

JAN 26 2009

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# A BILL FOR AN ACT

RELATING TO CONFLICTS OF INTERESTS.

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

1           SECTION 1. Section 84-14, Hawaii Revised Statutes, is  
2 amended by amending subsection (a) to read as follows:

3           "(a) No employee shall take any official action directly  
4 affecting:

5           (1) A business or other undertaking in which [~~he~~] the  
6           employee has a substantial financial interest; [~~or~~]

7           (2) A private undertaking in which [~~he~~] the employee is  
8 engaged as legal counsel, advisor, consultant,  
9 representative, or other agency capacity[~~-~~]; or

10           (3) A business in which the employee knows or has reason  
11           to know that an emancipated child of the employee has  
12           a twenty-five per cent ownership interest in the  
13           business or serves as a member of the board of  
14           directors of the business or is an officer of the  
15           business.

16           A department head who is unable to disqualify [~~himself~~] the  
17           department head's self on any matter described in [~~items~~]

18           paragraph (1) [~~and~~], (2), or (3) [~~above~~] will not be in



1 violation of this subsection if [~~he~~] the department head has  
2 complied with the disclosure requirements of section 84-17[~~r~~  
3 and].

4 A person whose position on a board, commission, or  
5 committee is mandated by statute, resolution, or executive order  
6 to have particular qualifications shall only be prohibited from  
7 taking official action that directly and specifically affects a  
8 business or undertaking in which [~~he~~] the person has a  
9 substantial financial interest; provided that the substantial  
10 financial interest is related to the member's particular  
11 qualifications."

12 SECTION 2. Statutory material to be repealed is bracketed  
13 and stricken. New statutory material is underscored.

14 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY: \_\_\_\_\_

~~\_\_\_\_\_~~  
By Request

**Report Title:**

State Ethics Commission; Conflicts of Interests

**Description:**

Expands conflicts of interests section of the state ethics code to include situations involving emancipated children.

