

JAN 23 2020

A BILL FOR AN ACT

RELATING TO CAMPAIGN FINANCE.

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

1 SECTION 1. Section 11-381, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:
3 "(a) Campaign funds may be used by a candidate, treasurer,
4 or candidate committee:
5 (1) For any purpose directly related:
6 (A) In the case of the candidate, to the candidate's
7 own campaign; or
8 (B) In the case of a candidate committee or treasurer
9 of a candidate committee, to the campaign of the
10 candidate, question, or issue with which they are
11 directly associated;
12 (2) To purchase or lease consumer goods, vehicles,
13 equipment, and services that provide a mixed benefit
14 to the candidate. The candidate, however, shall
15 reimburse the candidate's candidate committee for the
16 candidate's personal use of these items unless the
17 personal use is de minimis;



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1 (3) To make donations to any community service,
2 educational, youth, recreational, charitable,
3 scientific, or literary organization; provided that in
4 any election period, the total amount of all donations
5 shall be no more than twice the maximum amount that
6 one person may contribute to that candidate pursuant
7 to section 11-357; provided further that no donations
8 shall be made from the date the candidate files
9 nomination to the date of the general election unless
10 the candidate is:

11 (A) Declared to be duly and legally elected to the
12 office for which the person is a candidate
13 pursuant to section 12-41;

14 (B) Deemed and declared to be duly and legally
15 elected to the office for which the person is a
16 candidate pursuant to section 12-42; or

17 (C) Unsuccessful in the primary or special primary
18 election;

19 (4) To make donations to any public school or public
20 library; provided that in any election period, the
21 total amount of all contributions papers shall be no



1 more than twice the maximum amount that one person may
2 contribute to that candidate pursuant to section
3 11-357; provided further that any donation under this
4 paragraph shall not be aggregated with or imputed
5 toward any limitation on donations pursuant to
6 paragraph (3);

- 7 (5) To award scholarships to full-time students attending
8 an institution of higher education or a vocational
9 education school in a program leading to a degree,
10 certificate, or other recognized educational
11 credential; provided that in any election period, the
12 total amount of all scholarships awarded shall be no
13 more than twice the maximum amount that one person may
14 contribute to that candidate pursuant to section
15 11-357; provided further that no awards shall be made
16 from the filing deadline for nomination papers to the
17 date of the general election unless the candidate is:
- 18 (A) Declared to be duly and legally elected to the
19 office for which the person is a candidate
20 pursuant to section 12-41;



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- 1 (B) Deemed and declared to be duly and legally
2 elected to the office for which the person is a
3 candidate pursuant to section 12-42; or
- 4 (C) Unsuccessful in the primary or special primary
5 election;
- 6 (6) To purchase not more than two tickets for each event
7 held by another candidate or committee, regardless of
8 whether the event constitutes a fundraiser as defined
9 in section 11-342;
- 10 (7) To make contributions to the candidate's party so long
11 as the contributions are not earmarked for another
12 candidate; [~~or~~]
- 13 (8) To pay for ordinary and necessary expenses incurred in
14 connection with the candidate's duties as a holder of
15 an office, including expenses incurred for memberships
16 in civic or community groups[~~-~~]; or
- 17 (9) To pay for the candidate's child care costs; provided
18 that:
- 19 (A) The candidate is seeking election to the:
- 20 (i) Office of governor;
- 21 (ii) Office of lieutenant governor;



- 1 (iii) Senate;
- 2 (iv) House of representatives;
- 3 (v) Office of Hawaiian affairs;
- 4 (vi) Office of mayor;
- 5 (vii) Office of prosecuting attorney; or
- 6 (viii) County council.
- 7 (B) The child care costs shall only cover child care
- 8 services on weekends or after 3:00 p.m. on
- 9 weekdays; and
- 10 (C) The child care costs shall include costs for
- 11 child care services incurred from the date the
- 12 candidate filed nomination papers to the date of
- 13 the primary or general election in which the
- 14 candidate appears on the ballot."

15 SECTION 2. Section 11-382, Hawaii Revised Statutes, is
16 amended to read as follows:

17 "[+]§11-382[+] Prohibited uses of campaign funds.

18 Campaign funds shall not be used:

- 19 (1) To support the campaigns of candidates other than the
- 20 candidate with which they are directly associated;



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1 (2) To campaign against any other candidate not directly
 2 opposing the candidate with which they are directly
 3 associated; or

4 (3) For personal expenses[-]; provided that candidates may
 5 use campaign funds for child care costs pursuant to
 6 section 11-381(a)(9)."

7 SECTION 3. Statutory material to be repealed is bracketed
 8 and stricken. New statutory material is underscored.

9 SECTION 4. This Act shall take effect on July 1, 2020.

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INTRODUCED BY:

Amor Mercado K...
[Signature]
Gaura Thul
 Michelle R. Sideri
[Signature]
[Signature]
[Signature]



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Report Title:

Elections; Campaign Finance; Use of Campaign Funds; Child Care

Description:

Allows candidates seeking election for state- and county-level offices to use campaign funds for child care costs, under certain conditions.

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

