

STAND. COM. REP. NO.

1882

Honolulu, Hawaii

APR 04 2019

RE: H.B. No. 170
H.D. 1
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirtieth State Legislature
Regular Session of 2019
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 170, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO ETHICS,"

begs leave to report as follows:

The purpose and intent of this measure is to clarify the application of the fair treatment and conflict of interest laws in the State Ethics Code to legislators and task force members.

Your Committee received testimony in support of this measure from the Hawaii State Ethics Commission, League of Women Voters of Hawai'i, and Common Cause Hawaii.

Your Committee finds that previous amendments made to the State Ethics Code had the unintended effect of introducing ambiguity into reporting requirements for members of task forces. This measure makes further amendments to the State Ethics Code to eliminate that ambiguity. Your Committee further notes that other amendments proposed by this measure delete statutory protections for legislators taking official action, and instead apply the protections to the exercise of legislators legislative functions. "Official action" is defined in the Ethics Code and your Committee finds this is a more suitable description of the work of legislators.



Accordingly, your Committee has amended this measure by:

- (1) Removing superfluous references to task force committees;
- (2) Removing language that would have deleted statutory protections for legislators taking official action; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 170, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 170, H.D. 1, S.D. 1, and be placed on the calendar for Third Reading.

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



KARL RHOADS, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:* HB 170, HD1	Committee Referral: JDC	Date: 3/19/19		
<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 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
RHOADS, Karl (C)	✓			
WAKAI, Glenn (VC)	✓			
GABBARD, Mike	✓			
KIM, Donna Mercado	✓			
FEVELLA, Kurt				✓
TOTAL	4	0	0	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes