

---

---

# 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:

4           " . COMPREHENSIVE PUBLIC FUNDING FOR ELECTIONS TO THE  
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:

10           "Candidate" means an individual who seeks nomination for  
11 election or seeks election to the state house of  
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, the filing  
10 of which triggers the candidate's ability to begin collecting  
11 qualifying names and contributions.

12 "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.

18 "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 January  
2 1 of an even-numbered year in which a general election is held  
3 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 program under this subpart for all elections to the  
3 state house of representatives, beginning with the 2018  
4 elections.

5           §11-C Qualifications for public funding for candidates for  
6 state representative. (a) A candidate may seek public funding  
7 for the primary election campaign period if the candidate:

- 8           (1) Resides in the district from which election is sought  
9                as of the date of the filing of nomination papers for  
10               the primary election in the general election year in  
11               which the candidate seeks to be nominated or elected;
- 12           (2) Is a registered voter in the district from which  
13               election is sought;
- 14           (3) Files a declaration of intent to seek public funding  
15               with the commission between December 1 of the year  
16               prior to the election year and thirty days before the  
17               closing date to file nomination papers to run for the  
18               office for which the candidate intends to seek  
19               election;
- 20           (4) Collects qualifying names and contributions in  
21               accordance with section 11-E;



1           (5) Accepts only the following contributions prior to  
2           applying for certification as a publicly-funded  
3           candidate:

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) Files an application for certification for public  
11          funding with the commission.

12          (b) A candidate is qualified to seek public funding for  
13 the general election campaign period if the candidate:

14          (1) Was certified as a publicly-funded candidate during  
15          the primary election campaign period immediately  
16          preceding the general election in which the funds  
17          under this subpart are provided; and

18          (2) Received a sufficient number of votes to appear on the  
19          ballot in the general election or is otherwise  
20          certified by the county clerk to be placed on the  
21          ballot 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 shall not  
10 exceed \$3,000, which shall include any personal funds, surplus  
11 campaign funds, or contributions received from individuals in an  
12 aggregate amount no greater than \$250 each that the candidate  
13 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 or for which  
17 the information required to be reported pursuant to section 11-  
18 I(h) is not available. The candidate or candidate's committee  
19 shall record all information required for reporting under  
20 section 11-I(h). If this information has not been recorded by  
21 the thirtieth day after the contribution was received, the



1 contribution shall be returned to the contributor. All  
2 contributors whose seed money has been accepted shall be issued  
3 a receipt by the candidate.

4 (d) Seed money shall not be collected after the candidate  
5 has filed the declaration of intent to seek public funding,  
6 which shall be filed no later than thirty days prior to the  
7 closing date to file nomination papers to run for the office for  
8 which the candidate intends to seek election. The candidate  
9 shall spend seed money only until the candidate is certified by  
10 the commission as a publicly-funded candidate or the closing  
11 date to file nomination papers to run for the office for which  
12 the candidate intends to seek election, whichever occurs first.

13 (e) Any unspent seed money shall be deducted from the  
14 amount of public funding provided to the certified candidate if  
15 the certified candidate does not donate the unspent seed money  
16 to the Hawaii election campaign fund.

17 (f) A certified candidate who has surplus campaign funds  
18 from a previous election is prohibited from using those funds  
19 for anything other than seed money pursuant to this section and  
20 in-office constituent communications pursuant to section 11-J.  
21 The surplus campaign funds shall be frozen and maintained in a



1 separate depository account from that established for the public  
2 funds under section 11-L. The candidate shall continue to file  
3 reports on the surplus campaign funds in accordance with subpart  
4 E, or as otherwise may be required by the commission.

5       §11-E Application for public funds; qualifying names;  
6 qualifying contributions. (a) Candidates seeking certification  
7 for public funding shall submit an application for certification  
8 that contains at least two hundred fifty printed qualifying  
9 names with addresses and signatures, of which at least two  
10 hundred shall be accompanied by a qualifying contribution of \$5,  
11 in the same name. Nothing of value shall be given to the  
12 individual in exchange for the qualifying contribution.

13       (b) To be counted as a qualifying name, with or without  
14 accompanying qualifying contribution, the name shall be that of  
15 an individual who is a registered voter and who resides within  
16 the respective district from which the candidate seeks  
17 nomination or election at the time the contribution is given.

18       (c) No candidate shall collect any qualifying name, with  
19 or without accompanying qualifying contribution, prior to filing  
20 a declaration of intent to seek public funding with the  
21 commission.





1 (d) A receipt in a form prescribed by the commission  
2 pursuant to section 11-0 shall be issued to the contributor for  
3 each qualifying contribution.

4 (e) All qualifying contributions collected by a candidate,  
5 whether or not the candidate is certified, shall be deposited  
6 into the Hawaii election campaign fund.

7 (f) The application for certification shall be submitted  
8 to the commission no later than thirty days prior to the primary  
9 election and shall be signed by the candidate and the  
10 candidate's campaign treasurer under penalty of perjury. The  
11 application shall contain any other information deemed necessary  
12 and appropriate by the commission.

13 **§11-F Certification of qualification for public funds.**

14 (a) The commission, in coordination with the relevant country  
15 clerk for the district from which election is sought, shall  
16 verify that the candidate received at least the minimum required  
17 qualifying names and qualifying contributions as specified in  
18 section 11-E, that the candidate resides in the district from  
19 which election is sought as of the date of the filing of  
20 nomination papers, and that the candidate is a registered voter  
21 in the district from which election is sought. The county clerk



1 shall provide all information required to verify qualifying  
2 names and contributions and the candidate's residency and voter  
3 registration status, including the names, addresses, and  
4 signatures of registered voters in that district.

5 (b) The commission shall issue a decision to certify or  
6 deny certification of a candidate as a publicly-funded candidate  
7 within ten business days following receipt of the candidate's  
8 completed application for certification.

9 (c) After a candidate is certified, the candidate's  
10 certification shall apply to both the primary and the general  
11 elections.

12 (d) Initial certification and all determinations by the  
13 commission under this section shall be final and conclusive,  
14 except to the extent that they are subject to examination and  
15 audit by the commission under section 11-434.

16 **§11-G Public funds to be distributed to certified**  
17 **candidate.** (a) Except as provided in subsection (b), each  
18 certified candidate shall receive the amount calculated pursuant  
19 to paragraph (1) divided by the number calculated pursuant to  
20 paragraph (2):



1           (1) The total amount of expenditures of winners statewide  
2           for the office of state representative in the previous  
3           election period, less the sum of:  
4           (A) The expenditures of the three winners statewide  
5           for the office of state representative with the  
6           highest amounts of expenditures; and  
7           (B) The expenditures of the three winners statewide  
8           for the office of state representative with the  
9           lowest amounts of expenditures,  
10          in the respective election in the previous election  
11          period; and  
12          (2) The total number of persons who won statewide for the  
13          office of state representative in the respective  
14          election in the previous election period, less six  
15          persons.  
16          (b) There shall be a total amount of \$500,000 available  
17          for distribution to all certified candidates statewide in each  
18          election year. If the total amount of funds to be distributed  
19          in any election year to all certified candidates, as calculated  
20          pursuant to subsection (a), exceeds \$500,000, the commission  
21          shall divide \$500,000 by the total number of certified



1 candidates statewide to determine the amount that each certified  
2 candidate shall receive.

3 (c) Upon the commission's certification of the candidate,  
4 the commission shall direct the comptroller to distribute the  
5 public funds allowed by this section from the Hawaii election  
6 campaign fund by check or, when possible, by an automatic  
7 transfer of funds. Public funds shall be distributed to the  
8 candidate within twenty days from the date that the candidate  
9 was certified.

10 (d) The commission shall be under no obligation to provide  
11 moneys to a candidate if moneys in the Hawaii election campaign  
12 fund are near depletion.

13 §11-H Contributions and expenditures; penalties. (a) A  
14 certified candidate shall comply with the following restrictions  
15 on contributions and expenditures:

16 (1) Upon certification for public funding and until the  
17 end of the general election campaign period, a  
18 candidate shall not accept for use in the campaign:

19 (A) Contributions from any person;

20 (B) Loans from any person, including a certified  
21 candidate;



- 1 (C) Contributions from political parties; and
- 2 (D) Any campaign material purchased or held from a
- 3 date prior to filing the declaration of intent to
- 4 seek public funds; and
- 5 (2) Upon certification for public funding and until the
- 6 end of the general election campaign period, a
- 7 candidate shall not expend for campaign purposes:
- 8 (A) Any money except public funds issued by the
- 9 commission;
- 10 (B) Public funds for purposes other than those
- 11 permitted in this subpart; and
- 12 (C) Public funds outside the applicable campaign
- 13 period.
- 14 (b) A certified candidate who accepts contributions in
- 15 violation of this section shall be subject to a fine equal to
- 16 three times the public funding received, in addition to any
- 17 other action, fines, or prosecution under section 11-N and
- 18 subpart I, or any provision of the Hawaii penal code.
- 19 (c) A certified candidate who makes expenditures of more
- 20 than one hundred per cent of the public funds allocated to the



1 candidate shall repay to the Hawaii election campaign fund an  
2 amount equal to three times the excess expenditures.

3 §11-I Publicly-funded candidate; reporting. (a) A  
4 certified candidate and the certified candidate's committee  
5 shall furnish to the commission complete campaign records,  
6 including all records of seed money contributions, qualifying  
7 contributions, and expenditures. A certified candidate shall  
8 fully cooperate with any audit or examination by the commission.

9 (b) The reporting requirements for certified candidates  
10 under this subpart or that may be required by the commission  
11 shall be in addition to any other reporting requirement under  
12 this part.

13 (c) An individual who uses seed money to determine whether  
14 sufficient support exists to run for office as a publicly-funded  
15 candidate who is not already registered with the commission  
16 shall register as a candidate by filing the organizational  
17 report required by section 11-321, within ten days of receiving  
18 more than \$100 in seed money, either from contributions or  
19 personal funds.

20 (d) All reports required by subpart D, seed money reports,  
21 and post-election reports shall be filed with the commission.



1 (e) Seed money reports shall be filed with the commission  
2 no later than:

- 3 (1) January 31 of an election year;
- 4 (2) April 30 of an election year; and
- 5 (3) Twenty days prior to the primary election.

6 (f) Each report shall be current through:

- 7 (1) The six-month period ending on December 31 for the  
8 report filed on January 31;
- 9 (2) The three-month period ending on March 31 for the  
10 report filed on April 30; and
- 11 (3) Thirty days prior to the primary election for the  
12 report filed twenty days prior to the primary  
13 election.

14 (g) The seed money reports shall include:

- 15 (1) The candidate committee's name and address;
- 16 (2) The amount of cash on hand at the beginning of the  
17 reporting period;
- 18 (3) The reporting period and aggregate total for each of  
19 the following categories:
  - 20 (A) Contributions;
  - 21 (B) Expenditures; and



- 1 (C) Other receipts; and
- 2 (4) The cash on hand at the end of the reporting period.
- 3 (h) Schedules filed with the seed money reports shall also
- 4 include:
  - 5 (1) The amount and date of deposit of each contribution
  - 6 and the name and address of each contributor who makes
  - 7 contributions aggregating more than \$100 in an
  - 8 election period;
  - 9 (2) All expenditures made, including the name and address
  - 10 of each payee and the amount, date, and purpose of
  - 11 each expenditure. Expenditures for consultants,
  - 12 advertising agencies and similar firms, credit card
  - 13 payments, salaries, and candidate reimbursements shall
  - 14 be itemized to permit a reasonable person to determine
  - 15 the ultimate intended recipient of the expenditure and
  - 16 its purpose; and
  - 17 (3) The amount, date of deposit, and description of other
  - 18 receipts and the name and address of the source of
  - 19 each of the other receipts.
  - 20 (i) Post-election reports shall be submitted to the
  - 21 commission no later than twenty days after a primary election





1 and no later than thirty days after a general election  
2 certifying that all public funds paid to the certified candidate  
3 have been used as required by this subpart. The reports shall  
4 include information regarding all expenditures made, including  
5 the name and address of each payee and the amount, date, and  
6 purpose of each expenditure. Expenditures for consultants,  
7 advertising agencies and similar firms, credit card payments,  
8 salaries, and candidate reimbursements shall be itemized to  
9 permit a reasonable person to determine the ultimate intended  
10 recipient of the expenditure and its purpose.

11 (j) All certified candidates shall file the reports  
12 required under this subpart by electronic means in the manner  
13 prescribed by the commission.

14 **§11-J Publicly-funded candidate; continuing obligation.**

15 (a) A certified candidate shall comply with all requirements  
16 under this subpart through the general election campaign period,  
17 except as provided in subsection (d), regardless of whether the  
18 certified candidate maintains eligibility for public funding in  
19 the general election campaign period.

20 (b) Any surplus campaign funds up to \$4,000 for a  
21 certified candidate elected to the office sought may be carried



1 over to pay for in-office constituent communications.  
2 Expenditures for these communications shall not exceed \$2,000  
3 per year or \$4,000 for a two-year term.

4 (c) If the total surplus for a certified candidate who is  
5 elected to office falls under \$4,000, subsection (d)  
6 notwithstanding, the office holder shall be allowed to raise the  
7 difference with private contributions pursuant to subpart E in  
8 an aggregate amount of \$2,000 per year; provided that the  
9 contributions are received from an individual and each  
10 individual shall be limited to contributing \$250 for the  
11 election period.

12 (d) Except for seed money contributions and qualifying  
13 contributions, a certified candidate who is elected to office  
14 shall not accept private contributions from any person until  
15 either September 1 of the next odd-numbered year following the  
16 general election in which the candidate was last elected, or the  
17 date when the commission determines there are insufficient funds  
18 under section 11-P, whichever occurs earlier.

19 (e) If a certified candidate withdraws from seeking the  
20 nomination for or from the election, all unexpended public funds  
21 received by the candidate under this subpart shall be returned



1 to the Hawaii election campaign fund within thirty days after  
2 withdrawal.

3 (f) A certified candidate who is successful in the primary  
4 election may carry over any unexpended public funds to the  
5 general election; provided that the certified candidate has an  
6 opponent in the general election. If the certified candidate  
7 does not have an opponent in the general election, the certified  
8 candidate shall return all unexpended public funds received by  
9 the certified candidate under this subpart to the Hawaii  
10 election campaign fund within thirty days after the primary  
11 election.

12 (g) A certified candidate who is not successful in the  
13 primary or general election shall return all unexpended public  
14 funds received by the certified candidate under this subpart to  
15 the Hawaii election campaign fund within thirty days after the  
16 election in which the candidate was not successful.

17 §11-K Public funding; permitted uses. (a) Public funds  
18 shall be used only for the purpose of defraying expenses  
19 directly related to the certified candidate's campaign during  
20 the election campaign period for which the public funds are  
21 allocated.



1           (b) A candidate receiving funds under this subpart or the  
2 candidate's campaign treasurer shall not transfer any portion of  
3 the funds provided under this subpart to any other candidate for  
4 another campaign.

5           §11-L Deposit of, and access to, public funds. (a) All  
6 public funds and seed money received by a certified candidate  
7 shall be deposited directly into a depository institution as  
8 provided under section 11-351(a) and accessed through the use of  
9 debit cards and bank checks. No expenditure of public funds  
10 received under this subpart shall be made except by debit cards  
11 or checks drawn on the account.

12           (b) All reports for financial disclosure required under  
13 subpart D and this subpart shall include the most recent,  
14 available bank statement from the financial depository holding  
15 the public funds, as attested to by the candidate's committee.

16           §11-M Deposit of money into the Hawaii election campaign  
17 fund. The following moneys shall be deposited into the Hawaii  
18 election campaign fund established under section 11-421:

- 19           (1) Appropriations made by the legislature for the  
20               purposes of this subpart;
- 21           (2) Excess seed money contributions;



- 1           (3) Qualifying contributions, including any excess
- 2                   qualifying contributions of certified candidates;
- 3           (4) Unspent public funds distributed to any certified
- 4                   candidate;
- 5           (5) Fines levied by the commission for violation of this
- 6                   subpart; and
- 7           (6) Voluntary donations made for the purposes of this
- 8                   subpart.

9           §11-N Violations; penalties. Any candidate who knowingly  
10 seeks or receives contributions, attempts to take any action, or  
11 takes any action to fraudulently qualify for or receive public  
12 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-O 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, so that the commission  
11 has sufficient funds available to certify candidates during the  
12 next election and provide up to \$500,000 total funding for the  
13 comprehensive public funding for elections authorized under this  
14 subpart as well as to provide sufficient funding for the partial  
15 public financing of elections pursuant to subpart J.

16           If the commission determines that there is sufficient  
17 funding, then within five business days, the commission shall  
18 publish notice statewide, pursuant to section 1-28.5, that the  
19 comprehensive public funding program shall become effective on  
20 January 1 of the following year. If there is insufficient  
21 funding, this subpart shall be inoperative."



1 SECTION 2. Chapter 11, Hawaii Revised Statutes, is amended  
2 by adding a new section to subpart J of part XIII to be  
3 appropriately designated and to read as follows:

4 "§11- Applicability to elections for state  
5 representative. No provision of this subpart shall apply to any  
6 election to the state house of representatives, except as  
7 expressly provided in subpart ."

8 SECTION 3. Section 11-421, Hawaii Revised Statutes, is  
9 amended by amending subsections (b) and (c) to read as follows:

10 "(b) The fund shall consist of:

11 (1) All moneys collected from persons who have designated  
12 a portion of their income tax liability to the fund as  
13 provided in section 235-102.5(a);

14 (2) Any general fund appropriations; [~~and~~]

15 (3) All moneys designated for deposit into the fund  
16 pursuant to section 11-M; and

17 [~~(3)~~] (4) Other moneys collected pursuant to this part.

18 (c) Moneys in the fund shall be paid to candidates by the  
19 comptroller as prescribed in [~~section~~] sections 11-431 and 11-  
20 G(c) and may be used for the commission's operating expenses,  
21 including staff salaries and fringe benefits."



1 SECTION 4. Section 11-423, Hawaii Revised Statutes, is  
2 amended by amending subsection (d) to read as follows:

3 "(d) From January 1 of the year of any primary, special,  
4 or general election, the aggregate expenditures for each  
5 election by a candidate who voluntarily agrees to limit campaign  
6 expenditures, inclusive of all expenditures made or authorized  
7 by the candidate alone, all treasurers, the candidate committee,  
8 and noncandidate committees on the candidate's behalf, shall not  
9 exceed the following amounts expressed, respectively multiplied  
10 by the number of voters in the last preceding general election  
11 registered to vote in each respective voting district:

- 12 (1) For the office of governor - \$2.50;  
13 (2) For the office of lieutenant governor - \$1.40;  
14 (3) For the office of mayor - \$2.00;  
15 (4) For the offices of state senator, [~~state~~  
16 ~~representative,~~] county council member, and  
17 prosecuting attorney - \$1.40; and  
18 (5) For all other offices, except the office of state  
19 representative - 20 cents."

20 SECTION 5. Section 11-425, Hawaii Revised Statutes, is  
21 amended follows:





1           1. By amending subsection (b) to read:

2           "(b) The maximum amount of public funds available in each  
3 election to a candidate for the office of state senator, [~~state~~  
4 ~~representative,~~] county council member[~~,~~—and] or prosecuting  
5 attorney shall not exceed fifteen per cent of the expenditure  
6 limit established in section 11-423(d) for each election."

7           2. By amending subsection (d) to read:

8           "(d) For all other offices, excluding the office of state  
9 representative, the maximum amount of public funds available to  
10 a candidate shall not exceed \$100 in any election year."

11           SECTION 6. Section 11-429, Hawaii Revised Statutes, is  
12 amended by amending subsection (a) to read as follows:

13           "(a) As a condition of receiving public funds for a  
14 primary or general election, a candidate shall not be unopposed  
15 in any election for which public funds are sought, shall have  
16 filed an affidavit with the commission pursuant to section 11-  
17 423 to voluntarily limit the candidate's campaign expenditures,  
18 and shall be in receipt of the following sum of qualifying  
19 contributions from individual residents of Hawaii:

20           (1) For the office of governor – qualifying contributions  
21           that in the aggregate exceed \$100,000;



- 1           (2) For the office of lieutenant governor – qualifying
- 2                   contributions that in the aggregate exceed \$50,000;
- 3           (3) For the office of mayor for each respective county:
- 4                   (A) City and County of Honolulu – qualifying
- 5                           contributions that in the aggregate exceed
- 6                           \$50,000;
- 7                   (B) County of Hawaii – qualifying contributions that
- 8                           in the aggregate exceed \$15,000;
- 9                   (C) County of Maui – qualifying contributions that in
- 10                           the aggregate exceed \$10,000; and
- 11                   (D) County of Kauai – qualifying contributions that
- 12                           in the aggregate exceed \$5,000;
- 13           (4) For the office of prosecuting attorney for each
- 14                   respective county:
- 15                   (A) City and County of Honolulu – qualifying
- 16                           contributions that in the aggregate exceed
- 17                           \$30,000;
- 18                   (B) County of Hawaii – qualifying contributions that
- 19                           in the aggregate exceed \$10,000; and
- 20                   (C) County of Kauai – qualifying contributions that
- 21                           in the aggregate exceed \$5,000;



- 1           (5) For the office of county council – for each respective  
2           county:
- 3           (A) City and County of Honolulu – qualifying  
4           contributions that in the aggregate exceed  
5           \$5,000;
- 6           (B) County of Hawaii – qualifying contributions that  
7           in the aggregate exceed \$1,500;
- 8           (C) County of Maui – qualifying contributions that in  
9           the aggregate exceed \$5,000; and
- 10          (D) County of Kauai – qualifying contributions that  
11          in the aggregate exceed \$3,000;
- 12          (6) For the office of state senator – qualifying  
13          contributions that, in the aggregate exceed \$2,500;
- 14          ~~[(7) For the office of state representative – qualifying~~  
15          ~~contributions that, in the aggregate, exceed \$1,500;~~
- 16          ~~-(8)]~~ (7) For the office of Hawaiian affairs – qualifying  
17          contributions that, in the aggregate, exceed \$1,500;  
18          and
- 19          ~~[(9)]~~ (8) For all other offices, except the office of state  
20          representative, qualifying contributions that, in the  
21          aggregate, exceed \$500."



1 SECTION 7. Section 11-431, Hawaii Revised Statutes, is  
2 amended by amending subsection (a) to read as follows:

3 "(a) Upon the commission's approval of the application and  
4 statement of qualifying contributions, the commission shall  
5 direct the comptroller to distribute matching public funds up to  
6 the maximum amount of public funds allowed by section 11-425 [-]  
7 by check or, when possible, by an automatic transfer of funds.  
8 Public funds shall be distributed to the candidate within twenty  
9 days from the date that the candidate's initial application and  
10 qualifying contribution statement is approved by the  
11 commission."

12 SECTION 8. The campaign spending commission shall submit a  
13 report of its findings and recommendations, including any  
14 proposed legislation, to the legislature not later than twenty  
15 days prior to the convening of the regular session of 2016 on  
16 further statutory amendments to facilitate the implementation of  
17 this Act.

18 SECTION 9. There is appropriated out of the general  
19 revenues of the State of Hawaii the sum of \$ or so much  
20 thereof as may be necessary for fiscal year 2016-2017 for



1 deposit into the Hawaii election campaign fund under section 11-  
2 421, Hawaii Revised Statutes.

3 The sum appropriated shall be disbursed by the campaign  
4 spending commission consistent with chapter 11, part XIII,  
5 subpart , Hawaii Revised Statutes, and the purposes of this  
6 Act.

7 SECTION 10. There is appropriated out of the Hawaii  
8 election campaign fund under section 11-421, Hawaii Revised  
9 Statutes, the sum of \$ or so much thereof as may be  
10 necessary for fiscal year 2016-2017 to prepare for the public  
11 funding of candidates in elections taking place in 2018,  
12 including full-time ( FTE), temporary positions.

13 The sum appropriated shall be expended by the campaign  
14 spending commission for the purposes of this Act.

15 SECTION 11. In codifying the new sections added by section  
16 1 of this Act, the revisor of statutes shall substitute  
17 appropriate section numbers for the letters used in designating  
18 the new sections in this Act.

19 SECTION 12. Statutory material to be repealed is bracketed  
20 and stricken. New statutory material is underscored.



1 SECTION 13. This Act shall take effect on July 1, 2016.

2

INTRODUCED BY:

Scm. Sm  
Sheela Katti

[Signature]

Jahnu Barua

Bid Kohyati

[Signature]

Istaiti

[Signature]

John M. [Signature]

[Signature]

Gathi Thelen

Nicole E. Loun

JAN 26 2016



# H.B. NO. 2552

**Report Title:**

Campaign Finance; Publicly Funded Elections; Legislature

**Description:**

Creates a comprehensive public funding program for candidates for election to the state House of Representatives. Repeals those candidates' eligibility for partial public funding under the existing partial public funding program. Appropriates funds to the Campaign Spending Commission.

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

