

ACT 219

S.B. NO. 311

A Bill for an Act Relating to Ethics.

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

SECTION 1. Chapter 84, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

“§84- Disclosure files; disposition. (a) All financial disclosure statements filed by a legislator, employee, or delegate to a constitutional convention shall be maintained by the state ethics commission during the term of office of the legislator, employee, or delegate and for a period of three years thereafter. Upon the expiration of the three-year period, the financial disclosure statement and all copies thereof shall be destroyed or returned to the filer. The state ethics commission shall afford a legislator, employee, or delegate a reasonable opportunity to request return of his or her disclosure statement and copies thereof after the three-year period has run.

(b) Upon the expiration of three years after an election for which a candidate for state elective office or a constitutional convention has filed a financial disclosure statement, the state ethics commission shall destroy the candidate's financial disclosure statement and all copies thereof or return the statement and all copies thereof to the candidate. The state ethics commission shall afford a candidate a reasonable opportunity to request return of the candidate's disclosure statement and copies thereof after the three-year period has run.

(c) Financial disclosure statements provided for in section 84-17(d) shall cease to be public records once the three-year period provided for in paragraphs (a) or (b) above has run.

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(d) Nothing herein shall bar the state ethics commission from retaining a financial disclosure statement or copy of a financial disclosure statement that has become part of a charge case or advisory opinion request, or is part of an ongoing investigation.”

SECTION 2. New statutory material is underscored.¹

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

(Approved June 8, 1989.)

Note

1. Edited pursuant to HRS §23G-16.5.