

Honolulu, Hawaii

JAN 29 2016

RE: S.B. No. 2030

S.D. 1

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

Sir:

Your Committee on Judiciary and Labor, to which was referred  
S.B. No. 2030 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 specify that the dissemination, distribution, republication, or use of campaign material, financed by any person, is not considered a contribution to a candidate if the campaign material is:

- (1) Prepared and used by candidates for governor or lieutenant governor, or their candidate committees, supporting a co-candidate in the general election;
- (2) Disseminated, distributed, or republished by the candidate or the candidate committee that prepared the material;
- (3) Incorporated into an advertisement or electioneering communication advocating the defeat of the candidate that prepared that material; or
- (4) Incorporated into a news story or editorial disseminated by any independent broadcast station or publisher of periodicals or newspapers.



Your Committee received testimony in support of this measure from the Campaign Spending Commission. Your Committee received testimony in opposition to this measure from one individual.

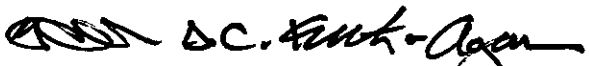
Your Committee finds that existing law requires that the financing by any person of the dissemination, distribution, or republication of campaign materials is considered a contribution to the respective candidate, with an exception for candidates for governor or lieutenant governor supporting a co-candidate in the general election. However, under federal regulations, there are several types of campaign materials that are exempt from constituting a contribution for the purposes of contribution limitations and reporting requirements. Modeled after federal regulations, this measure specifies that the dissemination, distribution, republication, or use of certain campaign material, financed by any person, is not considered a contribution to a candidate.

Your Committee has amended this measure by:

- (1) Inserting an effective date of January 7, 2059, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2030, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2030, S.D. 1, and be referred to your Committee on Ways and Means.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary and  
Labor,



GILBERT S.C. KEITH-AGARAN, Chair



The Senate  
 Twenty-Eighth Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Judiciary and Labor**  
**JDL**

|  |  |                            |          |          |
|--|--|----------------------------|----------|----------|
| Bill / Resolution No.:*<br><b>SB 2030</b>  | Committee Referral:<br><b>JDL, WAM</b> | Date:<br><b>01/26/2016</b> |          |          |
| <input type="checkbox"/> The Committee is reconsidering its previous decision on this measure.<br>If so, then the previous decision was to: _____  |  |                            |          |          |
| The Recommendation is:<br><input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313 |  |                            |          |          |
| Members  | Aye                                    | Aye (WR)                   | Nay      | Excused  |
| KEITH-AGARAN, Gilbert S.C. (C)   | ✓                                      |                            |          |          |
| SHIMABUKURO, Maile S.L. (VC)   | ✓                                      |                            |          |          |
| GABBARD, Mike  | ✓                                      |                            |          |          |
| KAHELE, Gilbert  |  |                            |          | ✓        |
| KIM, Donna Mercado   |  | ✓                          |          |          |
| THIELEN, Laura H.  | ✓                                      |                            |          |          |
| SLOM, Sam  |  | ✓                          |          |          |
|  |  |                            |          |          |
|  |  |                            |          |          |
|  |  |                            |          |          |
|  |  |                            |          |          |
|  |  |                            |          |          |
|  |  |                            |          |          |
|  |  |                            |          |          |
|  |  |                            |          |          |
|  |  |                            |          |          |
|  |  |                            |          |          |
|  |  |                            |          |          |
| <b>TOTAL</b>   | <b>4</b>                               | <b>2</b>                   | <b>0</b> | <b>1</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<br>File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy   |  |                            |          |          |

\*Only one measure per Record of Votes