# A BILL FOR AN ACT

RELATING TO CAMPAIGN SPENDING.

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

- 1 SECTION 1. Chapter 11, Hawaii Revised Statutes, is amended 2 by adding a new subpart to part XIII to be appropriately 3 designated and to read as follows: . COMPREHENSIVE PUBLIC FUNDING FOR ELECTIONS TO THE 4 5 HAWAII HOUSE OF REPRESENTATIVES 6 \$11-A Definitions. Except for terms that are specifically 7 defined in this subpart, terms that are defined under section 8 11-302 shall apply to this subpart. When used in this subpart, 9 unless the context clearly requires otherwise: "Candidate" means an individual who seeks nomination for 10 election or seeks election to the state house of 11 12 representatives. 13 "Candidate's committee" means a candidate committee, as 14 defined in section 11-302, that makes an expenditure or accepts
- 15 a contribution on behalf of a candidate for nomination for
  16 election to the state house of representatives, with the
  17 candidate's authorization.

- 1 "Certification for public funding" means the decision by
- 2 the commission that a candidate is certified to receive public
- 3 funding in accordance with this subpart.
- 4 "Certified candidate" or "publicly-funded candidate" means
- 5 a candidate who is certified by the commission as eligible for
- 6 public funding under this subpart and who agrees to abide by the
- 7 requirements of this subpart.
- 8 "Declaration of intent to seek public funding" means the
- 9 form completed by a candidate seeking public funding and the
- 10 filing of which triggers the candidate's ability to begin
- 11 collecting qualifying names and contributions.
- "District" means the respective representative district
- 13 from which the candidate seeks election.
- 14 "Excess expenditure" means the amount of public funds spent
- 15 or obligated to be spent by a publicly-funded candidate in
- 16 excess of one hundred per cent of the allocated funds for a
- 17 primary election, general election, or both.
- "General election campaign period" means the period
- 19 beginning the day after the primary election and ending on
- 20 general election day.

- 1 "General election year" means the period commencing
- 2 January 1 of an even-numbered year in which a general election
- 3 is held and ending on the general election day.
- 4 "Primary election campaign period" means the period in a
- 5 primary election year beginning with the certification for
- 6 public funding under this subpart and ending on the primary
- 7 election day.
- 8 "Public funding" or "public funds" means campaign funds
- 9 from the Hawaii election campaign fund under section 11-421,
- 10 received by an eligible candidate pursuant to this subpart.
- 11 "Qualifying contribution" means a monetary contribution
- 12 made in the form of a check or a money order accompanied by a
- 13 signed receipt that confirms that the contributor purchased the
- 14 money order, payable to the Hawaii election campaign fund for
- 15 purposes of meeting the criteria of section 11-E.
- 16 "Seed money" means contributions made to a candidate by an
- 17 individual in accordance with section 11-D and expended for the
- 18 purpose of determining campaign viability.
- 19 "Surplus campaign funds" means any campaign contributions
- 20 not spent during a prior election period by a candidate who
- 21 previously sought election as a privately-funded candidate.

1	§11-	B Applicability. There is established a public
2	funding p	rogram under this subpart for all elections to the
3	state hou	se of representatives, beginning with the 2016
4	elections	•
5	§11-	C Qualifications for public funding for state
6	represent	ative candidates. (a) A candidate may seek public
7	funding f	or the primary election campaign period if the
8	candidate	:
9	(1)	Resides in the district from which election is sought
10		as of the date of the filing of nomination papers for
11		the primary election in the general election year in
12		which the candidate seeks to be nominated or elected;
13	(2)	Is a registered voter in the district from which
14		election is sought;
15	(3)	Files a declaration of intent to seek public funding
16		with the commission between December 1 of the year
17		prior to the election year and thirty days before the
18		closing date to file nomination papers to run for the
19		office for which the candidate intends to seek
20		election;
21	(4)	Collects qualifying names and contributions in
22		accordance with section 11-E;

1	(5)	Acce	pts only the following contributions prior to
2		appl	ying for certification as a publicly-funded
3		cand	idate:
4		(A)	Seed money contributions until the candidate
5			files a declaration of intent to seek public
6			funding; and
7		(B)	Qualifying contributions that may be accepted
8			only after filing the declaration of intent to
9			seek public funding; and
10	(6)	File	s an application for certification for public
11		fund	ing with the commission.
12	(b)	A ca	ndidate is qualified to seek public funding for
13	the genera	al el	ection campaign period if the candidate:
14	(1)	Was	certified as a publicly-funded candidate during
15		the p	primary election campaign period immediately
16		prec	eding the general election in which the funds
17		unde	r this subpart are provided; and
18	(2)	Rece	ived a sufficient number of votes to appear on the
19		ball	ot in the general election or is otherwise
20		cert	ified by the county clerk to be placed on the
21		ball	ot in the general election.

1	§11-D Seed money contributions; limitations on use of seed
2	money; penalties. (a) The use of seed money shall be limited
3	to expenditures necessary to determine whether sufficient
4	support exists for a candidate to run for office as a publicly-
5	funded candidate; provided that no candidate shall be eligible
6	to receive public funds under this subpart unless the candidate
7	has received or expended at least \$ in seed money.
8	(b) The amount of seed money received, expended, or both,
9	by a candidate seeking eligibility for public funding for a
10	state representative seat shall not exceed \$3,000, which shall
11	include any personal funds, surplus campaign funds, or
12	contributions received from individuals in an aggregate amount
13	no greater than \$250 each that the candidate may choose to use.
14	(c) A candidate seeking eligibility for public funding
15	shall not accept contributions of seed money from any individual
16	whose contributions are prohibited under subpart E. All
17	contributors whose seed money has been accepted shall be issued
18	a receipt by the candidate.
19	(d) Seed money shall not be collected after the candidate
20	has filed the declaration of intent to seek public funding,
21	which shall be filed no later than thirty days prior to the
22	closing date to file nomination papers to run for the office for



- 1 which the candidate intends to seek election. The candidate
- 2 shall spend seed money only until the candidate is certified by
- 3 the commission as a publicly-funded candidate or the closing
- 4 date to file nomination papers to run for the office for which
- 5 the candidate intends to seek election, whichever occurs first.
- 6 (e) Any unspent seed money shall be deducted from the
- 7 amount of public funding provided to the certified candidate if
- 8 the certified candidate does not donate the unspent seed money
- 9 to the Hawaii election campaign fund.
- 10 (f) A certified candidate who has surplus campaign funds
- 11 from a previous election is prohibited from using those funds
- 12 for anything other than seed money pursuant to this section and
- 13 in-office constituent communications pursuant to section 11-J.
- 14 The surplus campaign funds shall be frozen and maintained in a
- 15 separate depository account from that established for the public
- 16 funds under section 11-L. The candidate shall continue to file
- 17 reports on the surplus campaign funds in accordance with subpart
- 18 E, or as otherwise may be required by the commission.
- 19 §11-E Application for public funds; qualifying names;
- 20 qualifying contributions. (a) Candidates seeking certification
- 21 for public funding for the office of state representative shall
- 22 submit an application for certification that contains at least



- 1 two hundred printed qualifying names with addresses and
- 2 signatures, of which at least two hundred fifty shall be
- 3 accompanied by a qualifying contribution of \$5, in the same
- 4 name.
- 5 (b) To be counted as a qualifying name, with or without
- 6 accompanying qualifying contribution, the name shall be from an
- 7 individual who is a registered voter and who resides within the
- 8 respective representative district from which the candidate
- 9 seeks nomination or election at the time the contribution is
- 10 given. Nothing of value shall be given to the individual in
- 11 exchange for the qualifying contribution.
- 12 (c) No qualifying name, with or without accompanying
- 13 qualifying contribution, shall be collected prior to a candidate
- 14 filing a declaration of intent to seek public funding with the.
- 15 commission.
- (d) Any receipt for a qualifying contribution shall be
- 17 made in a form prescribed by the commission pursuant to section
- **18** 11-0.
- (e) All qualifying contributions collected by a candidate,
- 20 whether or not the candidate is certified, shall be deposited
- 21 into the Hawaii election campaign fund.

- 1 (f) The application for certification shall be submitted
- 2 to the commission no later than thirty days prior to the primary
- 3 election and shall be signed by the candidate and the
- 4 candidate's campaign treasurer under penalty of perjury. The
- 5 application shall contain any other information deemed necessary
- 6 and appropriate by the commission.
- 7 §11-F Certification of qualification for public funds.
- 8 (a) The commission, in coordination with the clerk for the
- 9 county that includes the district from which election is sought,
- 10 shall verify that at least the minimum required qualifying names
- 11 and qualifying contributions were received from registered
- 12 voters in the district from which the candidate seeks office,
- 13 that the candidate resides in the district from which election
- 14 is sought as of the date of the filing of nomination papers, and
- 15 that the candidate is a registered voter in the district from
- 16 which election is sought. The clerk for the county that
- 17 includes the district from which election is sought shall
- 18 provide to the commission the information needed to make the
- 19 verification, including the names, addresses, and signatures of
- 20 registered voters in that district.
- 21 (b) The commission shall issue a decision to certify or
- 22 deny certification of a candidate as a publicly-funded candidate



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- 2 completed application for certification for the receipt of
- 3 public funds.
- 4 (c) After a candidate is certified, the candidate's
- 5 certification shall apply to both the primary and the general
- 6 elections.
- 7 (d) Initial certification and all determinations by the
- 8 commission under this section are final and conclusive, except
- 9 to the extent that they are subject to examination and audit by
- 10 the commission under section 11-434.
- 11 §11-G Public funds to be distributed to certified
- 12 candidate. (a) Each certified candidate for the office of
- 13 state representative shall receive the amount calculated
- 14 pursuant to paragraph (1) divided by the number calculated
- 15 pursuant to paragraph (2):
- 16 (1) The total amount of expenditures of winners statewide
- for the office of state representative in the previous
- 18 election period, less the sum of the expenditures of
- 19 the three winners statewide for the office of state
- 20 representative with the highest amounts of
- 21 expenditures and the expenditures of the three winners
- 22 statewide for the office of state representative with

1		the lowest amounts of expenditures in the respective
2		election in the previous election period; and
3	(2)	The total number of persons who won statewide for the
4		office of state representative in the respective
5		election in the previous election period, less six
6		persons.
7	(b)	Upon the commission's approval of the application and
8	statement	of qualifying contributions, the commission shall
9	direct th	e comptroller to distribute the public funds allowed by
10	this sect	ion from the Hawaii election campaign fund by check or,
11	when poss	ible, by an automatic transfer of funds. Public funds
12	shall be	distributed to the candidate within twenty days from
13	the date	that the candidate's initial application and qualifying
14	contribut	ion statement is approved by the commission.
15	(c)	The commission shall be under no obligation to provide
16	moneys to	a candidate if moneys in the Hawaii election campaign
17	fund are	near depletion.
18	§11-	H Contributions and expenditures; penalties. (a) A
19	certified	candidate shall comply with the following restrictions
20	on contril	outions and expenditures:

1	(1)	Upon	certification for public funding and until the
2		end (	of the general election campaign period, a
3		cand	idate shall not accept for use in the campaign:
4		(A)	Contributions from any person;
5		(B)	Loans from any person, including a certified
6			candidate;
7		(C)	Contributions from political parties; and
8		(D)	Any campaign material purchased or held from a
9			date prior to filing the declaration of intent to
10			seek public funds; and
11	(2)	Upon	certification for public funding and until the
12		end o	of the general election campaign period, a
13		candi	idate shall not expend for campaign purposes:
14		(A)	Any money except public funds issued by the
15			commission;
16		(B)	Public funds for purposes other than those
17			permitted in this subpart; and
18		(C)	Public funds outside the applicable campaign
19			period.
20	(b)	A cer	tified candidate who accepts contributions in
21	violation	of th	ais section shall be subject to a fine equal to
22	three time	es the	e public funding received, in addition to any

- 1 other action, fines, or prosecution under section 11-N and
- 2 subpart I, or any provision of the Hawaii penal code.
- 3 (c) A certified candidate who makes expenditures of more
- 4 than one hundred per cent of the public funds allocated to the
- 5 candidate shall repay to the Hawaii election campaign fund an
- 6 amount equal to three times the excess expenditures.
- 7 §11-I Publicly-funded candidate; reporting. (a) A
- 8 certified candidate and the certified candidate's committee
- 9 shall furnish to the commission complete campaign records,
- 10 including all records of seed money contributions, qualifying
- 11 contributions, and expenditures. A certified candidate shall
- 12 fully cooperate with any audit or examination by the commission.
- 13 (b) The reporting requirements for certified candidates
- 14 under this subpart or that may be required by the commission
- 15 shall be in addition to any other reporting requirement under
- 16 this part.
- 17 (c) An individual who uses seed money to determine whether
- 18 sufficient support exists to run for office as a publicly-funded
- 19 candidate who is not already registered with the commission
- 20 shall register as a candidate by filing the organizational
- 21 report required by section 11-321, within ten days of receiving

# H.B. NO. H.D. 2

- 1 more than \$100 in seed money, either from contributions or
- personal funds.
- 3 (d) All reports required by subpart D, seed money reports,
- 4 and post-election reports shall be filed with the commission.
- 5 (e) Seed money reports shall be filed with the commission
- 6 no later than:
- 7 (1) January 31 of an election year;
- **8** (2) April 30 of an election year; and
- 9 (3) Twenty days prior to the primary election.
- 10 (f) Each report shall be current through:
- 11 (1) The six-month period ending on December 31 for the
- report filed on January 31;
- 13 (2) The three-month period ending on March 31 for the
- 14 report filed on April 30; and
- 15 (3) Thirty days prior to the primary election for the
- 16 report filed twenty days prior to the primary
- 17 election.
- 18 (g) The seed money reports shall include:
- 19 (1) The candidate committee's name and address;
- 20 (2) The amount of cash on hand at the beginning of the
- 21 reporting period;

1	(3)	The reporting period and aggregate total for each of
2		the following categories:
3		(A) Contributions;
4		(B) Expenditures; and
5		(C) Other receipts; and
6	(4)	The cash on hand at the end of the reporting period.
7	(h)	Schedules filed with the seed money reports shall also
8	include:	
9	(1)	The amount and date of deposit of each contribution
10		and the name and address of each contributor who makes
11		contributions aggregating more than \$100 in an
12		election period; provided that if all the information
13		is not on file, the contribution shall be returned to
14		the contributor within thirty days of deposit;
15	(2)	All expenditures made, including the name and address
16		of each payee and the amount, date, and purpose of
17		each expenditure. Expenditures for consultants,
18		advertising agencies and similar firms, credit card
19		payments, salaries, and candidate reimbursements shall
20		be itemized to permit a reasonable person to determine
21		the ultimate intended recipient of the expenditure and
22		its purpose; and

# H.B. NO. H.D. 2

1	(3)	The amount, date of deposit, and description of other
2		receipts and the name and address of the source of
3		each of the other receipts.

- 4 Post-election reports shall be submitted to the (i) commission no later than twenty days after a primary election 5 and no later than thirty days after a general election 6 7 certifying that all public funds paid to the certified candidate 8 have been used as required by this subpart. The reports shall 9 include information regarding all expenditures made, including 10 the name and address of each payee and the amount, date, and 11 purpose of each expenditure. Expenditures for consultants, 12 advertising agencies and similar firms, credit card payments, salaries, and candidate reimbursements shall be itemized to 13 14 permit a reasonable person to determine the ultimate intended 15 recipient of the expenditure and its purpose.
- (j) All certified candidates shall file the reports
  required under this subpart by electronic means in the manner
  prescribed by the commission.

#### 19 §11-J Publicly-funded candidate; continuing obligation.

(a) A certified candidate shall comply with all requirements
under this subpart through the general election campaign period,
except as provided in subsection (d), regardless of whether the



- 1 certified candidate maintains eligibility for public funding in
- 2 the general election campaign period.
- 3 (b) Any surplus campaign funds up to \$4,000 for a
- 4 certified candidate elected to the office sought may be carried
- 5 over to pay for in-office constituent communications.
- 6 Expenditures for these communications shall not exceed \$2,000
- 7 per year or \$4,000 for a two-year term.
- 8 (c) If the total surplus for a certified candidate who is
- 9 elected to office falls under \$4,000, subsection (d)
- 10 notwithstanding, the office holder shall be allowed to raise the
- 11 difference with private contributions pursuant to subpart E in
- 12 an aggregate amount of \$2,000 per year; provided that the
- 13 contributions are received from an individual and each
- 14 individual shall be limited to contributing \$250 for the
- 15 election period.
- 16 (d) Except for seed money contributions and qualifying
- 17 contributions, a certified candidate who is elected to the
- 18 office sought shall not accept private contributions from any
- 19 person until either September 1 of the next odd-numbered year
- 20 following the general election in which the candidate was last
- 21 elected, or the date when the commission determines there are
- 22 insufficient funds under section 11-P, whichever occurs earlier.



- 1 (e) If a certified candidate withdraws from seeking the
- 2 nomination for or from the election, all unexpended public funds
- 3 received by the candidate under this subpart shall be returned
- 4 to the Hawaii election campaign fund within thirty days after
- 5 withdrawal.
- 6 (f) A certified candidate who is successful in the primary
- 7 election may carry over any unexpended public funds to the
- 8 general election; provided that the certified candidate has an
- 9 opponent in the general election. If the certified candidate
- 10 does not have an opponent in the general election, the certified
- 11 candidate shall return all unexpended public funds received by
- 12 the certified candidate under this subpart to the Hawaii
- 13 election campaign fund within thirty days after the primary
- 14 election.
- 15 (q) A certified candidate who is not successful in the
- 16 primary or general election shall return all unexpended public
- 17 funds received by the certified candidate under this subpart to
- 18 the Hawaii election campaign fund within thirty days after the
- 19 election in which the candidate was not successful.
- 20 §11-K Public funding; permitted uses. (a) Public funds
- 21 shall be used only for the purpose of defraying expenses
- 22 directly related to the certified candidate's campaign during

- 1 the election campaign period for which the public funds are
- 2 allocated.
- 3 (b) A candidate receiving funds under this subpart or the
- 4 candidate's campaign treasurer shall not transfer any portion of
- 5 the funds provided under this subpart to any other candidate for
- 6 another campaign.
- 7 §11-L Deposit of, and access to, public funds. (a) All
- 8 public funds and seed money received by a certified candidate
- 9 shall be deposited directly into a depository institution as
- 10 provided under section 11-351(a) and accessed through the use of
- 11 debit cards and bank checks. No expenditure of public funds
- 12 received under this subpart shall be made except by debit cards
- 13 or checks drawn on such checking account.
- (b) All reports required under subpart D and this subpart
- 15 for financial disclosure shall include the most recent,
- 16 available bank statement from the financial depository holding
- 17 the public funds, as attested to by the candidate's committee.
- 18 §11-M Deposit of money into the Hawaii election campaign
- 19 fund. The following moneys shall be deposited into the Hawaii
- 20 election campaign fund established under section 11-421:
- 21 (1) Appropriations made by the legislature for the
- 22 purposes of this subpart;

1	(2)	Excess seed money contributions;
2	(3)	Qualifying contributions, including any excess
3		qualifying contributions of certified candidates;
4	(4)	Unspent public funds distributed to any certified
5		candidate;
6	(5)	Fines levied by the commission for violation of this
7		subpart; and
8	(6)	Voluntary donations made for the purposes of this
9		subpart.
10	§11-	N Violations; penalties. Any candidate who knowingly
11	seeks or	receives public funding to fraudulently qualify for or
12	receive p	ublic funding shall:
13	(1)	Have the candidate's certification for public funding
14		revoked. Upon revocation of certification, the
15		certified candidate shall repay all public funds
16		received within ten business days to the Hawaii
17		election campaign fund; and
18	(2)	Be subject to fines and penalties as specifically
19		provided in this subpart and other fines or penalties
20		pursuant to sections 11-410 and 11-412 and the Hawaii
21		penal code.

- 1 §11-0 Forms; receipts; candidate guide. The campaign
- 2 spending commission shall create and publish all forms and
- 3 receipts required as well as a candidates' guide to the public
- 4 funding program that shall include an explanation of rules and
- 5 procedures applicable to candidates.
- 6 §11-P Sufficiency of funding for comprehensive public
- 7 funding. On September 1 of each odd-numbered year before a
- 8 general election year, the commission shall determine whether
- 9 there is a minimum of \$3,500,000 in the Hawaii election campaign
- 10 fund established under section 11-421 to certify candidates
- 11 during the next election and provide funding for the
- 12 comprehensive public funding for elections authorized under this
- 13 subpart.
- 14 If the commission determines that there is sufficient
- 15 funding, then within five business days, the commission shall
- 16 publish notice statewide, pursuant to section 1-28.5, that the
- 17 comprehensive public funding program shall become effective on
- 18 January 1 of the following year. If there is insufficient
- 19 funding, this subpart shall be inoperative."
- 20 SECTION 2. Section 11-421, Hawaii Revised Statutes, is
- 21 amended by amending subsections (b) and (c) to read as follows:
- "(b) The fund shall consist of:

1	(1)	All moneys collected from persons who have designated
2		a portion of their income tax liability to the fund as
3		provided in section 235-102.5(a);
4	(2)	Any general fund appropriations; [and]
5	(3)	All moneys designated for deposit into the fund
6		pursuant to section 11-M; and
7	[ <del>(3)</del> ]	(4) Other moneys collected pursuant to this part.
8	(c)	Moneys in the fund shall be paid to candidates by the
9	comptrolle	er as prescribed in [section] sections 11-431 and 11-
10	G(b) and r	may be used for the commission's operating expenses,
11	including	staff salaries and fringe benefits."
12	SECT	ION 3. Section 11-423, Hawaii Revised Statutes, is
13	amended by	y amending subsection (d) to read as follows:
14	"(d)	From January 1 of the year of any primary, special,
15	or general	l election, the aggregate expenditures for each
16	election b	by a candidate who voluntarily agrees to limit campaign
17	expenditu	res, inclusive of all expenditures made or authorized
18	by the car	ndidate alone, all treasurers, the candidate committee,
19	and noncar	ndidate committees on the candidate's behalf, shall not
20	exceed the	e following amounts expressed, respectively multiplied
21	by the num	mber of voters in the last preceding general election
22	registered	d to vote in each respective voting district:

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         (1) For the office of governor - $2.50;
         (2) For the office of lieutenant governor - $1.40;
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         (3)] (1) For the office of mayor - $2.00;
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         [\frac{4}{4}] (2) For the [offices of state senator, state
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               representative, and] office of county council member -
 6
               $1.40; and
 7
         \left[\frac{(5)}{(5)}\right] (3) For all other offices - 20 cents."
         SECTION 4. Section 11-425, Hawaii Revised Statutes, is
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    amended by amending subsections (a) and (b) to read as follows:
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               The maximum amount of public funds available in each
    election to a candidate for the office of [governor, lieutenant
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    governor, or] mayor shall not exceed ten per cent of the
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    expenditure limit established in section 11-423(d) for each
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    election.
          (b) The maximum amount of public funds available in each
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    election to a candidate for the office of [state senator, state
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    representative, county council member[, and] or prosecuting
    attorney shall not exceed fifteen per cent of the expenditure
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    limit established in section 11-423(d) for each election."
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         SECTION 5. Section 11-429, Hawaii Revised Statutes, is
    amended by amending subsection (a) to read as follows:
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1	"(a)	As	a condition of receiving public funds for a
2	primary o	r gen	eral election, a candidate shall not be unopposed
3	in any el	ectic	on from which public funds are sought, shall have
4	filed an	affid	avit with the commission pursuant to section
5	11-423 to	volu	ntarily limit the candidate's campaign
6	expenditu	res,	and shall be in receipt of the following sum of
7	qualifyin	g con	tributions from individual residents of Hawaii:
8	[ <del>(1)</del>	For	the office of governor - qualifying contributions
9		that	in the aggregate exceed \$100,000;
10	<del>(2)</del>	For	the office of lieutenant governor - qualifying
11		cont	ributions that in the aggregate exceed \$50,000;
12	<del>(3)</del> -]	(1)	For the office of mayor for each respective
13		coun	ty:
14		(A)	City and County of Honolulu - qualifying
15			contributions that in the aggregate exceed
16			\$50,000;
17		(B)	County of Hawaii — qualifying contributions that
18			in the aggregate exceed \$15,000;
19		(C)	County of Maui - qualifying contributions that in
20			the aggregate exceed \$10,000; and
21		(D)	County of Kauai - qualifying contributions that
22			in the aggregate exceed \$5,000;

1	[ <del>(4)</del> ]	(2)	For the office of prosecuting attorney for each
2		res	pective county:
3		(A)	City and County of Honolulu - qualifying
4			contributions that in the aggregate exceed
5			\$30,000;
6		(B)	County of Hawaii - qualifying contributions that
7			in the aggregate exceed \$10,000; and
8		(C)	County of Kauai - qualifying contributions that
9			in the aggregate exceed \$5,000;
10	[ <del>(5)</del> ]	(3)	For the office of county council - for each
11		resp	pective county:
12		(A)	City and County of Honolulu - qualifying
13			contributions that in the aggregate exceed
14			\$5,000;
15		(B)	County of Hawaii - qualifying contributions that
16			in the aggregate exceed \$1,500;
17		(C)	County of Maui - qualifying contributions that in
18			the aggregate exceed \$5,000; and
19		(D)	County of Kauai - qualifying contributions that
20			in the aggregate exceed \$3,000;
21	[ <del>(6)</del>	For	the office of state senator - qualifying
22		cont	ributions that, in the aggregate exceed \$2,500;

1	(7) For the office of state representative - qualifying
2	contributions that, in the aggregate, exceed \$1,500;
3	$\frac{(8)}{(4)}$ For the office of Hawaiian affairs — qualifying
4	contributions that, in the aggregate, exceed \$1,500;
5	and
6	$[\frac{(9)}{(5)}]$ For all other offices, qualifying contributions
7	that, in the aggregate, exceed \$500."
8	SECTION 6. Section 11-431, Hawaii Revised Statutes, is
9	amended by amending subsection (a) to read as follows:
10	"(a) Upon the commission's approval of the application and
11	statement of qualifying contributions, the commission shall
12	direct the comptroller to distribute matching public funds up to
13	the maximum amount of public funds allowed by section $11-425\left[\begin{array}{c} -\end{array}\right]$
14	by check or, when possible, by an automatic transfer of funds.
15	Public funds shall be distributed to the candidate within twenty
16	days from the date that the candidate's initial application and
17	qualifying contribution statement is approved by the
18	commission."
19	SECTION 7. The campaign spending commission shall submit a
20	report of its findings and recommendations, including any
21	proposed legislation, to the legislature not later than twenty
22	days prior to the convening of the regular session of 2016 on
	HR1481 SD2 IPR 13-2494 doc

- 1 further statutory amendments to facilitate the implementation of
- 2 this Act.
- 3 SECTION 8. There is appropriated out of the general
- 4 revenues of the State of Hawaii the sum of \$ or so
- 5 much thereof as may be necessary for fiscal year 2015-2016 and
- 6 the same sum or so much thereof as may be necessary for fiscal
- 7 year 2016-2017 for deposit into the Hawaii election campaign
- 8 fund under section 11-421, Hawaii Revised Statutes.
- 9 The sums appropriated shall be disbursed by the campaign
- 10 spending commission consistent with chapter 11, part XIII,
- 11 subpart , Hawaii Revised Statutes, and the purposes of this
- 12 Act.
- 13 SECTION 9. There is appropriated out of the Hawaii
- 14 election campaign fund under section 11-421, Hawaii Revised
- 15 Statutes, the sum of \$ or so much thereof as may be
- 16 necessary for fiscal year 2015-2016 and the same sum or so much
- 17 thereof as may be necessary for fiscal year 2016-2017 in
- 18 preparing for the public funding of candidates in elections
- 19 taking place in 2016, including (FTE) full-time,
- 20 temporary positions.
- The sums appropriated shall be expended by the campaign
- 22 spending commission for the purposes of this Act.



- 1 SECTION 10. In codifying the new sections added by section
- 2 1 of this Act, the revisor of statutes shall substitute
- 3 appropriate section numbers for the letters used in designating
- 4 the new sections in this Act.
- 5 SECTION 11. Statutory material to be repealed is bracketed
- 6 and stricken. New statutory material is underscored.
- 7 SECTION 12. This Act shall take effect on July 1, 2050.

#### Report Title:

Campaign Spending Commission; Partial Public Financing; Appropriation

#### Description:

Creates public funding program of candidates for the offices of state representative. Repeals provisions under the existing partial public financing program specifically applicable to candidates for the offices of governor, lieutenant governor, state senator, and state representative pertaining to campaign expenditure limits, maximum amounts of public funding, and minimum amounts of qualifying contributions. Appropriates funds to the campaign spending commission to prepare for the public financing of elections in 2016, including staff support. Effective 07/01/2050. (SD2)

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