
A BILL FOR AN ACT

RELATING TO ELECTIONS.

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

1 SECTION 1. Section 11-205.5, Hawaii Revised Statutes, is
2 amended by amending subsections (a) and (b) to read as follows:
3 "(a) It shall be unlawful for the person exempt from
4 competitive solicitation pursuant to chapters 102, 103, 103D,
5 and 103F, who enters into any contract with the State, any of
6 its counties, or any department or agency thereof either for the
7 rendition of personal services, the buying of property, or
8 furnishing any material, supplies, or equipment to the State,
9 any of its counties, department or agency thereof, or for
10 selling any land or building to the State, any of its counties,
11 or any department or agency thereof, if payment for the
12 performance of the contract or payment for material, supplies,
13 equipment, land, property, or building is to be made in whole or
14 in part from funds appropriated by the legislative body, at any
15 time between the execution of the contract through the
16 completion of the contract, to:

17 (1) Directly or indirectly make any contribution or to
18 promise expressly or impliedly to make any



1 contribution to any [~~political party,~~] candidate
2 committee, noncandidate committee, or candidate or to
3 any person for any political purpose or use; or
4 (2) Knowingly solicit any contribution from any person for
5 any purpose during any period.
6 (b) This section does not prohibit or make unlawful the
7 establishment or administration of, or the solicitation of
8 contributions to, any [~~separate segregated fund by any state or~~
9 ~~national bank, corporation, or labor organization~~] noncandidate
10 committee by any person for the purpose of influencing the
11 nomination for election or the election of any person to office;
12 provided that the commission shall by rule establish
13 contribution limits for limited liability companies as defined
14 in section 428-101, limited liability partnerships as defined in
15 section 425-101, and limited liability limited partnerships as
16 defined in section 425E-102. Sole proprietors subject to this
17 section shall comply with applicable campaign contribution
18 limits in section 11-204."
19 SECTION 2. This Act does not affect rights and duties that
20 matured, penalties that were incurred, and proceedings that were
21 begun before its effective date.



1 SECTION 3. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 4. This Act shall take effect on July 1, 2010.

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INTRODUCED BY:

J. Neil Kucan

JAN 20 2010



Report Title:

Elections; Campaign Contributions

Description:

Provides that it is unlawful for persons exempt from competitive solicitation for State or county contracts to make contributions to candidate committees, noncandidate committees, or candidates or to knowingly solicit contributions from any person for any purpose. Permits the establishment or administration of, or solicitation of contributions to, any noncandidate committee.

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