
A BILL FOR AN ACT

RELATING TO THE LAND USE COMMISSION.

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

1 SECTION 1. The legislature finds that situations have
2 arisen before the land use commission that have called into
3 question certain commission members' conflicts of interest.
4 Under the state ethics code in chapter 84, Hawaii Revised
5 Statutes, certain state employees, officials, and legislators
6 are required to adhere to a standard of conduct when conducting
7 business for the State. As appointed state officials, land use
8 commission members are subject to the state ethics code.
9 However, existing land use commission rules that govern the
10 treatment of conflict of interest do not sufficiently provide
11 proper guidance to handle certain situations.

12 The purpose of this Act is to require the land use
13 commission to amend its rules clarify the process for
14 determining whether a conflict of interest exists.

15 SECTION 2. The land use commission shall amend its rules
16 pursuant to chapters 84 and 91, Hawaii Revised Statutes,
17 regarding its conflict of interest practices. The amended rules
18 pertaining to any parcel of land that is the subject of any



1 issue or proposed action before the commission shall, at
2 minimum:

3 (1) Clarify situations in which a commission member is
4 required to contact legal counsel to determine whether
5 the member is prohibited from voting or taking any
6 official action;

7 (2) Specify the relationships that shall be disclosed and
8 that shall prevent the commission member from voting
9 or taking action; and

10 (3) Establish a process that specifically states the steps
11 to determine whether a conflict of interest exists.

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

Report Title:

Land Use Commission; Conflict of Interest

Description:

Requires the land use commission to adopt rules specifying its processes when considering its members' conflicts of interest.

(SD1)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

