
A BILL FOR AN ACT

RELATING TO CAMPAIGN SPENDING.

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

1 SECTION 1. Section 11-426, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "~~§~~11-426~~§~~ **Candidate exceeds voluntary expenditure**
4 **limit.** A candidate who files the affidavit agreeing to limit
5 expenditures and who exceeds the expenditure limit for that
6 election shall:

7 (1) Notify all opponents, the ~~[chief election officer,]~~
8 office of elections, and the commission by telephone
9 and writing on the day the expenditure limit is
10 exceeded;

11 (2) Pay the balance of the full filing fee; and

12 (3) Provide reasonable notice to all contributors within
13 thirty days of exceeding the limit that the
14 expenditure limit was exceeded ~~[and contributions to~~
15 ~~the candidate no longer qualify for a state income tax~~
16 ~~deduction]."~~

17 SECTION 2. Section 11-424, Hawaii Revised Statutes, is
18 repealed.



1 ~~["§11-424] Tax deduction for qualifying contributions.~~

2 ~~(a) An individual resident of Hawaii may claim a state income~~
3 ~~tax deduction pursuant to section 235-7(g)(2), for contributions~~
4 ~~to a candidate who files an affidavit pursuant to section 11-423~~
5 ~~and does not exceed the expenditure limit. Canceled checks or~~
6 ~~copies of the same shall be considered adequate receipt forms to~~
7 ~~attach to the tax form to claim the credit.~~

8 ~~(b) The commission shall forward a certified copy of the~~
9 ~~affidavit to the director of taxation.~~

10 ~~(c) If a candidate has not filed the affidavit pursuant to~~
11 ~~section 11-423, the candidate shall inform all contributors in~~
12 ~~writing immediately upon receipt of the contribution that they~~
13 ~~are not entitled to a tax deduction for their contributions to~~
14 ~~the candidate. The director of taxation shall not allow any~~
15 ~~contributor to take a deduction, pursuant to section 235-~~
16 ~~7(g)(2), for any contribution to a candidate for a statewide or~~
17 ~~county office who has not filed the affidavit pursuant to~~
18 ~~section 11-423."]~~

19 SECTION 3. Statutory material to be repealed is bracketed
20 and stricken. New statutory material is underscored.

21 SECTION 4. This Act shall take effect upon its approval.



Report Title:

Campaign Spending Commission Package; Expenditure Limits

Description:

Makes housekeeping amendments to the Partial Public Campaign Financing laws by requiring notice to the Office of Elections upon exceeding campaign expenditure limits and repealing references to an obsolete tax credit for campaign contributors.
(SB2118 HD1)

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