

JOSH GREEN, M.D.
GOVERNOR
KE KIA'ĀINA



GOV. MSG. NO. 1164

EXECUTIVE CHAMBERS
KE KE'ENA O KE KIA'ĀINA

May 16, 2025

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

The Honorable Nadine Nakamura
Speaker, and Members of the
House of Representatives
Thirty-Third State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Aloha President Kouchi, Speaker Nakamura, and Members of the Legislature:

This is to inform you that on May 16, 2025, the following bill was signed into law:

H.B. NO. 413, H.D. 1,
S.D. 1

RELATING TO LOBBYIST CONTRIBUTIONS.
ACT 064

Mahalo,

A handwritten signature in black ink that reads "Josh Green M.D." in a cursive style.

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

A BILL FOR AN ACT

RELATING TO LOBBYIST CONTRIBUTIONS.

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

1 SECTION 1. This Act clarifies administrative oversight of
2 statutory restrictions relating to prohibited lobbyist
3 contributions enacted in Act 128, Session Laws of Hawaii 2023
4 (Act 128). Act 128 left concurrent administrative oversight to
5 the campaign spending and state ethics commissions.

6 For the purpose of administrative efficiency and
7 streamlining of function, this Act clarifies that with respect
8 to the statutory provisions created and amended by Act 128, the
9 campaign spending commission shall have oversight of elected
10 officials, candidates, candidate committees, and others required
11 to file an organizational report with the campaign spending
12 commission, and the ethics board or commission having
13 jurisdiction over the lobbyist shall have oversight of
14 lobbyists.

15 This Act further clarifies that the regular or special
16 sessions in which lobbyist contributions are prohibited are



1 periods during which both houses of the legislature are in
2 session.

3 SECTION 2. Section 11-365, Hawaii Revised Statutes, is
4 amended to read as follows:

5 **"[f]\$11-365[+] Contributions and expenditures by lobbyists**
6 **prohibited during legislative session.** (a) During any regular
7 session or special session of the [state] legislature, including
8 any extension of any regular session or special session and any
9 legislative recess days, holidays, and weekends, and for five
10 calendar days before and after a session, no lobbyist shall
11 make, or promise to make at a later time, any contributions or
12 expenditures to or on behalf of an elected official, candidate,
13 candidate committee, or any other individual required to file an
14 organizational report pursuant to section 11-321. No elected
15 official, candidate, candidate committee, or other individual
16 required to file an organizational report pursuant to section
17 11-321 shall accept, or agree to accept at a later time, any
18 contribution from a lobbyist during the specified period under
19 this subsection. Any contribution prohibited by this subsection
20 shall escheat to the Hawaii election campaign fund. An elected
21 official, candidate, candidate committee, or any other



1 individual required to file an organizational report pursuant to
2 section 11-321, alleged to have received a prohibited
3 contribution in violation of this section, shall be
4 administratively referred by the state ethics commission
5 executive director to the campaign spending commission.

6 (b) For the purposes of this section:

7 "Elected official" has the same meaning as in
8 section 11-342.

9 "Lobbyist" means any person actively registered as a
10 lobbyist with a state or county ethics board or commission.

11 "Session" means a period in which both legislative houses
12 are in session."

13 SECTION 3. Section 97-5, Hawaii Revised Statutes, is
14 amended to read as follows:

15 **"§97-5 Restricted activities.** (a) No lobbyist shall
16 accept or agree to accept any payment in any way contingent upon
17 the defeat, enactment, or outcome of any proposed legislative or
18 administrative action. During any regular session or special
19 session of the [state] legislature, including any extension of
20 any regular session or special session and any legislative
21 recess days, holidays, and weekends, and for five calendar days



1 before and after a session, no lobbyist shall make, or promise
2 to make at a later time, any contributions or expenditures to or
3 on behalf of an elected official, candidate, candidate
4 committee, or any other individual required to file an
5 organizational report pursuant to section 11-321.

6 (b) A state lobbyist alleged to have made a prohibited
7 contribution to an elected official, candidate, candidate
8 committee, or any other individual required to file an
9 organizational report pursuant to section 11-321 in violation of
10 this section shall be administratively referred by the executive
11 director of the campaign spending commission to the state ethics
12 commission.

13 (c) Any contribution prohibited by this section shall
14 escheat, as directed by the campaign spending commission, to the
15 Hawaii election campaign fund.

16 ~~[(b)]~~ (d) For the purposes of this section~~["elected"]~~:
17 "Elected official" has the same meaning as in
18 section 11-342.

19 "Session" has the same meaning as in section 11-365."



1 SECTION 4. This Act does not affect rights and duties that
2 matured, penalties that were incurred, and proceedings that were
3 begun before its effective date.

4 SECTION 5. If any provision of this Act, or the
5 application thereof to any person or circumstance, is held
6 invalid, the invalidity does not affect other provisions or
7 applications of the Act that can be given effect without the
8 invalid provision or application, and to this end the provisions
9 of this Act are severable.

10 SECTION 6. Statutory material to be repealed is bracketed
11 and stricken. New statutory material is underscored.

12 SECTION 7. This Act shall take effect upon its approval.



H.B. NO. 413
H.D. 1
S.D. 1

APPROVED this 16th day of May, 2025

A handwritten signature in black ink, appearing to read "Josh Green". The signature is fluid and cursive, with a large initial "J" and a stylized "G".

GOVERNOR OF THE STATE OF HAWAII

HB No. 413, HD 1, SD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 21, 2025
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-Third Legislature of the State of Hawaii, Regular Session of 2025.



Nadine K. Nakamura
Speaker
House of Representatives

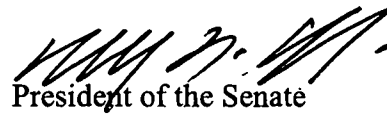


Brian L. Takeshita
Chief Clerk
House of Representatives

THE SENATE OF THE STATE OF HAWAI‘I

Date: April 2, 2025
Honolulu, Hawai‘i 96813

We hereby certify that the foregoing Bill this day passed Third Reading in the Senate
of the Thirty-Third Legislature of the State of Hawai‘i, Regular Session of 2025.



President of the Senate



Clerk of the Senate