

STAND. COM. REP. NO. 618

Honolulu, Hawaii

Feb 20, 2009

RE: H.B. No. 215
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fifth State Legislature
Regular Session of 2009
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 215 entitled:

"A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCING,"

begs leave to report as follows:

The purpose of this bill is to update, organize, clarify, and recodify campaign finance laws.

The Campaign Spending Commission supported this bill. The Judiciary offered comments.

Your Committee has amended this bill by:

- (1) Defining "limited liability company" (LLC) and adding LLC to the definition of "person;"
- (2) Authorizing, rather than requiring, fines for failure to file a report or filing a deficient report;
- (3) Removing from the definition of "electioneering communication" the provision that an advertisement is susceptible of no reasonable interpretation other than as an appeal to vote for or against a specific candidate;
- (4) Limiting the prohibition on contractors with the state and counties to prohibiting contributions only from

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those contractors that have entered into non-bid contracts;

- (5) Removing the provision limiting contributions to noncandidate committees to \$1,000;
- (6) Removing provisions relating to contributions from nonresidents;
- (7) Adding provisions relating to contributions by partnerships and LLCs;
- (8) Deleting provisions requiring conforming amendments to be made to this bill if other laws are passed that affect Chapter 11, part XII, subpart B, Hawaii Revised Statutes, which is repealed in this measure;
- (9) Changing the effective date to January 1, 2046, to facilitate further discussion; and
- (10) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 215, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 215, H.D. 1, and be referred to the Committee on Finance.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary,



JON RIKI KARAMATSU, Chair



