

STAND. COM. REP. NO. **2510**

Honolulu, Hawaii

**MAR 03 2016**

RE: S.B. No. 2029

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Eighth State Legislature  
Regular Session of 2016  
State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred S.B. No. 2029 entitled:

"A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING,"

begs leave to report as follows:

The purpose and intent of this measure is to strengthen the enforcement of state campaign finance laws.

More specifically, this measure amends the campaign finance law regarding administrative fines to:

- (1) Clarify that the fines that the Campaign Spending Commission may assess against corporations, organizations, associations, labor unions, and their respective directors, officers, and agents may also be assessed against all persons who are not individuals and their directors, officers, and agents;
- (2) Increase the maximum fine that the Commission may assess against a violator who is a person other than an individual from \$1,000 to \$5,000, or an amount equivalent to three times the amount of an unlawful contribution or expenditure;
- (3) Authorize the Commission, in addition to the assessment of an administrative fine, to order a violator of state campaign finance laws to pay for costs incurred by the Commission due to the violation, including but not limited to the cost of investigative services; and



- (4) Require that costs recovered by the Commission be deposited in the Hawaii election campaign fund.

Your Committee received written comments in support of this measure from the Campaign Spending Commission, Common Cause Hawaii, and the League of Women Voters.

Your Committee finds that increased fines against persons who are not individuals are necessary in the Campaign Spending Commission's enforcement cases against independent expenditure committees and other entities. In addition, as three times the amount of an unlawful contribution or expenditure may be imposed against violators who are individuals, it is equitable to extend this penalty to other violators. Your Committee further finds that the recovery of costs from violators and the deposit of those recovered costs into the Hawaii election campaign fund will decrease the fiscal burden that thorough investigations impose on the fund.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2029 and recommends that it pass Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committee on Ways and Means,



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JILL N. TOKUDA, Chair



The Senate  
 Twenty-Eighth Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Ways and Means**  
**WAM**

Bill / Resolution No.:* <b>SB 2029</b>	Committee Referral: <b>JDL, WAM</b>	Date: <b>2/11/16</b>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TOKUDA, Jill N. (C)	/			
DELA CRUZ, Donovan M. (VC)	/			
CHUN OAKLAND, Suzanne	/			
ENGLISH, J. Kalani				/
GALUTERIA, Brickwood				/
HARIMOTO, Breene				/
INOUYE, Lorraine R.	/			
RIVIERE, Gil	/			
TANIGUCHI, Brian T.		/		
WAKAI, Glenn	/			
SLOM, Sam		/		
<b>TOTAL</b>	<b>8</b>	<b>2</b>		<b>3</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Only one measure per Record of Votes