone calls; determines whether personal appointments should be made or refers them to other staff members or offices; maintains a calendar on urgent and pressing matters, including projects and report deadlines and all hearings, and board meetings.

C. Processes Amendments to Statutes and Rules 5%

Arranges in proper format from draft and notes, amendments to administrative rules and statutes as discussed by the board and duplicates as required for public hearing; and prepares in final format and submits for approval to the appropriate agencies/organizations.

**D. Performs Other Duties as Assigned 5%
100%**

IV. CONTROLS EXERCISED OVER THE POSITION

A. Supervisor:

Position No.: 124589

Class Title: Executive Director

B. Nature of Supervisory Control Exercised Over the Work.

The position receives general direction from its supervisor. Guidance is generally provided in the form of managerial or operational philosophies.

1. Instructions Provided

General instructions and guidance are provided by the supervisor. For new or precedent setting actions, discussions are held with the supervisor regarding the best way to proceed. The position is expected to use judgment and knowledge of supervisor's and department's managerial philosophies and goals when performing work.

2. Assistance Provided

Assistance is provided generally in the form of guidance or referral to other staff agencies or personnel to complete or expedite actions.

3. Review of Work

Work is reviewed only for conformance with supervisor's managerial philosophies and goals.

C. Nature of Available Guidelines Controlling the Work.

1. Policy and Procedural Guides Available

State's administrative laws, rules and policies and department's administrative policies and guidelines.

2. Use of Guidelines

Guidelines are used to determine course of action in new or precedence setting situations.

V. REQUIRED LICENSES, CERTIFICATES, ETC.

N/A

VI. RECOMMENDED QUALIFICATIONS

A. Knowledge:

Knowledge of business English; spelling; arithmetic; the operation and operational maintenance of various office appliances and equipment; and office practices and procedures.

B. Skills/Abilities:

Ability carry out a varied range of secretarial and clerical functions; maintain an effective work pace under periodic deadlines; learn and apply pertinent statutory provisions, rules, regulations, policies and procedures; read and understand manuals and other detailed books of instruction; write routine business letters, summaries and reports using acceptable format and conforming to all rules of grammar and style; and speak simply and directly, including occasionally speaking to groups and outside the organization.

C. Education:

None

D. Experience:

General Experience:

Six (6) months work experience which involved performance of tasks demonstrating knowledge of English grammar, spelling and arithmetic; and the ability to read and understand oral and written instructions and speak and write succinctly and clearly.

Specialized Experience:

Two (2) years of progressively responsible typing and/or substantive clerical work experience, which demonstrated possession of, in addition to the knowledge and abilities noted under General Experience, knowledge of common office appliances and equipment and the ability to carry out procedures in clerical work systems and to perform secretarial tasks including, but not limited to, several of the following: serving as telephone and walk-in receptionist; maintaining a system of files; making travel arrangements; composing correspondence; obtaining and presenting information from files; routing correspondence; reviewing outgoing correspondence for format, grammar, spelling, punctuation and typographical errors; maintaining a log of pending work; etc., and use of computers and software applications such as word processing, spreadsheet, databases, etc.

Substitution Allowed:

1. Graduated from high school or equivalent may be substituted for the General Experience.
2. Excess Specialized Experience may be substituted for General Experience.
3. Successful completion of a substantially full-time clerical/office support/business technology curriculum leading to a degree, diploma or certificate at an accredited community college, business or technical school which included courses in English, clerical/office procedures, and mathematics may be substituted for the required Specialized Experience, based on fifteen (15) semester credits of satisfactorily completed course work for six (6) months of Specialized Experience, up to a maximum of one (1) year.
4. Education in a baccalaureate program at an accredited college or university may be substituted for Specialized Experience based on fifteen (15) semester credits for six (6) months of experience up to a maximum of one (1) year.

VII. TOOLS, EQUIPMENT AND MACHINES

Standard office equipment to include computers with word processing, spreadsheet and communication capabilities, telephone, calculators, typewriters, copying machines, fax machines, etc.

Must be proficient in running virtual meetings, using virtual platforms such as: Zoom Meetings, Microsoft Teams, and Google Meets.

VIII. WORKING CONDITIONS

Working conditions are primarily limited to standard office work environment.

DRAFT

HRSP Functional Statement

STATE OF HAWAII
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS

OFFICE OF THE DIRECTOR

PROPOSED March 2025

FUNCTIONAL STATEMENT

The Department of Labor and Industrial Relations is charged with the administration of the State's labor laws as enacted in the Hawaii Revised Statutes (HRS), which are designed to increase the economic security, physical and economic well-being, and productivity of workers, and to achieve good labor-management relations. The Department also administers related Federal programs in accordance with its responsibilities under State Law.

More specifically, the Department

- (1) Administers the Disability Compensation program which encompasses:
 - (a) The Workers' Compensation Law, Chapter 386, HRS, to provide medical, income and rehabilitation benefits to workers suffering work-connected injuries or illnesses
 - (b) The Temporary Disability Insurance Law, Chapter 392, HRS, to provide benefits to an individual in current employment but experiencing wage loss due to a temporary, disabling, non-occupational sickness or accidents,
 - (c) The Prepaid Health Care Law, Chapter 393, HRS to alleviate the economic hardships of workers whose non-work connected injury or illness requires medical and/or hospital care.
- (2) Administers programs under the Employment Security Law (Chapter 383, HRS), And Additional Unemployment Compensation Law (Chapter 385, HRS), by providing temporary partial wage replacement to eligible workers and stabilizing the economy during recessions by assessing and collecting unemployment insurance contributions from employers and the payment of benefits to qualified unemployed individuals.
- (3) Administers the Occupational Safety and Health Law, Chapter 396, HRS, to assure safe and healthful working conditions for workers and the Boiler and Elevator Safety Law, Chapter 397, HRS, to assure the safe operations of boilers, elevators, amusement rides and related equipment throughout the State.
- (4) Administers the Apprenticeship Law, Chapter 372, HRS, to provide service and assistance to participants in apprenticeship and other on-the-job training programs and to promote the expansion of the apprenticeship program in the State.
- (5) Administers the Workforce Innovation and Opportunity Act (WIOA) of 2014 as well as Title V of the Older Americans Act. These laws and programs provide job training and employment to the unemployed, economically disadvantaged and dislocated workers.
- (6) Administers the Wage Standards programs which enforces laws relating to:

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DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS

- (a) Wages and Hours (Chapter 387, HRS) which establishes minimum wage and overtime standards,
 - (b) Wages and Hours of Employees on Public Works (Chapter 104, HRS) which provides for the establishment of prevailing minimum wages and sets overtime and other labor standards for mechanics and laborers employed on public works,
 - (c) Payment of Wages and Other Compensation (Chapter 388, HRS) which assures the payment of wages regular paydays, assures prompt payment of employees upon termination, and good communication between employers and workers regarding rates of pay, vacation and sick leave policies and other benefits,
 - (d) Child Labor (Chapter 390, HRS) to regulate the employment of minors,
 - (e) Employment Practices (Chapter 378, Parts II and III, HRS) which protects workers from the unlawful use of lie detector tests, and unlawful suspension, discharge or discrimination based solely on a garnishment action, bankruptcy filing or work injury, or because a workers tested positive in an on-site drug test.
 - (f) Family Leave (Chapter 398, HRS) which provides leave to employees for the birth or adoption of a child, or to care for the employee's child, spouse, parent, or reciprocal beneficiary with a serious health condition.
- (7) Promotes harmonious and cooperative labor-management relations and resolves disputes in accordance with Chapters 89 and 377 (HRS) through the Hawaii Labor Relations Board.
- (8) Hears appeals from decisions rendered under Chapter 386, HRS (Workers' Compensation) and Chapter 397, HRS (Boiler and Elevator Safety) and assures that individuals are given equitable and responsive treatment through the services of the Labor and Industrial Relations Appeals Board as provided in Chapter 371, HRS.
- (9) Provides individuals or any other involved party with a fair hearing by an impartial referee and renders decision on appeals of determinations and redeterminations with respect to the unemployment insurance program and other Employment Security decisions made by the Department as provided in the Hawaii Employment Security Law as included in Chapters 383 and 385, HRS.
- (10) Administratively houses the Workforce Development Council which advises the Governor on policies relating to workforce, employment training, career and skills development, industry and occupational analyses (refer to Chapter 202, HRS). The Council acts as the State Workforce Development Board which is the state oversight body for federally-funded workforce development programs under the WIOA. The Council is

STATE OF HAWAII
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS

specifically responsible for the development and implementation of the four-year Unified State Plan as directed by the Workforce Innovation and Opportunity Act of 2014 (WIOA), as required by the U.S. Department of Labor.

- (11) Enforces state laws prohibiting discrimination in employment (Chapter 378, Part I, HRS), housing (Chapter 515, HRS) public accommodations (Chapter 489, HRS), and access to state and state-funded services (Chapter 368, HRS) through the Hawaii Civil Rights Commission (HCRC). The HCRC receives, investigates, conciliates, and adjudicates complaints of discrimination.
- (12) Advises the State Legislature and the Governor with response to fire prevention and protection, life safety and any other function for which the various county fire department are responsible through the State Fire Council.
- (13) Oversees and advises the Hoisting Machine Operators Advisory Board with respect to safe and lawful certifications of boom, crane and tower operators in Hawaii.
- (14) Develops, analyzes and disseminates information and statistics on labor and industrial relations as set forth in Chapter 371, HRS.
- (15) Develops and implements equal opportunity practices to assure departmental operations and services are in accordance with Titles VI, VII and IX of the Civil Rights Act of 1964, as amended, and with other federal and state laws prohibiting discrimination in employment and provisions of services. Implements the requirements of 29 CFR Part 38 for the State of Hawaii and serves as the State Liaison with the U.S. Department of Labor for nondiscriminatory matters.
- (16) Maintains essential budget and fiscal controls and provides financial, management, personnel administration, training and information technology staff services for the administration and operation of the Department and programs.
- (17) Facilitates and enhances the development, delivery, and coordination of effective programs for disadvantaged persons, refugees, and immigrants through the Office of Community Service (OCS). OCS also provides advice and assistance to the agencies of the Executive Branch, private agencies in the human services field, and the Legislature with respect to the disadvantaged, immigrants, and refugees.
- (18) Supports the Hawaii Retirement Savings Program, which is a state-facilitated payroll-deduction retirement savings plan for private-sector employees who do not have access to employer-sponsored retirement plans.

THE OFFICE OF THE DIRECTOR

- (1) Advises the Governor on matters relating to the economic security, physical and economic well- being, productivity of workers, and the achievement of good labor-management relations.

STATE OF HAWAII
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS

- (2) Prepares and submits legislative proposals to the Governor in support of the administration's labor policies.
- (3) Directs the planning, coordination and implementation of programs in the areas of employment services, Workforce Innovation and Opportunity Act of 2014 (WIOA), apprenticeship, unemployment insurance, occupational safety and health, workers' compensation, temporary disability insurance, prepaid health care, wage and hour, payment of wages, child labor, fair employment practices, and employment security appeals.
- (4) Establishes an organizational structure that is appropriate and effective for the achievement of departmental aims, goals and objectives.
- (5) Assures the availability of departmental services to persons in each county through a structure of district, branch and local offices.
- (6) Promotes equal employment opportunity practices in departmental services to the public through training, technical assistance and periodic on-site evaluations.
- (7) Affirms equal employment opportunity within the Department through the development and implementation of a Non-Discrimination Plan.
- (8) Conducts a public information program to inform the general public on labor programs and significant activities of the agency.
- (9) Promotes and coordinates cross-divisional and cross-functional initiatives to increase the number of jobs and employment and training opportunities in the State, strengthen rural community economic development efforts, and enhance the receipt of federal grants and monies for workforce assistance and related programs.
- (10) Provides administrative and budgetary support to: the Labor and Industrial Relations Appeals Board; the Hawaii Labor Relations Board; the State Fire Council; the Hawaii Civil Rights Commission; the Office of Community Services; the Hawaii Retirement Savings Program; and the Hoisting Machine Operators Advisory Board.

OFFICE OF THE HAWAII RETIREMENT SAVINGS PROGRAM

Under the policy and executive direction of the Hawaii Retirement Savings Board, the Hawaii Retirement Savings Program coordinates, implements and administers a State-facilitated payroll-deduction retirement savings program for private-sector employees who do not have access to employer-sponsored retirement plans.

The Office of the Hawaii Retirement Savings Program's duties shall include, but not be limited

STATE OF HAWAII
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS

to:

- Establish, implement, and maintain the program;
- Cause the program and arrangements and accounts established under the program to be designed, established, and operated;
- Arrange for collective, common, and pooled investment of assets of the program;
- Determine the eligibility of an employer, employee, or other individual to participate in the program;
- Ensure the program's compliance with all applicable laws and regulations;
- Establish procedures for the timely and fair resolution of participant and other disputes related to accounts or program operation;
- Develop and implement an investment policy that defines the program's investment objectives and that is consistent with the objectives of the program and other policies and procedures consistent with those investment objectives;
- Develop and implement an outreach plan to gain input and disseminate information regarding the program and retirement savings in general;
- Cause moneys to be held and invested and reinvested under the program;
- Ensure that all contributions to individual retirement accounts under the program may be used only to: pay benefits to participants under the program; pay the cost of administering the program; and make investments for the benefit of the program;
- Collaborate with and evaluate the role of financial advisors or other financial professionals, including in assisting and providing guidance for covered employees; and
- Performing other duties as necessary or delegated by the Hawaii Retirement Savings Board.

Hawaii Retirement Savings Program Budget

GENERAL FUNDS

LBR: 902/AA - 2
APPROPRIATION: G-25-192-L

TITLE: HI Retirement Savings
MONTH: Jan 2025

	REMAINING APPROPRIATION	12 MONTHS APPROPRIATION
Appropriation	\$ 259,064.00	\$ 259,064.00
Add (Deduct)		
Restrictions	-	-
Collective Bargaining	-	-
Total Allocation	\$ 259,064.00	\$ 259,064.00
	CURRENT MONTH	YEAR TO DATE
Personal Services		
Salaries	\$ 5,625.00	\$ 5,625.00
O/T, T/A	-	-
EEO	-	-
Vacation	-	-
Payroll Encumbrance	-	-
Sub-Total	\$ 5,625.00	\$ 5,625.00
Other Current Expenses		
Office Supplies	\$ -	\$ -
Dues/Subscription	-	-
Postage	-	-
Telephone	-	-
Parking	-	-
Services - HRSP	-	-
Travel - Intra State	-	-
Travel - Out of State	-	-
Equipment Rental	-	-
Repair/Maintenance	-	-
Services on Fee	-	-
Miscellaneous	-	-
Automobile Allowance	-	-
Equipment	-	-
Services - Printing	-	-
Services on Fee - Delivery	-	-
Sub-Total	\$ -	\$ -
Total Expenses	\$ 5,625.00	\$ 5,625.00
Remaining Appropriation	\$ 253,439.00	\$ 253,439.00