



GOV. MSG. NO. 1221

EXECUTIVE CHAMBERS
KE KE'ENA O KE KIA'ĀINA

JOSH GREEN, M.D.
GOVERNOR
KE KIA'ĀINA

June 23, 2023

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

The Honorable Scott K. Saiki
Speaker, and Members of the
House of Representatives
Thirty-Second 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 June 23, 2023, the following bill was signed into law:

HB91 HD1 SD1

RELATING TO ORDERS OF THE CAMPAIGN
SPENDING COMMISSION.
ACT 120

Sincerely,

Josh Green, M.D.
Governor, State of Hawai'i

on JUN 23 2023

ACT 120

HOUSE OF REPRESENTATIVES
THIRTY-SECOND LEGISLATURE, 2023
STATE OF HAWAII

H.B. NO. 91
H.D. 1
S.D. 1

A BILL FOR AN ACT

RELATING TO ORDERS OF THE CAMPAIGN SPENDING COMMISSION.

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

1 SECTION 1. Section 11-405, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) The respondent shall be afforded an opportunity to
4 contest the commission's preliminary determination of probable
5 cause by making a request for a contested case hearing under
6 chapter 91 within [~~twenty~~] thirty days of receipt of the
7 preliminary determination. Failure to request a contested case
8 hearing shall render the commission's preliminary determination
9 final."

10 SECTION 2. Section 11-410, Hawaii Revised Statutes, is
11 amended as follows:

12 1. By amending subsection (b) to read:

13 "(b) Any order for the assessment of an administrative
14 fine shall not be issued against a person without providing the
15 person written notice and an opportunity to be heard at a
16 hearing conducted under chapter 91. A person may waive these
17 rights by written stipulation or consent. These rights shall be



1 deemed waived if the order is a preliminary determination of
2 probable cause rendered during a chapter 92 meeting pursuant to
3 section 11-403 and the person fails to request a contested case
4 hearing within thirty days of receipt of the preliminary
5 determination, as provided in section 11-405(b)."

6 2. By amending subsection (d) to read:

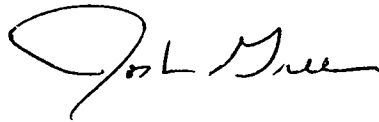
7 "(d) If the person to whom the commission's order is
8 directed does not comply with the order, the first circuit
9 court, upon application of the commission, shall issue an order
10 requiring the person to comply with the commission's order.
11 Failure to obey such a court order shall be punished as
12 contempt. In addition to contempt proceedings, the commission
13 may file the commission's order in the first circuit court to
14 have the order confirmed as a judgment, which shall then have
15 the same force and effect and shall be enforceable and
16 collectible in the same manner as other judgments issued by the
17 circuit courts; provided that there shall be no appeal from the
18 judgment."

19 SECTION 3. Statutory material to be repealed is bracketed
20 and stricken. New statutory material is underscored.

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



APPROVED this **23rd** day of **June**, 2023

A handwritten signature in black ink, appearing to read "Josh Green". The signature is written in a cursive style with a large initial "J".

GOVERNOR OF THE STATE OF HAWAII

HB No. 91, HD 1, SD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 2, 2023
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-Second Legislature of the State of Hawaii, Regular Session of 2023.



Scott K. Saiki
Speaker
House of Representatives



Brian L. Takeshita
Chief Clerk
House of Representatives

THE SENATE OF THE STATE OF HAWAI'I

Date: March 28, 2023
Honolulu, Hawai'i 96813

We hereby certify that the foregoing Bill this day passed Third Reading in the Senate of the Thirty-Second Legislature of the State of Hawai'i, Regular Session of 2023.



President of the Senate



Clerk of the Senate