

JAN 21 2010

S.B. NO. 2224

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# A BILL FOR AN ACT

RELATING TO FINANCIAL DISCLOSURE.

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

1           SECTION 1. The legislature finds that Hawaii is undergoing  
2 a fundamental transformation, which may include an interisland  
3 cable, smart electrical grids, new overhead and underground  
4 transmission lines, significant renewable energy facilities, and  
5 changes in government agency operations that could cost several  
6 billion dollars or more. Given the importance of the decisions  
7 associated with these projects, it is important that legislators  
8 and the public have confidence that the individuals who will be  
9 making these decisions are doing so in the best interest of the  
10 public.

11           Currently, key personnel in all branches of state  
12 government are required to file a disclosure of financial  
13 interests, but not all these disclosures are public records.  
14 For example, members of every state board or commission whose  
15 original terms of office are for periods exceeding one year and  
16 whose functions are not solely advisory are required to file an  
17 annual financial disclosure, but only the records of the members



1 of the board of education and the trustees of the office of  
2 Hawaiian affairs are public records.

3 The purpose of this Act is to require that the financial  
4 disclosure statements of additional key state agency personnel  
5 be deemed public records and available for inspection and  
6 duplication.

7 SECTION 2. Section 84-17, Hawaii Revised Statutes, is  
8 amended by amending subsection (d) to read as follows:

9 "(d) The financial disclosure statements of the following  
10 persons shall be public records and available for inspection and  
11 duplication:

12 (1) The governor, the lieutenant governor, the members of  
13 the legislature, candidates for and delegates to the  
14 constitutional convention, the members of the board of  
15 education, the trustees of the office of Hawaiian  
16 affairs, and candidates for state elective offices;

17 (2) The directors of the state departments and their  
18 deputies, regardless of the titles by which the  
19 foregoing persons are designated; provided that with  
20 respect to the department of the attorney general, the  
21 foregoing shall apply only to the attorney general and  
22 the first deputy attorney general;



- 1           (3) The administrative director of the State;
- 2           (4) The president, the vice presidents, the assistant vice
- 3                 presidents, the chancellors, and the provosts of the
- 4                 University of Hawaii;
- 5           (5) The superintendent, the deputy superintendent, the
- 6                 state librarian, and the deputy state librarian of the
- 7                 department of education;
- 8           (6) The administrative director and the deputy director of
- 9                 the courts; [and]
- 10          (7) The administrator and the assistant administrator of
- 11                 the office of Hawaiian affairs [-];
- 12          (8) The executive director of the division of consumer
- 13                 advocacy of the department of commerce and consumer
- 14                 affairs;
- 15          (9) The commissioners of the public utilities commission;
- 16                 and
- 17          (10) The members of the board of land and natural
- 18                 resources."

19           SECTION 3. Statutory material to be repealed is bracketed  
20 and stricken. New statutory material is underscored.

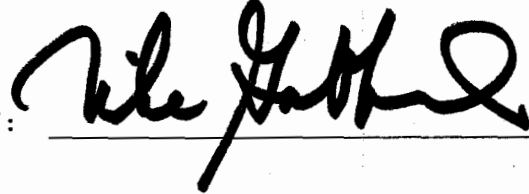
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1 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY:

  
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**Report Title:**

Financial Disclosure; Public Records

**Description:**

Requires that the financial disclosure statements of the executive director of the division of consumer advocacy of the department of commerce and consumer affairs; the commissioners of the public utilities commission; and the members of the board of land and natural resources be deemed public records and available for inspection and duplication.

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