

**SB-203-SD-1**

Submitted on: 3/20/2023 9:22:35 AM

Testimony for JHA on 3/22/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Daniel Foley	Commission to Improve Standards of Conduct	Support	Remotely Via Zoom

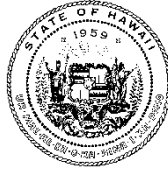
Comments:

Dear Mr. Chairman and members of the Judiciary and Hawaiian Affairs Committee,

As Chair of the Commission to Improve Standards of Conduct, I support SB 202 SD 1, for reasons stated in the Commission's December 1, 2022 Final Report to the House of Representatives. See Report at page 21. This bill would enhance the efficiency and effectiveness of the Campaign Spending Commission in carrying out its important mandate.

I note my Commission's companion bill, HB 732, HD 1, is currently pending in the Senate Judiciary Committee for consideration on March 21, 2023. I have submitted testimony in support of that bill as well.

Mahalo, Judge Daniel Foley (ret.)



**STATE OF HAWAII**  
**CAMPAIGN SPENDING COMMISSION**

235 SOUTH BERETANIA STREET, ROOM 300  
HONOLULU, HAWAII 96813

March 20, 2023

TO: The Honorable David A. Tarnas, Chair  
House Committee on Judiciary & Hawaiian Affairs

The Honorable Gregg Takayama, Vice Chair  
House Committee on Judiciary & Hawaiian Affairs

Members of the House Committee on Judiciary & Hawaiian Affairs

FROM: Tony Baldomero, Associate Director for *TB*  
Kristin Izumi-Nitao, Executive Director  
Campaign Spending Commission

SUBJECT: **Testimony on S.B. No. 203, SD1, Relating to Complaints Alleging Violations of Campaign Spending Laws.**

Wednesday, March 22, 2023  
2:00 p.m., Conference Room 325 & Videoconference

Thank you for the opportunity to testify on this bill. The Campaign Spending Commission (“Commission”) supports this bill.<sup>1</sup>

This bill amends Hawaii Revised Statutes (“HRS”) §11-403 to treat the respondent’s failure to explain or otherwise respond to a complaint as a presumption that a violation of has occurred. This presumption will take effect if the respondent has not responded to the complaint within thirty days from the mailing of the complaint. This would allow the Commission to timely process complaints in cases where the Commission has given notice of the complaint (including a copy of the complaint) to the respondent and the respondent fails to respond. Currently, the Commission makes repeated attempts to communicate with the respondent to get a response before putting the matter on a meeting agenda for action.

The Commission urges this committee to pass this measure.

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<sup>1</sup> This committee deferred the companion bill, H.B. No. 98, on February 1, 2023. H.B. No. 732, HD1, the Commission to Improve Standards of Conduct’s version of this bill, is moving in the Senate with the Senate Committee on Judiciary scheduled to hear the bill tomorrow. In that bill, this committee made the presumption of a violation rebuttable.

**SB-203-SD-1**

Submitted on: 3/21/2023 8:03:11 AM

Testimony for JHA on 3/22/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Beppie Shapiro	League of Women Voters of Hawaii	Support	Written Testimony Only

Comments:

We support SB203 SD1, which will save the Campaign Spending Commission (CSC) time and resources by not requiring continuing repeated efforts to contact a respondent regarding an alleged violation of campaign spending law before putting it on a meeting agenda. We support the changes in SD1 which will assure fair treatment of the respondent.

Please pass SB203SD1.

Thank you for the opportunity to provide testimony.

**SB-203-SD-1**

Submitted on: 3/20/2023 11:42:27 AM

Testimony for JHA on 3/22/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
lynne matusow	Individual	Support	Written Testimony Only

Comments:

In full support. Individuals will ignore notices and this lets them know that if they do so they will have admitted guilt.