

ACT 127

S.B. NO. 51

A Bill for an Act Relating to Campaign Finance.

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

SECTION 1. Section 11-323, Hawaii Revised Statutes, is amended to read as follows:

“§11-323 Organizational report, noncandidate committee. (a) The noncandidate committee organizational report shall include:

- (1) The committee’s name, which shall incorporate the full name of the sponsoring entity, if any. An acronym or abbreviation may be used in other communications if the acronym or abbreviation is commonly known or clearly recognized by the general public. The committee’s name shall not include the name of a candidate;
- (2) The committee’s address, including web page address, if any;
- (3) The area, scope, or jurisdiction of the committee;
- (4) The name and address of the committee’s sponsoring entity. If the committee does not have a sponsoring entity, the committee shall specify the trade, profession, or primary interest of contributors to the committee;
- (5) The name, address, telephone number, occupation, and principal place of business of the chairperson;
- (6) The name, address, telephone number, occupation, and principal place of business of the treasurer and any other officers;
- (7) An indication as to whether the committee was formed to support or oppose a specific ballot question or candidate and, if so, a brief description of the question or ~~the~~ name of the candidate;
- (8) An indication as to whether the committee is a political party committee;

- (9) The name, address, telephone number, occupation, and principal place of business of the custodian of the books and accounts;
- (10) The name and address of the depository institution in which the committee will maintain its campaign account and each applicable account number; and
- (11) A certification by the chairperson and treasurer of the statements in the organizational report.

(b) Any change in information previously reported in the organizational report shall be electronically filed with the commission within ten days of the change being brought to the attention of the committee chairperson or treasurer.

(c) Any noncandidate committee that violates all or any part of this section shall be subject to a minimum fine of \$1,000 per violation."

SECTION 2. Section 11-391, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

"(b) The fine for violation of this section, if assessed by the commission, shall not exceed \$25 for each advertisement that lacks the information required by this section or provides prohibited information, and shall not exceed an aggregate amount of \$5,000[-]; provided that any violation of this section by a noncandidate committee, if assessed by the commission, shall be no less than \$150 for each advertisement that lacks the information required by this section or provides prohibited information."

SECTION 3. Section 11-393, Hawaii Revised Statutes, is amended by amending subsection (d) to read as follows:

"(d) Any noncandidate committee that violates this section shall be subject to a minimum fine [~~under section 11-410-~~] of \$1,000 per violation."

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

SECTION 5. This Act shall take effect on July 1, 2023.

(Approved June 23, 2023.)