

JAN 18 2013

A BILL FOR AN ACT

RELATING TO ETHICS.

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

1 SECTION 1. Section 84-13, Hawaii Revised Statutes, is
2 amended to read as follows:

3 **"§84-13 Fair treatment.** No legislator or employee shall
4 use or attempt to use the legislator's or employee's official
5 position to secure or grant unwarranted privileges, exemptions,
6 advantages, contracts, or treatment, for oneself or others;
7 including but not limited to the following:

8 (1) Seeking other employment or contract for services for
9 oneself by the use or attempted use of the
10 legislator's or employee's office or position.

11 (2) Accepting, receiving, or soliciting compensation or
12 other consideration for the performance of the
13 legislator's or employee's official duties or
14 responsibilities except as provided by law.

15 (3) Using state time, equipment or other facilities for
16 private business purposes.

17 (4) Soliciting, selling, or otherwise engaging in a
18 substantial financial transaction with a subordinate



1 or a person or business whom the legislator or
2 employee inspects or supervises in the legislator's or
3 employee's official capacity.

4 Nothing herein shall be construed to prohibit a legislator
5 from introducing bills and resolutions, or to prevent a person
6 from serving on a task force or from serving on a task force
7 committee, or from making statements or taking [~~official~~] action
8 ~~[as a legislator,]~~ in the exercise of the legislator's
9 legislative functions, or as a task force member or a task force
10 member's designee or representative. Every legislator, or task
11 force member or designee or representative of a task force
12 member shall file a full and complete public disclosure of the
13 nature and extent of the interest or transaction which the
14 legislator or task force member or task force member's designee
15 or representative believes may be affected by the legislator's
16 or task force member's official action."

17 SECTION 2. Statutory material to be repealed is bracketed
18 and stricken. New statutory material is underscored.

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

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Report Title:

State Ethics Code; Fair Treatment; Legislators

Description:

Amends the scope of action that is permitted by the fair treatment provisions of the ethics code from official action by a legislator to take action in the exercise of the legislator's legislative functions.

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