

ACT 166

S.B. NO. 34

A Bill for an Act Relating to Election Campaign Contributions.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. The legislature finds that the State's current political campaign contribution reporting law fails to clearly specify the appropriate reporting periods within which cumulative contributions in excess of \$100 must be aggregated and reported for public disclosure. This ambiguity has been the subject of confusion to candidates and election committees in the past and presents the potential to be the subject of further misinterpretation by campaigns in the future. The purpose of this Act is to eliminate the ambiguity which exists in the State's campaign contribution reporting law and to promote uniform and accurate reporting.

SECTION 2. Section 11-212, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

"(a) Each candidate, authorized person in the case of a party, or campaign treasurer in the case of a committee, shall file a preliminary report with the commission or appropriate county clerk's office, on forms provided by the commission no later than 4:30 p.m. on the tenth working day prior to each election. The report shall be certified pursuant to section 11-195 and shall contain the following information which is current through the fifteenth calendar day prior to the election:

- (1) The aggregate sum of all contributions and other campaign receipts received;
- (2) The amount and date of deposit of the contribution and the name and address of each donor who contributes an aggregate of more than \$100[;] during the period commencing on January 1 of the year preceding the election in the case of primary, special primary, and special elections;
- (3) All expenditures made, incurred, or authorized by or for a candidate, including the name and address of each payee and the amount, date, and purpose of each expenditure; and

ACT 166

- (4) A current statement of the balance on hand or deficit.”

SECTION 3. Section 11-213, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

“(a) Primary and special primary. Each candidate whether or not successful in a primary or special primary election, authorized person in the case of a party, or campaign treasurer in the case of a committee, shall file a final primary report certified pursuant to section 11-195 with the commission on forms provided by the commission no later than 4:30 p.m. on the twentieth calendar day after a primary or special primary election. The report shall include:

- (1) A statement of the total contributions and campaign receipts received;
- (2) The amount and date of deposit of each contribution and the name and address of each donor who contributes an aggregate of more than \$100[;] commencing January 1 of the preceding year or commencing on the cut-off date for the last preliminary report filed with the commission;
- (3) A statement of all expenditures made, incurred, or authorized by or for a candidate including the name and address of each payee and the amount, date, and purpose of each expenditure; and
- (4) The cash balance and a statement of surplus or deficit.”

SECTION 4. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 5. This Act shall take effect upon its approval.

(Approved June 7, 1989.)