
A BILL FOR AN ACT

RELATING TO CAMPAIGN CONTRIBUTIONS.

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

1 SECTION 1. Section 11-205.5, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§11-205.5 Campaign contributions by state and county**
4 **contractors [–], subcontractors, and contract bidders.** (a) It
5 shall be unlawful for the person who enters into any contract
6 with the State, any of its counties, or any department or agency
7 thereof, or any person who is subcontracted under that contract,
8 either for the rendition of personal services, the buying of
9 property, or furnishing any material, supplies, or equipment to
10 the State, any of its counties, department or agency thereof, or
11 for selling any land or building to the State, any of its
12 counties, or any department or agency thereof, if payment for
13 the performance of the contract or payment for material,
14 supplies, equipment, land, property, or building is to be made
15 in whole or in part from funds appropriated by the legislative
16 body, at any time between the execution of the contract through
17 the completion of the contract, to:



1 (1) Directly or indirectly make any contribution or to
2 promise expressly or impliedly to make any
3 contribution to any political party, committee, or
4 candidate or to any person for any political purpose
5 or use; or

6 (2) Knowingly solicit any contribution from any person for
7 any purpose during any period.

8 (b) It shall be unlawful, from the time a solicitation is
9 issued under sections 103D-302, 103D-304, 103D-305, 103D-306,
10 and 103D-307 until a contract is entered into, for a person who
11 submits an offer for a solicitation to:

12 (1) Directly or indirectly make any contribution or to
13 promise expressly or impliedly to make any
14 contribution to any political party, committee, or
15 candidate or to any person for any political purpose
16 or use; or

17 (2) Knowingly solicit any contribution from any person for
18 any purpose during any period.

19 [~~(b)~~] (c) This section does not prohibit or make unlawful
20 the establishment or administration of, or the solicitation of
21 contributions to, any separate segregated fund by any state or
22 national bank, corporation, or labor organization for the



1 purpose of influencing the nomination for election or the
 2 election of any person to office; provided that the commission
 3 shall by rule establish contribution limits for limited
 4 liability companies as defined in section 428-101, limited
 5 liability partnerships as defined in section 425-101, and
 6 limited liability limited partnerships as defined in section
 7 425E-102. Sole proprietors subject to this section shall comply
 8 with applicable campaign contribution limits in section 11-204.

9 ~~[(e)]~~ (d) For purposes of this section, "completion of the
 10 contract" means that the parties to the government contract have
 11 either terminated the contract prior to completion of
 12 performance or fully performed the duties and obligations under
 13 the contract, no disputes relating to the performance and
 14 payment remain under the contract, and all disputed claims have
 15 been adjudicated and are final."


16 SECTION 2. This Act does not affect rights and duties that
 17 matured, penalties that were incurred, and proceedings that were
 18 begun before its effective date.

19 SECTION 3. New statutory material is underscored.

20 SECTION 4. This Act shall take effect upon its approval.

21

INTRODUCED BY:



Bill C. Selatti



Report Title:

Campaign Contributions; State Contracts

Description:

Makes it unlawful for a person soliciting for a state contract from making campaign contributions and also includes subcontractors to a state contract in the prohibition of campaign contributions to a political party, committee, or candidate.

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