



GOV. MSG. NO. 1333

EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

July 6, 2021

The Honorable Ronald D. Kouchi,
President
and Members of the Senate
Thirty First State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,
Speaker and Members of the
House of Representatives
Thirty First State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on July 6, 2021, the following bill was signed into law:

SB0402 HD1 CD1

RELATING TO REIMBURSEMENTS FOR
EXPENDITURES BY COMMITTEES.
ACT 205 (21)

Sincerely,

DAVID Y. IGE
Governor, State of Hawai'i

A BILL FOR AN ACT

RELATING TO REIMBURSEMENTS FOR EXPENDITURES BY COMMITTEES.

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

1 SECTION 1. Section 11-333, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) Schedules filed with the reports shall include the
4 following additional information:

5 (1) The amount and date of deposit of each contribution
6 and the name and address of each contributor who makes
7 contributions aggregating more than \$100 in an
8 election period; provided that if all the information
9 is not on file, the contribution shall be returned to
10 the contributor within thirty days of deposit;

11 (2) The amount and date of deposit of each contribution
12 and the name, address, occupation, and employer of
13 each contributor who makes contributions aggregating
14 \$1,000 or more during an election period; provided
15 that if all the information is not on file, the
16 contribution shall be returned to the contributor
17 within thirty days of deposit;



- 1 (3) All expenditures, including the name and address of
2 each payee and the amount, date, and purpose of each
3 expenditure. Expenditures for consultants,
4 advertising agencies and similar firms, credit card
5 payments, salaries, and [~~candidate~~] committee
6 reimbursements to the candidate or other individuals
7 shall be itemized to permit a reasonable person to
8 determine the ultimate intended recipient of the
9 expenditure and its purpose;
- 10 (4) The amount, date of deposit, and description of other
11 receipts and the name and address of the source of
12 each of the other receipts;
- 13 (5) Information about each loan received by the committee,
14 together with the names and addresses of the lender
15 and each person liable directly, and the amount of
16 each loan. A copy of the executed loan document shall
17 be received by the commission by mail or delivery on
18 or before the filing date for the report covering the
19 reporting period when the loan was received. The
20 document shall contain the terms of the loan,
21 including the interest and repayment schedule.



1 Failure to disclose the loan or to provide
2 documentation of the loan to the commission shall
3 cause the loan to be treated as a contribution,
4 subject to all relevant provisions of this part;

5 (6) A description of each durable asset, the date of
6 acquisition, value at the time of acquisition, and the
7 name and address of the vendor or contributor of the
8 asset; and

9 (7) The date of disposition of each durable asset, value
10 at the time of disposition, the method of disposition,
11 and the name and address of the person receiving the
12 asset."

13 SECTION 2. Section 11-335, Hawaii Revised Statutes, is
14 amended by amending subsection (b) to read as follows:

15 "(b) Schedules filed with the reports shall include the
16 following additional information:

17 (1) The amount and date of deposit of each contribution
18 received and the name, address, occupation, and
19 employer of each contributor making a contribution
20 aggregating more than \$100 during an election period,
21 which was not previously reported; provided that if:



1 (A) All the information is not on file, the
2 contribution shall be returned to the contributor
3 within thirty days of deposit; and

4 (B) A noncandidate committee making only independent
5 expenditures receives a contribution of more than
6 \$10,000 in the aggregate in an election period
7 from an entity other than an individual, for-
8 profit business entity, or labor union, then the
9 schedule shall include:

10 (i) The internet address where the contributing
11 entity's disclosure report can be publicly
12 accessed, if the contributing entity is
13 subject to state or federal disclosure
14 reporting requirements regarding the source
15 of the contributing entity's funds;

16 (ii) The name, address, occupation, and employer
17 of each funding source that contributed \$100
18 or more in the aggregate in an election
19 period to that contributing entity; or

20 (iii) An acknowledgment that the contributing
21 entity is not subject to any state or



1 federal disclosure reporting requirements
2 regarding the source of the contributing
3 entity's funds;

4 (2) The amount and date of each contribution made and the
5 name and address of the candidate, candidate
6 committee, or noncandidate committee to which the
7 contribution was made;

8 (3) All expenditures, including the name and address of
9 each payee and the amount, date, and purpose of each
10 expenditure; provided that:

11 (A) Expenditures for advertisements or electioneering
12 communications shall include the names of the
13 candidates supported, opposed, or clearly
14 identified;

15 (B) Expenditures for consultants, advertising
16 agencies and similar firms, credit card payments,
17 and salaries[, ~~and candidate reimbursements~~]
18 shall be itemized to permit a reasonable person
19 to determine the ultimate intended recipient of
20 the expenditure and its purpose;



1 (C) Independent expenditures shall include the name
2 of any candidate supported, opposed, or clearly
3 identified; and

4 (D) The purpose of an independent expenditure shall
5 include the name of the candidate who is
6 supported or opposed by the expenditure, and
7 whether the expenditure supports or opposes the
8 candidate;

9 (4) For noncandidate committees making only independent
10 expenditures, certification that no expenditures have
11 been coordinated with a candidate, candidate
12 committee, or any agent of a candidate or candidate
13 committee;

14 (5) The amount, date of deposit, and description of other
15 receipts and the name and address of the source of
16 each of the other receipts;

17 (6) A description of each durable asset, the date of
18 acquisition, value at the time of acquisition, and the
19 name and address of the vendor or contributor of the
20 asset; and



1 (7) The date of disposition of a durable asset, value at
2 the time of disposition, method of disposition, and
3 name and address of the person receiving the asset."

4 SECTION 3. Statutory material to be repealed is bracketed
5 and stricken. New statutory material is underscored.

6 SECTION 4. This Act shall take effect upon its approval.

APPROVED this 06 day of JUL, 2021


A handwritten signature in black ink, appearing to read "David Y. Ige", is written over a horizontal line.


GOVERNOR OF THE STATE OF HAWAII

THE SENATE OF THE STATE OF HAWAI'I

Date: April 27, 2021
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate
of the Thirty-First Legislature of the State of Hawai'i, Regular Session of 2021.


President of the Senate


Clerk of the Senate

SB No. 402, HD 1, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 27, 2021
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-First Legislature of the State of Hawaii, Regular Session of 2021.



Scott K. Saiki
Speaker
House of Representatives



Brian L. Takeshita
Chief Clerk
House of Representatives