
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 11-410, Hawaii Revised Statutes, is
2 amended as follows:

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

4 "(b) Any order for the assessment of an administrative
5 fine shall not be issued against a person without providing the
6 person written notice and an opportunity to be heard at a
7 hearing conducted under chapter 91. A person may waive these
8 rights by written stipulation or consent. These rights shall be
9 deemed waived if the order is a preliminary determination of
10 probable cause rendered during a chapter 92 meeting pursuant to
11 section 11-403 and the person fails to request a contested case
12 hearing within twenty days of receipt of the preliminary
13 determination, as provided in section 11-405(b)."

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

15 "(d) If the person to whom the commission's order is
16 directed does not comply with the order, the first circuit
17 court, upon application of the commission, shall issue an order



1 requiring the person to comply with the commission's order.
2 Failure to obey such a court order shall be punished as
3 contempt. In addition to contempt proceedings, the commission
4 may file the commission's order in the first circuit court to
5 have the order confirmed as a judgment, which shall then have
6 the same force and effect and shall be enforceable and
7 collectible in the same manner as other judgments issued by the
8 circuit courts; provided that there shall be no appeal from the
9 judgment."

10 SECTION 2. New statutory material is underscored.

11 SECTION 3. This Act shall take effect upon its approval.

12



Report Title:

Hawaii Campaign Spending Commission Package; Orders; Judgments;
Enforcement of Judgments; Fines

Description:

Deems the right to a contested case hearing waived if a person fails to request the hearing within a certain time after receipt of the campaign spending commission's preliminary determination. Allows the commission to file its order in the first circuit court for confirmation as a civil judgment. (HD1)

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