
A BILL FOR AN ACT

RELATING TO PUBLIC SERVICE.

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

1 PART I

2 SECTION 1. The legislature finds that the State is
3 responsible for upholding an ethical position on the deterrence
4 of conflicts of interest, bribery, and corruption in all
5 branches of government. When government is idle about
6 combatting corruption, this can erode public trust and
7 confidence for state leaders and exacerbate social tensions,
8 which could contribute to violence.

9 The purpose of this Act is to:

- 10 (1) Require that certain judicial appointees file the same
11 financial disclosures that are required of other state
12 officials, which will help prevent bribery and
13 corruption; and
- 14 (2) Require the commission on salaries to consider the
15 deterrence of bribery and corruption when making its
16 salary recommendations.



1 PART II

2 SECTION 2. Section 84-3, Hawaii Revised Statutes, is
3 amended by adding a new definition to be appropriately inserted
4 and to read as follows:

5 "Appointee for a judge or justice" means a person selected
6 by the governor, chief justice, or judicial selection commission
7 from the list presented by the judicial selection commission
8 under article VI, section 3, of the Hawaii State Constitution;
9 provided that an "appointee for a judge or justice" shall not
10 include a person who is appointed as a per diem district court
11 judge by the chief justice."

12 SECTION 3. Section 84-17, Hawaii Revised Statutes, is
13 amended by amending subsections (b) and (c) to read as follows:

14 "(b) The disclosure of financial interests required by
15 this section shall be filed:

16 (1) By any person enumerated in subsection (c), except an
17 appointee for a judge or justice or a member of the
18 legislature, between January 1 and May 31 of each
19 year;

20 (2) By an appointee for a judge or justice within five
21 business days of the appointee's appointment; provided



1 that the disclosure shall be made available to the
2 senate in addition to the state ethics commission and
3 made public by the state ethics commission;

4 ~~[-2-]~~ (3) By a member of the legislature between January 1
5 and January 31 of each year;

6 ~~[-3-]~~ (4) Within thirty days of a person's election or
7 appointment to a state position enumerated in
8 subsection (c); or

9 ~~[-4-]~~ (5) Within thirty days of separation from a state
10 position if a prior financial disclosure statement for
11 the position was not filed within the one hundred
12 eighty days preceding the date of separation;

13 provided that candidates for state elective offices or the
14 constitutional convention shall file the required statements no
15 later than ten days after the nomination filing deadline
16 established pursuant to section 12-6.

17 (c) The following persons shall file annually with the
18 state ethics commission a disclosure of financial interests:

19 (1) The governor, lieutenant governor, members of the
20 legislature, and delegates to the constitutional
21 convention; provided that delegates to the



1 constitutional convention shall only be required to
2 file initial disclosures;

3 (2) The directors and their deputies, the division chiefs,
4 the executive directors and the executive secretaries
5 and their deputies, the purchasing agents, and the
6 fiscal officers, regardless of the titles by which the
7 foregoing persons are designated, of every state
8 agency and department;

9 (3) The permanent employees of the legislature and its
10 service agencies, other than persons employed in
11 clerical, secretarial, or similar positions;

12 (4) The administrative director of the State, and the
13 assistants in the office of the governor and
14 lieutenant governor, other than persons employed in
15 clerical, secretarial, or similar positions;

16 (5) The hearings officers of every state agency and
17 department;

18 (6) The president, vice presidents, assistant vice
19 presidents, chancellors, and provosts of the
20 [~~University~~] university of Hawaii and its community
21 colleges;



- 1 (7) The superintendent, deputy superintendent, assistant
2 superintendents, complex area superintendents, state
3 librarian, and deputy state librarian of the
4 department of education;
- 5 (8) The administrative director and deputy director of the
6 courts;
- 7 (9) The members of every state board or commission whose
8 original terms of office are for periods exceeding one
9 year and whose functions are not solely advisory;
- 10 (10) Candidates for state elective offices, including
11 candidates for election to the constitutional
12 convention[+], and appointees for justices and judges;
13 provided that candidates and appointees shall only be
14 required to file initial disclosures;
- 15 (11) The administrator and assistant administrator of the
16 office of Hawaiian affairs;
- 17 (12) The Hawaii unmanned aerial systems test site chief
18 operating officer; and
- 19 (13) The members of the school facilities board appointed
20 by the governor."

21 PART III



1 SECTION 4. Section 26-56, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) The commission shall review and recommend an
4 appropriate salary for the governor, lieutenant governor,
5 members of the legislature, justices and judges of all state
6 courts, administrative director of the State or an equivalent
7 position, and department heads or executive officers and the
8 deputies or assistants to the department heads of the
9 departments of:

- 10 (1) Accounting and general services;
- 11 (2) Agriculture;
- 12 (3) The attorney general;
- 13 (4) Budget and finance;
- 14 (5) Business, economic development, and tourism;
- 15 (6) Commerce and consumer affairs;
- 16 (7) Corrections and rehabilitation;
- 17 (8) Defense;
- 18 (9) Hawaiian home lands;
- 19 (10) Health;
- 20 (11) Human resources development;
- 21 (12) Human services;



- 1 (13) Labor and industrial relations;
- 2 (14) Land and natural resources;
- 3 (15) Law enforcement;
- 4 (16) Taxation; and
- 5 (17) Transportation.

6 The commission shall not review the salary of any position
7 in the department of education or the [University] university of
8 Hawaii.

9 The commission may recommend different salaries for
10 department heads and executive officers and different salary
11 ranges for deputies or assistants to department heads; provided
12 that the commission shall recommend the same salary range for
13 deputies or assistants to department heads within the same
14 department; provided further that the appointing official shall
15 specify the salary for a particular position within the
16 applicable range.

17 In making its salary recommendations for each position, the
18 commission shall consider the deterrence of bribery and
19 corruption.



Report Title:

Public Officials; Judicial Appointees; Ethics; Salaries;
Disclosures

Description:

Requires appointees for judicial vacancies to file certain disclosures with the State Ethics Commission, under certain conditions. Requires the Commission on Salaries to consider the deterrence of bribery and corruption when making its salary recommendations. Effective 7/1/3000. (HD1)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

