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# A BILL FOR AN ACT

RELATING TO CAMPAIGN FINANCE.

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

1           SECTION 1. The legislature finds that campaign finance  
2 integrity is essential to the preservation of the public trust.  
3 Yet, existing state law allows individuals who are convicted of  
4 certain public corruption offenses to maintain control of the  
5 funds in their campaign spending accounts and make political  
6 contributions during election cycles.

7           The purpose of this Act is to strengthen campaign finance  
8 integrity by:

9           (1) Prohibiting contributions from persons convicted or  
10           found in violation of campaign finance, ethical, or  
11           lobbying offenses; and

12           (2) Requires campaign contributions held by persons  
13           convicted of campaign finance, ethical, or lobbying  
14           offenses to be returned to their respective  
15           contributors and, if not returned, escheated to the  
16           Hawaii election campaign fund.



1 SECTION 2. Chapter 11, Hawaii Revised Statutes, is amended  
2 by adding a new section to part XIII to be appropriately  
3 designated and to read as follows:

4 "§11- Contributions by persons convicted or found in  
5 violation of certain offenses prohibited. (a) No person who  
6 has been convicted of a criminal offense under section 11-412,  
7 or found in violation of chapter 84 or 97, or convicted or found  
8 in violation of a federal or county offense regarding the  
9 regulation of campaign finance, ethics, or lobbying activities  
10 shall:

11 (1) Directly or indirectly make any contribution, or  
12 promise expressly or impliedly to make any  
13 contribution, to any candidate, candidate committee,  
14 noncandidate committee, or person for any political  
15 purpose or use; or  
16 (2) Knowingly solicit any contribution from any person for  
17 any purpose during any period.

18 (b) Funds that were received by a candidate, candidate  
19 committee, or noncandidate committee from a person in violation  
20 of subsection (a) shall escheat to the Hawaii election campaign  
21 fund.



1       (c) All contributions remaining in a campaign account  
2 within a depository institution on the date that the person is  
3 convicted or found in violation of an offense described in  
4 subsection (a) shall be returned to their respective  
5 contributors no later than thirty days from the date of  
6 conviction or date found in violation. Any contributions not  
7 returned to their respective contributors within the thirty days  
8 shall escheat to the Hawaii election campaign fund."

9       SECTION 3. This Act does not affect rights and duties that  
10 matured, penalties that were incurred, and proceedings that were  
11 begun before its effective date.

12       SECTION 4. New statutory material is underscored.

13       SECTION 5. This Act shall take effect on July 1, 3000.



**Report Title:**

Campaign Finance; Prohibitions; Hawaii Election Campaign Fund;  
Escheat; Return of Contributions

**Description:**

Prohibits contributions from persons convicted or found in violation of various campaign finance, ethical, or lobbying offenses. Requires unlawful contributions to escheat to the Hawaii Election Campaign Fund. Requires contributions held by persons who were convicted or found in violation of any of the various campaign finance, ethical, or lobbying offenses to be returned to their respective contributors and, if not returned, to escheat to the Hawaii Election Campaign Fund. 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.*

