

KRISTIN E. IZUMI-NITAO  
EXECUTIVE DIRECTOR



PHONE: (808) 586-0285  
FAX: (808) 586-0288  
WWW.HAWAII.GOV/CAMPAIGN

STATE OF HAWAII  
CAMPAIGN SPENDING COMMISSION

235 SOUTH BERETANIA STREET, ROOM 300  
HONOLULU, HAWAII 96813

January 29, 2013

TO: The Honorable Clayton Hee, Chair  
Senate Committee on Judiciary and Labor

The Honorable Maile S.L. Shimabukuro, Vice Chair  
Senate Committee on Judiciary and Labor

Members of the Senate Committee on Judiciary and Labor

FROM: Kristin Izumi-Nitao, Executive Director *yei*  
Campaign Spending Commission

SUBJECT: **Testimony on S.B. No. 30, Relating to Campaign Spending**

Thursday, January 31, 2013  
10:00 a.m., Conference Room 016

Thank you for the opportunity to testify on this bill. The Campaign Spending Commission ("Commission") supports this bill and urges the Committee to pass the bill.

Section 1 of the bill amends HRS §11-423 (voluntary expenditure limits; filing affidavit) by amending subsection (b) to require candidates to file the affidavit to abide by statutory expenditure limits no later than the time to file nomination papers. This timeline is contained in §12-6(e)<sup>1</sup> and was provided for in the prior campaign spending law (§11-208(c) (2009 Replacement)). This would allow Commission staff to better implement the partial public financing program and achieve compliance with state election laws.

The bill also amends subsection (d) by adding "prosecuting attorney" to paragraph (4). Thus, the prosecuting attorney, along with state senators, state representatives, and county council members participating in the partial public financing program would be able to spend \$1.40 multiplied by the number of registered voters in the voting district. This amendment reinstates language deleted by Act 203, Sess. Laws Haw. (2005). This deletion forced the Commission to place the prosecuting attorney in the "all other offices" category of spending limit, *i.e.*, 20 cents multiplied by the number of registered voters in the voting district. This seems unreasonable given the fact that the prosecuting attorney is a county-wide office. For

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<sup>1</sup> HRS §12-6(e) provides, "Upon the showing of a certified copy of an affidavit which has been filed with the campaign spending commission pursuant to section 11-208 by a candidate who has voluntarily agreed to abide by spending limits, the chief election officer or clerk shall discount the filing fee of the candidate by the following amounts: (1) For the office of the governor and lieutenant governor -- \$675; (2) For the office of mayor -- \$450; and (3) For all other offices -- \$225."

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example, under current law, the expenditure limit for the Honolulu Prosecuting Attorney for the 2012 elections was \$81,560 while the expenditure limit for the Honolulu Mayor was \$815,602. The expenditure limit for the Hawaii County Prosecuting Attorney for the 2012 elections was \$17,978 while the expenditure limit for the Hawaii County Mayor was \$179,776. Finally, the expenditure limit for the Kauai County Prosecuting Attorney for the 2012 elections was \$7,167 while the expenditure limit for the Kauai County Mayor was \$71,672.

Section 1 of this bill is also section 9 of S.B. No. 555. S.B. No. 555 is the legislative proposal the Commission delivered to the Senate President for introduction in the Senate and the House of Representatives.

## hee2 - Kathleen

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Monday, January 28, 2013 10:11 AM  
**To:** JDLTestimony  
**Cc:** ndavlantes@aol.com  
**Subject:** \*Submitted testimony for SB30 on Jan 31, 2013 10:00AM\*

### **SB30**

Submitted on: 1/28/2013

Testimony for JDL on Jan 31, 2013 10:00AM in Conference Room 016

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Nancy Davlantes	Individual	Support	No

### Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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