

STAND. COM. REP. NO.

1463

Honolulu, Hawaii

MAR 22 2019

RE: H.B. No. 1381
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 Government Operations, to which was referred H.B. No. 1381, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO LOBBYISTS,"

begs leave to report as follows:

The purpose and intent of this measure is to prohibit former legislators and executive branch employees subject to Senate confirmation from engaging in lobbying for twenty-four months after termination of employment as a legislator or executive branch employee.

Your Committee received testimony in support of this measure from the Hawaii State Ethics Commissions, League of Women Voters, and one individual.

Your Committee finds that it is in the public interest to minimize any influence by lobbyists over the State's elected officials and certain other government employees. Creating an element of durational separation between private employers and their hired lobbyists prior to any formal engagement with certain government employees would promote good governing. Accordingly, this measure promotes good government by prohibiting elected officials and executive branch employees subject to Senate confirmation from representing other interests before the State



and colleagues with whom they have served, for twenty-four months after termination of their respective positions.

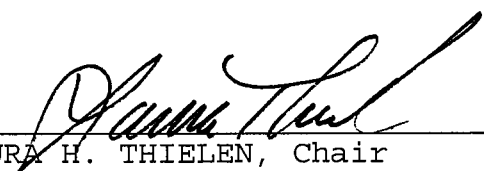
Your Committee notes the concerns raised in testimony that this measure may impact the State's ability to recruit and maintain talented public servants. Your Committee believes strong post-employment restrictions maintain and improve the public's trust in state government but understands that these restrictions must also be balanced so as to not have an overly adverse effect on recruitment of public servants.

Your Committee has amended this measure by:

- (1) Reinstating the existing statutory twelve month period of restriction following the termination of a former legislator's employment;
- (2) Restricting former executive branch employees, who were employed in a position requiring Senate confirmation, from engaging in lobbying for twelve, rather than twenty-four, months after termination of employment;
- (3) Inserting an effective date of July 1, 2020; and
- (4) 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 Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1381, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1381, H.D. 1, S.D. 1, and be referred to your Committees on Judiciary and Ways and Means.

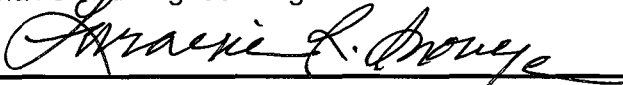
Respectfully submitted on
behalf of the members of the
Committee on Government
Operations,


LAURA H. THIELEN, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Government Operations
GVO

Bill / Resolution No.:*	Committee Referral:	Date:		
HB1381 HDI	GVO, JDC/WAM	3/19/2019		
<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
THIELEN, Laura H. (C)	✓			
INOUYE, Lorraine R. (VC)	✓			
BAKER, Rosalyn H.	✓			
KANUHA, Dru Mamo	✓			
FEVELLA, Kurt				✓
TOTAL	4			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